

Chapter 1.01

CODE

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1.01.010 Adoption of Code. The codification of the ordinances of the City of Snohomish of a general, public, or permanent nature as contained and set forth in a printed copy thereof on file in the office of the City Clerk entitled "Snohomish Municipal Code," is adopted as the official code of the City of Snohomish, as provided by RCW 35.21.500 through 35.21.570. (Ord. 962, 1964)

1.01.015 Purpose and Policy Declared. All regulatory legislation contained in the Snohomish Municipal Code is enacted as an exercise of the police power of the City to provide for, promote, protect, and preserve the public peace, health, safety and welfare, and such legislation shall be liberally construed for the accomplishment of said purposes. It is expressly the purpose of such legislation to provide for and protect the general public and not to create or otherwise establish or designate any particular class or group of persons who will, or should, be especially protected or benefited by the terms of such legislation.

Nothing contained in any regulatory legislation of the City is intended to be, nor shall be, construed to create or form the basis for any liability on the part of the City or its officers, employees or agents for any

injury or damage resulting from the failure of any member of the public to comply with applicable regulations, or from the failure of a structure, utility, road or sidewalk to comply with applicable code requirements, or by reason, or in consequence, of any plan check, inspection, notice, order, certificate, or approval, issued in connection with the implementation or enforcement of regulatory legislation, or by reason of any action, or inaction, on the part of the City, or its officers, employees or agents, in connection with the implementation, or enforcement, of regulatory legislation. (Ord. 1454, 1980)

1.01.020 Copies as Proof of Ordinances. As provided for by RCW 35.21.550, copies of such code in published form shall be received without further proof as the ordinances of permanent and general effect of the City of Snohomish by all courts and administrative tribunals of the state. (Ord. 962, 1964)

1.01.030 Adoption of New Material. New material shall be adopted by the City Council as separate ordinances prior to the inclusion thereof in such codification; provided, that any ordinance amending the codification shall set forth in full the section or sections of the codification being amended, and this shall constitute a sufficient compliance with any statutory requirement that no ordinance nor any section thereof shall be revised or amended unless the new ordinance sets forth the revised ordinance or amended section in full. (Ord. 962, 1964)

1.01.040 Title and Citation of Code. The codification hereby adopted shall be known as the "Snohomish Municipal Code" and may be cited as such. The titles, chapters, and sections as set forth in the codification hereby adopted shall be, and they are, declared to be the titles, chapters and sections by which the provisions of the

Snohomish Municipal Code may be designated, and cited. (Ord. 962, 1964)

1.01.050 Purpose of Catchlines. The catchlines appearing in connection with the titles, chapters and sections of the Snohomish Municipal Code are inserted as a matter of convenience, and they shall be wholly disregarded by any person, officer, court or other tribunal in construing the terms and provisions of the Snohomish Municipal Code. (Ord. 962, 1964)

1.01.060 Continuation of Ordinances. The provisions of the Snohomish Municipal Code, insofar as they are substantially the same as ordinances heretofore adopted by the City of Snohomish, shall be construed as continuations thereof and not as new enactments. (Ord. 962, 1964)

1.01.070 Reference Applies to Amendments. Whenever a reference is made to any portion of the Snohomish Municipal Code, or to any ordinances of the City of Snohomish, such reference shall apply to all amendments and additions now or hereafter made. (Ord. 962, 1964)

1.01.080 Penalties for Violations.
A. Any person, firm, corporation, their agents, or servants who shall violate any of the provisions of the following listed Chapters of the Snohomish Municipal Code has committed a civil violation for which penalties may be assessed for each day or part of a day that the violation continues unless otherwise provided: Chapters 3.22, 3.26, 5.02, 5.10, 5.36, 5.44, 5.52, 7.12, 8.12, 8.20, 9.94, 12.12, 12.20, 12.40, 13.04, 14.85, 15.04, and 20.04.

B. Civil violations shall be cited and processed in accordance with Chapter 1.14 SMC.

C. Other Remedies Preserved.

1. The provisions of this Chapter are not exclusive of other rights and remedies of the City under other provisions of the Snohomish Municipal Code.
2. In addition to the City's right to assess costs and penalties against owners as provided in its ordinances, the City shall retain all rights of lien and other rights against the property in question for costs that remain unpaid, in the manner and form provided by state law and City ordinances.

D. Criminal Penalties. Any violation that is required by state law to be prosecuted as a criminal offense shall not be prosecuted as a civil violation under this code.

E. Emergencies. Nothing in this Chapter or in other Chapters of the Snohomish Municipal Code shall prevent the Enforcement Officer or any other officer of the City of Snohomish or other governmental unit from taking any other action, summary or otherwise, necessary to eliminate or minimize an imminent danger to the health or safety of any person or property. The City's costs of abating any such nuisance or endangerment summarily or otherwise abated shall be recoverable in the same manner and to the same extent as costs of abating nuisances or endangerment under any other provisions of this code, in addition to or as an alternative to any other rights or remedies the City may possess.

(Ord. 2155, 2008)