

2298
3-18-76

ORIGINAL

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 2298

AN ORDINANCE relating to the inspection and copying of public records, directing written requests for records to the City Attorney's office where initial request has been denied by a custodian of any of the City's public records; amending Section 2.26.070 of the Bellevue City Code and Section 7 of Ordinance 2165.

Section 1. Ordinance 2165 and Bellevue City Code Section 2.26.070 are hereby amended to read as follows:

2.26.070 Procedure for review of decision denying inspection or copy. Whenever a member of the public has requested to inspect or copy an identifiable public record and that request has been denied, such person may submit a request to inspect or copy such record in writing to the City Attorney's office. If the written request includes a request for copies, a tender of payment in accordance with the fee schedule provided for and established in this chapter shall also be tendered. If there is uncertainty as to the amount required, the amount tendered shall be based upon five pages for a written document, thirty minutes for an audio or video tape recording, and one dollar for each map or photograph. In the event the actual cost of reproduction exceeds the amount tendered, the balance shall be paid upon delivery of the requested copy or copies. In the event the amount tendered exceeds the actual cost, the excess balance shall be refunded at the time of delivery of the copies.

Upon receipt of such written request, if the record requested is other than a "public record" or if the public record is exempt by law from inspection and copying, the City Attorney or his or her designee, shall determine whether such request must be granted. If the City Attorney determines that the document is not exempt, or is exempt but could be made available after deletion of exempt portions, the request shall be granted provided that such exempt portions shall be deleted. If the request has been for copies, copies shall be made and delivered to the requestor upon payment of the appropriate fees. If the City Attorney

2298
3-18-76

determines that the request is for an exempt document, the requesting party shall be notified by mail, such notification to be sent within two business days after receipt of the written request by the City Attorney, setting forth the reasons for the decision.

Section 2. This ordinance shall take effect and be in force thirty days after enactment by the Council.


PASSED by the City Council this 22 day of March, 1976, and signed in authentication of its passage this 22 day of March, 1976.

(SEAL)

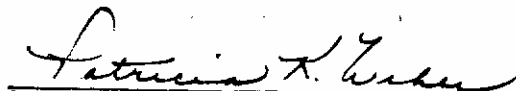


M. F. Vanik, Mayor

Approved as to form:


Lee Kraft, City Attorney

Attest:


Patricia K. Weber, City Clerk

Published April 1, 1976