



CITY OF KIRKLAND

Department of Parks & Community Services

505 Market Street, Suite A, Kirkland, WA 98033 425.587.3300

www.ci.kirkland.wa.us

MEMORANDUM

To: David Ramsay

From: Carrie Hite, Deputy Director
Jennifer Schroder, Director

Date: February 9, 2009

Subject: Cemetery Business Plan

RECOMMENDATION:

City Council adopt the amended Kirkland Municipal Code Chapter 3.92 to incorporate language defining resident and non-resident.

BACKGROUND DISCUSSION:

City Council adopted the Cemetery Business Plan and the Kirkland Municipal Code Chapter 3.92 on January 6, 2009. After the meeting, there was a concern that was presented about the use of the wording "significant other" in the resident and non-resident definition. The section 3.92.030 was revised to incorporate the use of the words "domestic partner" in the definition for family. There is an established policy in the City that defines domestic partner, and requires a signed affidavit or declaration to that effect. If Council adopts this ordinance revision, this policy and procedure will be used to satisfy the requirements of confirming domestic partnership for purchase of cemetery burial lots, cremated remains sites, and services.

ORDINANCE NO. 4182

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO KIRKLAND CEMETERY RATES AND CHARGES AND AMENDING SECTION 3.92.030 OF THE KIRKLAND MUNICIPAL CODE.

The City Council of the City of Kirkland do ordain as follows:

Section 1. Section 3.92.030 of the Kirkland Municipal Code is hereby amended to read as follows:

3.92.030 Charges for residents and non-residents.

The rates charged for burial lots and cremated remains sites (niche walls), and services shall be based on whether the lot or site is purchased for a resident or a non-resident of the City of Kirkland. The rates charged for burial lots and cremated remains sites (niche walls) for non-residents of the City of Kirkland shall be fifty percent higher than the rate for residents of the City of Kirkland. For the purpose of this Chapter, a person shall be considered a resident of the City of Kirkland if: (1) he or she was born in the City of Kirkland, ~~or~~ has lived in the City of Kirkland for a period of ten or more continuous years at any point in his or her life, or is a current resident of the City of Kirkland; or (2) he or she has an immediate family member who currently resides in the City of Kirkland. For the purpose of this Chapter, an "immediate family member" shall be the spouse, domestic partner, parent, child or sibling of the person. As used in this section, "domestic partner" means a person who meets the City's domestic partner eligibility criteria and signs an affidavit or declaration to that effect. Residency rates will be determined based on the above criteria at the time of purchase.

Section 2. This Ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in open meeting this ____ day of _____, 2009.

Signed in authentication thereof this ____ day of _____, 2009.

MAYOR

Attest:

City Clerk

Approved as to Form:

City Attorney