

**BOARD OF COUNTY COMMISSIONERS**

**COUNTY OF KITTITAS**

**STATE OF WASHINGTON**

**ORDINANCE NO. 2022-013**

**AN ORDINANCE DIRECTING THE ADOPTION OF FEES FOR CERTAIN SUPERIOR COURT FILINGS AND ADDING A NEW CHAPTER TO TITLE 4 OF THE KITTITAS COUNTY CODE ACCORDINGLY.**

WHEREAS, pursuant to the provisions of RCW 36.32.120(6), the Board of Commissioners of Kittitas County has the care of county property and the management of County funds and business; and

WHEREAS, pursuant to the provisions of RCW 36.18.016(25), the Board of County Commissioners may set a filing fee to be assessed against the party filing a statement of arbitrability not to exceed \$250. \$220 of this charge shall be used to offset the cost of the civil arbitration program. \$30 of each fee collected under this subsection must be used for indigent defense services.

WHEREAS, pursuant to the provisions of RCW 36.18.016(26), the Board of County Commissioners may set a filing fee not to exceed \$400 for filing a request with the Kittitas County Superior Court Clerk for a trial de novo of an arbitration award filed pursuant to RCW 7.06.050 and Superior Court Mandatory Arbitration rules (LMAR 7.1); and

There having been a public hearing after due notice,

NOW, THEREFORE, be it hereby resolved by the Board of County Commissioners of Kittitas County, pursuant to the provisions of RCW 36.18.016(25)-(26), that the Board does hereby set the following fees:

- (1) \$250 filing fee for the filing of a statement of arbitrability pursuant to RCW 36.18.016(25)
- (2) \$400 for filing a request with the Kittitas County Superior Court Clerk for a trial de novo of an arbitration award filed pursuant to RCW 7.06.050 and the Superior Court Mandatory Arbitration Rules (LMAR 7.1). These fees shall be effective as of January 1, 2023.

This provision shall constitute a new Chapter 4.20 of the Kittitas County Code to read as follows:

4.20 Superior Court Arbitration Fees

4.20.010 Authority

4.20.020 Fee for Requesting Arbitration

4.20.030 Fee for Trial De Novo

4.20.010 The following fees are set at the request of the Presiding Judge of the Superior Court pursuant to the Authority of RCW 36.18.016(25) and (26).

4.20.020 The fee for requesting civil arbitration shall be \$250 and allocated as directed by RCW 36.18.016(25).

4.20.030 The fee for requesting trial de novo of a civil arbitration award shall be \$400.

The Prosecuting attorney's Office, at its sole discretion, is hereby given the authority to direct IT to correct scrivener's errors in the published website version of this code without needing to return to the BOCC for any further authorization.

ADOPTED this 1<sup>st</sup> day of November 2022.

**BOARD OF COUNTY COMMISSIONERS  
KITITAS COUNTY, WASHINGTON**

**ABSENT**

\_\_\_\_\_  
Laura Osiadacz, Chair

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Cory Wright, Vice-Chair

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Brett Wachsmith, Commissioner



**ATTEST:**

*Julie Kjorsvik*  
 Clerk of the Board- Julie Kjorsvik

Deputy Clerk of the Board- Mandy Buchholz

**APPROVED AS TO FORM:**

*Douglas R. Mitchell* #72877  
Douglas R. Mitchell, Deputy Prosecuting Attorney