

**ORDINANCE NO. 195
CITY OF LIBERTY LAKE
SPOKANE COUNTY, WASHINGTON**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LIBERTY LAKE,
WASHINGTON, ESTABLISHING A UTILITY TAX ANNUAL REBATE PROGRAM
FOR THE CITY'S SENIOR AND LOW-INCOME OR DISABLED AND LOW-INCOME
RESIDENTS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN
EFFECTIVE DATE.**

WHEREAS, the City of Liberty Lake City Council passed Ordinance No. 188, establishing a utility tax to provide revenue for City services; and

WHEREAS, Section 15 of said utility tax Ordinance provides that the City of Liberty Lake's Mayor or his or her designee will develop and propose to the Council a utility tax relief program for the City's senior and low-income or disabled and low-income residents.

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

Section 1. Utility tax annual rebate program established. A utility tax annual rebate program is established for senior and low-income or disabled and low-income residents in accordance with the eligibility criteria and guidelines described in this ordinance. The first period covered under this program is January 1, 2011 – December 31, 2011, and then every calendar year thereafter.

Section 2. Utility tax annual rebate for electricity, gas, garbage, solid waste, cable, telephone services. For all the above services, which are more specifically set forth in Ordinance No. 188, eligible Liberty Lake residents may apply annually to receive a utility tax rebate.

To qualify for a utility tax annual rebate from electricity, gas, garbage, solid waste, cable and telephone services, Liberty Lake residents must:

A. Be a household residing within the legal boundaries of the City of Liberty Lake; and

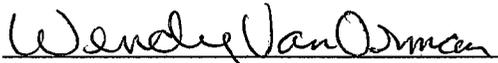
B. Be low-income and age 62 or older at the time an application is made to the City of Liberty Lake for an annual rebate, or totally and permanently disabled and low-income, residing in a separately metered dwelling and who is paying directly for such separately billed service either as owner, purchaser or renter and whose individual disposable income is at or below 50% of the median income for the Spokane County area as defined by HUD (Department of Housing and Urban Development).

Section 3. Rules and Procedures; Compliance. The City Treasurer shall adopt rules and procedures for the filing of reimbursement claims and for the administration of the utility tax annual rebate program as provided for by this Ordinance.

Section 4. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be invalid or unconstitutional 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 5. Effective Date. This Ordinance shall be in full force and effective (5) days after publication of this Ordinance or a summary thereof in the official newspaper of the City as provided by law.

PASSED by the City Council this 16th day of August 2011.



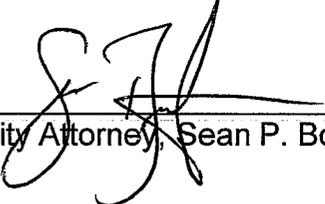
Mayor, Wendy Van Orman

ATTEST:



Ann Swenson, City Clerk

APPROVED AS TO FORM:



City Attorney, Sean P. Boutz

CERTIFICATION

I, the undersigned City Clerk of the City of Liberty Lake, of Spokane County, Washington, HEREBY CERTIFY that the foregoing Ordinance is a full, true and correct copy of Ordinance No. 195 duly adopted at a regular meeting of the City Council of said City, duly and regularly held at the regular meeting placed thereof on August 16, 2011 of which meeting all members of said City Council had due notice and at which a majority thereof were present; and that at said meeting said Ordinance was adopted by the following vote: unanimous, 4-0.

AYES, and in favor thereof: Mayor Pro Tem Crump; Council Members: Owens, Schuler, and Beckett.

NAYS: None.

ABSENT: Council Members: Kaminskas, Romney, and Langford.

ASTAINED: None.

CITY OF LIBERTY LAKE



CITY CLERK