AN ORDINANCE of the City of Kent, Washington, repealing as of midnight, December 31, 1968, Sections 3 and 4 of Kent Ordinance No. 1331 (January, 1966) and enacting as of 12:01 A.M., January 1, 1969, a business activities occupation tax of three and one-half percent (3 1/2%) on telephone, gas, electrical, water, garbage, and sewer (excluding Metro charges) utilities doing business in the City Limits of the City of Kent.

THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON, DO
ORDAIN AS FOLLOWS:

Section 1. Effective midnight, December 31, 1968, Sections 3 and 4 of Kent City Ordinance 1331 (January, 1966) shall be repealed.

Section 2. CERTAIN UTILITIES SUBJECT TO TAX:
A. In addition to the other business and license fees called for by the Ordinances of the City of Kent, there is hereby levied upon and shall be collected from the persons (including the City of Kent) engaged in certain business activities, occupation taxes in the amounts to be determined by the application of the rates herein stated against gross income as follows:

(1) Upon every person engaging in or carrying on a telephone business within, or partly within the City, an annual fee or tax for the privilege of so doing, equal to three and one-half percent (3 1/2%) of the total gross subscribers' station exchange revenues from business and residence telephone service (excluding message units) in the City during the tax year for which a license is required.

(2) Upon every person engaging in or carrying on a business of selling, furnishing, distributing, or producing gaseous gas for commercial or domestic use or purposes, a fee or tax equal to three and one-half percent (3 1/2%) of the total gross income from such business in the City during the tax year for which the license is required.

(3) Upon every person engaged in or carrying on the business of selling, furnishing, or distributing
electricity for light and power, a fee or tax equal to three and one-half percent (3 1/2%) of the total gross income from such business in the City during the tax year for which a license is required.

(4) Upon every person (including the City of Kent) engaging in carrying on the business of selling, furnishing or distributing water, garbage, and sewer (excluding Municipality of Metropolitan Seattle sewer surcharges) services, a fee or tax equal to three and one-half percent (3 1/2%) of the total gross income from such business in the City during the tax year.

B. In computing said tax as hereinbefore provided, the taxpayer may deduct in computing gross income, the following items:

(1) The actual amount of credit losses and uncollectables sustained by the taxpayer.

(2) Amounts derived from the transactions in interstate and foreign commerce which the City is prohibited from taxing under the Laws and Constitution of the United States.

Section 3. Section 2 of this Ordinance shall be effective as of 12:01 A.M., January 1, 1969, and the provisions of Section 2 of this Ordinance shall terminate as of midnight December 31, 1969, unless otherwise provided for prior to that time.

Section 4. UTILITY TAX WHEN DUE: The utility tax imposed by this Chapter shall be due and payable to the Treasurer in quarterly installments and remittance thereof shall be made to the Treasurer on or before the last day of the month next succeeding the end of the quarterly period in which the tax accrued. Quarterly period for the purpose of this Chapter shall mean each three (3) month period of the calendar year as defined in Section 6.4.08 (q) (Kent City Ordinance 0.913, subsection 2, as amended by 0.1039 -- 1959). The taxpayer on or before said last day of said month shall also transmit to the Treasurer a return upon a form to be prescribed and provided by the Clerk, which return shall contain a statement by the taxpayer, stating the amount of the tax for which he is liable for the preceding
quarterly period under and computed according to the provisions of this Chapter, that the information therein given and the amount of tax liability therein reported are full and true and that he knows the same to be so; which statement shall be signed by the taxpayer or authorized agent and the signing of same shall be deemed and constitute the same as a statement under the penalties of perjury equivalent to and as is sworn to under oath.

Section 5. If any provision, section, paragraph, clause, or part of this Ordinance shall be held void or unconstitutional, the remainder of this Ordinance shall not be affected thereby, but all other provisions, sections, paragraphs, clauses, and parts of this Ordinance not expressly so held to be void or unconstitutional shall continue and remain in full force and effect.

Section 6. This Ordinance shall take effect and be in force five (5) days from and after its passage, approval and publication as provided by law, subject to, however, the provisions of Sections 1 and 3 of this Ordinance.

ALEX THORNTON, Mayor

Attest:

MARIE JENSEN, City Clerk

Approved as to form: JOHN B. BERREITER, City Attorney

PASSED the 4th day of __________, 1968.
APPROVED the 5th day of __________, 1968.
PUBLISHED the 10th day of __________, 1968.

I hereby certify that this is a true copy of Ordinance No. 1549, passed by the City Council of the City of Kent and approved by the Mayor of the City of Kent as hereon indicated.

MARIE JENSEN, City Clerk

(SEAL)