



City Council Agenda Bill

<h2 style="margin: 0;">20023</h2> <p style="margin: 0;">Bill Number</p>

Subject: An ordinance repealing BMC 6.17.500 to eliminate a conflict within the municipal code.

Summary Statement: Two sections of the municipal code prohibit the theft of cable television services. The separate sections provide for different penalties. One section should be repealed to eliminate the inconsistency.

Previous Council Action: None.

Fiscal Impact: n/a

Funding Source: n/a

Attachments: Proposed Ordinance.

Meeting Activity	Meeting Date	Staff Recommendation	Presented By	Time
Consent Agenda	17-Jun-2013	Vote to Approve	Peter Ruffatto, City Attorney	0 min
Third & Final Ordinance	1-Jul-2013	Pass Ordinance		

Council Committee:

Agenda Bill Contact:

James Erb. Asst. City Attorney

Reviewed By	Initials	Date
Legal	JE	6/17/13
Mayor	AKL	6-11-13

Committee Actions:

Council Action:

6/17/13 SNAPP / KNUTSON moved approval for first and second reading as part of the Consent Agenda. MOTION CARRIED 6-0.

ORDINANCE NO. _____

AN ORDINANCE REPEALING BMC 6.17.500 TO ELIMINATE A CONFLICT WITHIN THE CODE

WHEREAS, the City previously adopted BMC 6.17.500(a) which prohibits the theft of cable services; and

WHEREAS, a violation of BMC 6.17.500(a) is a misdemeanor offense; and

WHEREAS, the City has also incorporated by reference RCW 9A.56.220 which prohibits the theft of subscription television services, and

WHEREAS, a violation of RCW 9A.56.220 is a gross misdemeanor; and

WHEREAS, an ordinance is necessary to eliminate this conflict within the code,

NOW THEREFORE, THE CITY OF BELLINGHAM DOES ORDAIN:

Section 1. BMC 6.17.500 is repealed in its entirety.

PASSED by the Council this _____ day of _____, 2013.

Council President

APPROVED by me this _____ day of _____, 2013.

Mayor

ATTEST: _____
Finance Director

APPROVED AS TO FORM:

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Office of the City Attorney

Published:

Ordinance repealing 6.17.500 (2)

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