

**ORDINANCE NO. 2024-2**

**AN ORDINANCE OF THE TOWN OF EATONVILLE, WASHINGTON,  
REPEALING ORDINANCE NO. 2012-11 AND AMENDING  
EATONVILLE MUNICIPAL CODE CHAPTER 2.24 REGARDING THE  
ESTABLISHMENT OF THE EATONVILLE MUNICIPAL COURT**

**WHEREAS**, pursuant to chapter 3.50 RCW, cities or towns with a population of less than 400,000 may create by ordinance a municipal court, which shall have original jurisdiction over traffic infractions and violations of the municipality's ordinances; and

**WHEREAS**, under the authority of chapter 3.50 RCW, the Town of Eatonville established the Eatonville Municipal Court; and

**WHEREAS**, pursuant to RCW 3.50.805, a municipality may enter into an interlocal agreement with the appropriate county or another municipality under chapter 39.34 RCW under which the county or municipality is to be paid a reasonable amount for costs associated with prosecution, adjudication, and sentencing in criminal cases filed in municipal court; and

**WHEREAS**, in 2012, the Town of Eatonville entered into an interlocal agreement with the City of Bonney Lake under which the Town paid the City for the prosecution, adjudication, and sentencing of Eatonville criminal cases; and

**WHEREAS**, effective January 1, 2024, the Town entered into an interlocal agreement with Pierce County under which the Town is paying Pierce County for the prosecution, adjudication, and sentencing of Eatonville criminal cases in Pierce County District Court; and

**WHEREAS**, in 2012, recognizing the Town intended to enter into an interlocal agreement with the City of Bonney Lake, the Eatonville Town Council passed Ordinance No. 2012-11 which terminated the Eatonville Municipal Court pursuant to RCW 3.50.805; and

**WHEREAS**, it is the desire of the Eatonville Town Council to clarify that Ordinance No. 2012-11 was intended to terminate the operations of the Eatonville Municipal Court, which operations were to be assigned to the City of Bonney Lake, but there was no intent to terminate the Eatonville Municipal Court or deprive the Court of its original jurisdiction; now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF EATONVILLE AS FOLLOWS:**

**Section 1. REPEALER.** Ordinance No. 2012-11, enacted October 8, 2012, is hereby repealed in its entirety.

**Section 2.** Chapter 2.24 of the Eatonville Municipal Code is hereby amended to read as follows:

Chapter 2.24  
Eatonville Municipal Court

Sections:

2.24.010 Established.

**2.24.010 Established.**

Pursuant to the authority granted under RCW 3.50.010, there is hereby established a municipal court, which shall be entitled the municipal court of the town of Eatonville which court shall have jurisdiction and exercise all powers declared to be vested in the municipal court pursuant to the authority of Chapter 3.50 RCW as currently enacted or as subsequently amended, together with such other powers and jurisdiction as are generally conferred upon municipal courts of this state either by common law or by expressed statute. Pursuant to the Interlocal Cooperation Act, as codified in Chapter 39.34 RCW, the town of Eatonville will contract with other municipalities to provide the court services.

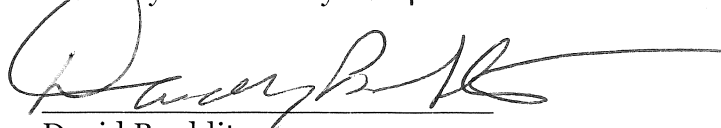
**Section 3.** Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

**Section 4.** This ordinance shall take effect after publication of a summary, consisting of the title, pursuant to RCW 35.27.300.

1ST READING: 02/12/2024

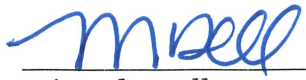
2ND READING: 02/26/2024

PASSED by the Town Council of the Town of Eatonville and attested by the Clerk in authentication of such passage this 26<sup>th</sup> day of February 2024.



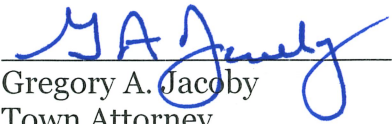
David Baublits  
Mayor

ATTEST:



Miranda Doll  
Town Clerk

APPROVED AS TO FORM:



Gregory A. Jacoby  
Town Attorney