

Title 1

GENERAL PROVISIONS

Chapters:

- 1.01 Code Adoption**
- 1.05 General Provisions**
- 1.10 General Penalty**

Chapter 1.01

Chapter 1.05

CODE ADOPTION

GENERAL PROVISIONS

Sections:

- 1.01.010 Code adopted.
- 1.01.020 Title – Citation – Reference.
- 1.01.030 Reference applies to amendments.
- 1.01.040 Codification authority.

Sections:

- 1.05.010 Definitions.
- 1.05.020 Prohibited acts include causing and permitting.
- 1.05.030 Repeal shall not revive any ordinances.
- 1.05.040 Interpretation of language.
- 1.05.050 Grammatical interpretation.
- 1.05.060 Acts by agents.
- 1.05.070 Construction.

1.01.010 Code adopted.

The Hunts Point Municipal Code, as compiled from the ordinances of the town of Hunts Point, Washington, and edited and published by Code Publishing Company of Seattle, Washington, is hereby adopted as the official code of the town of Hunts Point, Washington. [Ord. 300 § 1, 1995]

1.05.010 Definitions.

The following words and phrases, wherever used in the ordinances of the town of Hunts Point, Washington, shall be construed as defined in this section unless from the context a different meaning is intended or unless a different meaning is specifically defined and more particularly directed to the use of such words or phrases:

1.01.020 Title – Citation – Reference.

This code shall be known as the “Hunts Point Municipal Code” in any prosecution for the violation of any provision thereof or in any proceeding at law or equity. It shall also be sufficient to designate any ordinance adding to, amending, correcting, or repealing all or any part or portion thereof as an addition to, amendment to, correction of, or repeal of the “Hunts Point Municipal Code”. Further reference may be had to the titles, chapters, sections and subsections of the “Hunts Point Municipal Code” and such reference shall apply to that numbered title, chapter, section or subsection as it appears in that code. [Ord. 300 § 2, 1995]

(1) “City” and “town” mean the town of Hunts Point, Washington, or the area within the territorial limits of the town of Hunts Point, Washington and such territory outside of the town over which the town has jurisdiction or control by virtue of any constitutional or statutory provision.

1.01.030 Reference applies to amendments.

Whenever a reference is made to the “Hunts Point Municipal Code” or to any portion thereof, or to any ordinance of the town of Hunts Point, Washington, that reference shall apply to all amendments, corrections and additions heretofore, now, or hereafter made. [Ord. 300 § 3, 1995]

(2) “Computation of time” means the determination of the time within which an act is to be done. It is computed by excluding the day of the act, event, or default from which the designated period of time begins to run and including the last day of the period so computed; and if the last day is Saturday, Sunday or a legal holiday, that day shall be excluded, in which event the period runs until the end of the next day which is neither a Saturday, a Sunday nor a legal holiday.

1.01.040 Codification authority.

This code consists of all of the regulatory and penal ordinances and certain of the administrative ordinances codified pursuant to RCW 35.21.500 through 35.21.570, inclusive. [Ord. 300 § 4, 1995]

(3) “Council” means the town council of the town of Hunts Point, Washington. “All its members,” or “all council members” means the total number of council members provided by the general laws of the state of Washington and/or all persons currently holding such title.

(4) “County” means the county of King.

1.05.020

(5) "Law" denotes applicable federal law, the constitution and statutes of the state of Washington, the ordinances of the town of Hunts Point, and when appropriate, any and all rules and regulations which may be promulgated thereunder.

(6) "May" is permissive.

(7) "Month" means a calendar month.

(8) Must and Shall. Each is mandatory.

(9) "Oath" is construed to include an affirmation or declaration in all cases in which, by law, an affirmation may be substituted for an oath, and in such cases the words "swear" and "sworn" are equivalent to the words "affirm" and "affirmed".

(10) "Ordinance" means a law of the town; provided, that a temporary or special law, administrative action, order or directive may be in the form of a resolution.

(11) "Owner" applied to building or land, includes any part owner, tenant in common, joint tenant or tenant by the entirety, of the whole or part of such building or land.

(12) "Person" means natural person, joint venture, joint stock company, partnership, association, club, company, corporation, business, trust, organization or the manager, lessee, agent, servant, officer or employee of any of them.

(13) "Personal property" includes money, goods, chattels, causes of action, things in action and evidences of debt.

(14) "Property" includes real and personal property.

(15) "Real property" includes lands, tenements and hereditaments.

(16) "Sidewalk" means that portion of a street between the curb line and the adjacent property line intended for the use of pedestrians.

(17) "State" means the state of Washington.

(18) "Street" includes all streets, highways, avenues, lanes, alleys, courts, places, squares, curbs or other public ways in this town which have been or may hereafter be dedicated and open to public use, or such other public property so designated in any law of this state.

(19) "Tenant" and "occupant", applied to a building or land, includes any person who

occupies the whole or a part of such building or land, whether alone or with others.

(20) Title of Office. Use of the title of any officer, employee, department, board or commission means that officer, employee, department, board or commission of the town. [Ord. 283 § 1, 1994]

1.05.020 Prohibited acts include causing and permitting.

Whenever in the ordinances of the town any act or omission is made unlawful, it includes causing, allowing, permitting, aiding, abetting, suffering or concealing such act or omission. [Ord. 283 § 2, 1994]

1.05.030 Repeal shall not revive any ordinances.

The repeal of an ordinance shall not repeal the repealing clause of such ordinance or revive any ordinance which has been repealed thereby. [Ord. 283 § 3, 1994]

1.05.040 Interpretation of language.

All words and phrases shall be construed according to the common and approved usage of the language, but technical words and phrases and such others as may have acquired a peculiar and appropriate meaning in the law shall be construed and understood according to such peculiar and appropriate meaning. [Ord. 283 § 4, 1994]

1.05.050 Grammatical interpretation.

The following grammatical rules shall apply in the ordinances of the town of Hunts Point, unless it is apparent from the context that a different construction is intended:

(1) Each gender includes the masculine, feminine and neuter genders.

(2) The singular number includes the plural and the plural includes the singular.

(3) Words used in the present tense include the past and future tenses and vice versa, unless manifestly inapplicable. [Ord. 283 § 5, 1994]

1.05.060 Acts by agents.

When act is required by any ordinance which may be done as well by an agent as a

principal, such requirement shall be construed to include all acts performed by any authorized agent. [Ord. 283 § 6, 1994]

1.05.070 Construction.

The provisions of the ordinances of the town of Hunts Point shall be construed with a view to effect their objects and to promote justice. [Ord. 283 § 7, 1994]

Chapter 1.10

GENERAL PENALTY

Sections:

- 1.10.010 Violation – Penalty.
- 1.10.020 Violation – Separate offense.

1.10.010 Violation – Penalty.

(1) Unless otherwise provided, any person violating any of the provisions or failing to comply with any of the mandatory requirements of any ordinance of the town, or any rule or regulation adopted by the town council pursuant thereto, is guilty of a misdemeanor. Except in cases where a different punishment is prescribed by any ordinance of the town, any person convicted of a misdemeanor under the ordinances of the town shall be punished by a fine not exceeding \$5,000, or by imprisonment for any term not exceeding one year, or by both such fine and imprisonment, provided that the punishment for violation of any criminal ordinance shall be the same as the punishment provided in state law for the same crime.

(2) This section does not preclude, and is in addition to, administrative and civil remedies set forth in this code. [Ord. 289 § 1, 1995]

1.10.020 Violation – Separate offense.

Each person as specified in HPMC 1.10.010 is guilty of a separate offense for each and every day during any portion of which any violation of any provision of the ordinances of the town is committed, continued or permitted by any such person, and shall be punishable accordingly. [Ord. 289 § 2, 1995]

