

ORDINANCE NO. 1206

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST PARK, WASHINGTON, SUSPENDING THE OPERATION AND ENFORCEMENT OF CHAPTER 5.34 LAKE FOREST PARK MUNICIPAL CODE, WHICH RESTRICTS THE USE OF PLASTIC BAGS AND NONCOMPOSTABLE FOOD SERVICE CONTAINERS, PROVIDING FOR SEVERABILITY AND INCLUDING AN EFFECTIVE DATE

WHEREAS, on September 13, 2018, the City Council adopted Ordinance No. 1181 creating Chapter 5.34 in the Lake Forest Park Municipal Code ("LFPMC"), which restricted the use and sale of single-use plastic bags and non-compostable food service containers, straws, lids and utensils; and

WHEREAS, Chapter 5.34 LFPMC was adopted to help prevent waste and preserve the environment and natural resources; and

WHEREAS, while the goals of Chapter 5.34 LFPMC have not changed, the COVID-19 pandemic temporary takes precedence as the City takes measures to combat this threat to public health, safety and welfare; and

WHEREAS, there is concern regarding the cleanliness of reusable bags and the ability of the COVID-19 virus to survive on various surfaces, which could pose a potential risk to grocery store clerks, customers and others; and

WHEREAS, the City Council recognizes a public health benefit to temporarily suspending the operation and enforcement of Chapter 5.34 LFPMC as a means to help mitigate the spread of COVID-19; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKE FOREST PARK, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. SUSPEND. The operation and enforcement of Chapter 5.34 LFPMC are temporarily suspended until action is taken by the City Council to reinstate operation and enforcement at a time when suspension is no longer needed as a means to mitigate the spread of COVID-19.

Section 2. SEVERABILITY. Should any portion of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 3. CORRECTIONS. The City Clerk is authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

Section 4. PUBLIC EMERGENCY ORDINANCE EFFECTIVE DATE. The City Council finds that this ordinance is necessary for the protection of public health and safety, and therefore pursuant to RCW 35A.12.130, having been passed by at least a majority plus one of the City Council, this ordinance shall take effect immediately upon adoption.


APPROVED BY A MAJORITY PLUS ONE of the Lake Forest Park City Council this 26th day of March, 2020.

APPROVED:




Jeff Johnson
Mayor

ATTEST/AUTHENTICATED:



Evelyn Jahed
City Clerk

APPROVED AS TO FORM:



Kim Adams Pratt
City Attorney

Introduced: March 26, 2020
Adopted: March 26, 2020
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