

CITY OF BLACK DIAMOND, WASHINGTON

ORDINANCE NO. 06- 810

**AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF BLACK DIAMOND, KING COUNTY,
WASHINGTON, RELATING TO RECORDING
NOTICES OF CODE VIOLATIONS AND ADDING
BLACK DIAMOND MUNICIPAL CODE SECTIONS
8.16.035, 15.04.040, and 18.12.015**

WHEREAS, the City Council finds that the City should have the ability to notify potential purchasers of property within the City of Black Diamond, of existing code violations on the property, now therefore

THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, KING COUNTY, WASHINGTON, ORDAINS AS FOLLOWS:

Section 1. A new Black Diamond Municipal Code Section 8.16.035 is hereby added to read as follows:

8.16.035 Recording of Notice and Order of Abatement

A. Whenever a notice and order is served on a person responsible for any of the nuisances identified in Section 8.16.010, the city administrator or his/her designee may record a copy of the notice and order with the King County records and elections division, or its successor agency.

B. When all violations specified in the recorded notice and order have been corrected or abated, the city administrator or his/her designee shall record a certificate of compliance with the King County records and elections division, or its successor agency. The certificate shall include a legal description of the property where the violation occurred and shall state that any unpaid penalties or costs of abatement for which liens have been recorded are still outstanding and continue as liens on the property.

Section 2. A new Black Diamond Municipal Code Section 15.04.040 is hereby added to read as follows:

15.04.040 Recording of Notice of Violation

A. Whenever a notice of violation is served on a person responsible for a violation of any of the provisions of this title, the building official may record a copy of the notice with the King County records and elections division, or its successor agency.

B. When all violations specified in the recorded notice have been corrected or abated, the building official shall record a certificate of compliance with the King County records and elections division, or its successor agency. The certificate shall include a legal description of the property where the violation occurred and shall state that any unpaid penalties or costs of abatement or enforcement for which liens have been recorded are still outstanding and continue as liens on the property.

Section 3. A new Black Diamond Municipal Code Section 18.12.015 is hereby added to read as follows:

18.12.015 Recording of Notice and Order

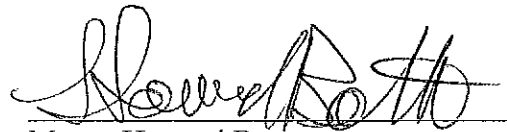
A. Whenever a notice and order is served on a person responsible for a violation of any of the provisions of this title, the enforcing officer may record a copy of the notice and order with the King County records and elections division, or its successor agency.

B. When all violations specified in the recorded notice and order have been corrected or abated, the enforcing officer shall record a certificate of compliance with the King County records and elections division, or its successor agency. The certificate shall include a legal description of the property where the violation occurred and shall state that any unpaid civil or criminal penalties for which liens have been recorded are still outstanding and continue as liens on the property.

Section 4. Severability. If any provision of this Ordinance is determined to be invalid or unenforceable for any reason, the remaining provisions of this Ordinance shall remain in force and effect.

Section 5. Effective Date. This Ordinance shall be in full force and effect five (5) days from and after its passage, approval, posting and publication as provided by law. A summary of this ordinance may be published in lieu of publishing the Ordinance in its entirety.

Introduced the 16th day of February, 2006. Passed by the majority of the City Council at a meeting held on the 16th day of February, 2006.


Mayor Howard Botts

Attest:

Cris Kandior
Cris Kandior, City Clerk

APPROVED AS TO FORM:

Loren Combs
Loren Combs, City Attorney

Published: _____

Posted: 2-17-06

Effective Date: _____

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