AN ORDINANCE relating to utility fees or taxes; amending Chapter 3.04 of the Kent City Code (Ordinance 1549, as last amended by Ordinance 2327) to remove the exclusion from fees or taxes for Municipality of Metropolitan Seattle sewer surcharges; and to reduce the utility fee or tax from 3-1/2% to 2-1/2%.

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

Section 1. Chapter 3.04 of the Kent City Code is amended as follows:

"3.04.040. CERTAIN UTILITIES SUBJECT TO TAX.
(1) In addition to the other business and license fees required by the ordinances of the City of Kent, there is hereby levied upon all persons (including the City of Kent) engaged in certain business activities an occupation tax to be collected as follows:

(a) 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)) two and one-half percent 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.

(b) 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)) two and one-half percent of the total gross income from such business in the City during the tax year for which the license is required.

(c) 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)) two and one-half percent of the total gross income from such business in the City during the tax year for which a license is required.

(d) Upon every person (including the City of Kent) engaging in or 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)) two and one-half percent ((3 1/2%)) of the total gross income from such business in the City during the tax year.

(2) In computing said tax as hereinbefore provided, the taxpayer may deduct in computing gross income, the following items:

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

(b) 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.

3.04.080. UTILITY TAX WHEN DUE. The utility tax imposed by this Chapter shall be due and payable to the Finance Department in quarterly installments and remittance thereof shall be made 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. The taxpayer on or before said last day of said month shall also transmit to the Finance Department 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 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.

Section 2. This ordinance shall take effect and be in force five (5) days from and after its passage, approval and
publication as provided by law. Provided, that the removal of the exclusion from fees or taxes for the Municipality of Metropolitan Seattle sewer surcharges, and the reduction in fee or tax, both provided for in Section 1, above, shall take effect and be in force on March 1, 1983.

ATTEST:

MARIE JENSEN, CITY CLERK

APPROVED AS TO FORM:

P. STEPHEN DIJULIO, CITY ATTORNEY

PASSED the _6_ day of __________, 1982.
APPROVED the _7_ day of __________, 1982.
PUBLISHED the _10_ day of __________, 1982.

I hereby certify that this is a true copy of Ordinance No. 2360, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

MARIE JENSEN, CITY CLERK

(SEAL)

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