

ORDINANCE NO. 10-TBD-06

AN ORDINANCE OF THE PROSSER TRANSPORTATION BENEFIT DISTRICT AMENDING SECTION 1 OF ORDINANCE NUMBER 09-TBD-01 TO AMEND THE TBD'S ORGANIZATIONAL RULES TO ALLOW THE TREASURER TO PROVIDE REFUNDS OF TRANSPORTATION BENEFIT DISTRICT FEES WHEN THEY WERE PAID IN ERROR WITHOUT PRIOR BOARD ACTION, AND PROVIDING FOR LATER REVIEW OF SUCH REFUNDS BY THE BOARD AND AMENDING THE RULES TO MAKE CORRECTIONS TO THE TABLE OF CONTENTS. THE ORDINANCE PROVIDES THAT THE PROVISIONS OF THE ORDINANCE ARE SEVERABLE FROM ONE ANOTHER, AND PROVIDES FOR AN EFFECTIVE DATE FOR PUBLICATION BY SUMMARY.

WHEREAS, the Organizational rules of the Transportation Benefit District (TBD) do not specifically authorize the Treasurer to issue refunds without prior Board approval; and

WHEREAS, the inability to issue refunds, in a timely manner, has caused confusion for persons erroneously charged a fee by the Washington State Department of Licensing; and

WHEREAS, the Board may amend its organizational rules at a regular meeting, provided at least 15 days prior notice of the amendment is provided to the Board; and

WHEREAS, the Board was provided notice of the textual changes to its organizational rules on July 13, 2010, by the Chair of the Board;

NOW, THEREFORE, THE BOARD OF THE PROSSER TRANSPORTATION BENEFIT DISTRICT, DO ORDAIN AS FOLLOWS:

Section 1. Section one of Ordinance Number 09-TBD-01 is hereby amended to read as follows: The Organizational Rules attached hereto as Exhibit "A" are hereby adopted as the Organization Rules of the Prosser Transportation Benefit District.

Section 2. Severability. The provisions of this ordinance are hereby declared to be severable. If any section, subsection, sentence, clause, or phrase of this ordinance or its application to any person or circumstance is for any reason held to be invalid or unconstitutional,

the remainder of this ordinance shall not as a result of said section, subsection, sentence, clause, or phrase be held unconstitutional or invalid.

Section 3. Effective Date. This ordinance shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

Dated: August 3, 2010

APPROVED:

CHAIR TERRY G. CHAMBERS

ATTEST/AUTHENTICATED:

SECRETARY/CITY CLERK, SHERRY BIGGS

APPROVED AS TO FORM:

HOWARD M. SAXTON, III

FILED WITH THE CITY CLERK: _____

PASSED BY THE PROSSER TRANSPORTATION BENEFIT DISTRICT: _____

PUBLISHED: _____

EFFECTIVE DATE: _____

SUMMARY OF ORDINANCE NO. 10-TBD-06

of the Prosser Transportation Benefit District

On the ____ day of _____, 2010, the Prosser Transportation Benefit District, passed Ordinance No. 10-TBD-06. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE PROSSER TRANSPORTATION BENEFIT DISTRICT AMENDING SECTION 1 OF ORDINANCE NUMBER 09-TBD-01 TO AMEND THE TBD'S ORGANIZATIONAL RULES TO ALLOW THE TREASURER TO PROVIDE REFUNDS OF TRANSPORTATION BENEFIT DISTRICT FEES WHEN THEY WERE PAID IN ERROR WITHOUT PRIOR BOARD ACTION AND PROVIDING FOR LATER REVIEW OF SUCH REFUNDS BY THE BOARD AND AMENDING THE RULES TO MAKE CORRECTIONS TO THE TABLE OF CONTENTS. THE ORDINANCE PROVIDES THAT THE PROVISIONS OF THE ORDINANCE ARE SEVERABLE FROM ONE ANOTHER, AND PROVIDES FOR AN EFFECTIVE DATE FOR PUBLICATION BY SUMMARY.

The full text of this Ordinance will be mailed upon request.

DATED this ____ day of _____, 2010.

SHERRY BIGGS
SECRETARY/CITY CLERK