

RPB:jt
3/14/85

ORDINANCE NO. 1244

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, REVISING AND REORGANIZING THE CITY'S CRIMINAL ORDINANCES BY REPEALING PORTIONS OF TITLE NINE OF THE REDMOND MUNICIPAL CODE; ADOPTING NEW CHAPTERS 9.01 THROUGH 9.48, INCLUDING THE ADOPTION BY REFERENCE OF CERTAIN STATE STATUTES WHICH DEFINE CRIMINAL OFFENSES AND ESTABLISH PENALTIES; AND RENUMBERING CERTAIN CHAPTERS AND SECTIONS WITHIN SAID TITLE NINE.

WHEREAS, the City Council finds that Title Nine of the Redmond Municipal Code has become outdated and is in need of revision to bring about consistency with state criminal statutes, ensure properly defined crimes and specify appropriate penalties for violations, now, therefore,

THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. The following chapters of the Redmond Municipal Code are hereby repealed because they are located in other chapters adopted herein:

- 9.48 Narcotics
- 9.80 Penalties
- 9.72 Destruction and/or Possession of Traffic Signs
- 9.24 Firearms
- 9.68 Interfering with Police Dogs
- 9.60 Burglary and Robbery Alarms
- 9.04 Adoption of State Statutes

Section 2. The following chapters and corresponding sections of the Redmond Municipal Code are hereby renumbered as follows:

	<u>Current Chapter Number</u>	<u>New Chapter Number</u>
Fireworks	9.12	9.26
Transit and sale of explosives	9.16	9.18
Debris on roadways	9.36	9.16

Vehicles, abandoned	9.40	9.44
Civil emergency	9.44	9.12
Parks	9.52	9.32
Gambling	9.56	9.30
Offenses against public morals	9.64	9.38

Section 3. The following penalty sections of the Redmond Municipal Code are hereby repealed and replaced by the general penalty section contained in Chapter 9.01:

9.16.020	9.44.120
9.36.300	9.52.240
9.72.030	

Section 4. There is hereby added to the Redmond Municipal Code new chapters 9.01 through 9.48, a copy of which is attached hereto and incorporated herein by reference. The state statutes referenced in said chapters are specifically adopted as a part of the Redmond Municipal Code as if set forth herein.

Section 5. The provisions of this ordinance do not apply to or govern the construction of and punishment for any offense committed prior to the effective date of this ordinance, or to the construction and application of any defense to a prosecution for such an offense. Such an offense must be construed and punished according to the provisions of law existing at the time of the commission thereof in the same manner as if this title had not been enacted.

Section 6. Incident to the adoption by reference of certain state laws contained in the Revised Code of Washington, one copy of the text of the statutes adopted by reference in this ordinance shall be filed with the City Clerk as required by RCW 35A.12.140 for use and examination by the public.

Section 7. This ordinance shall be in full force and effect thirty (30) days after its passage and publication by posting as provided by law.

APPROVED:

Doreen Marchione
MAYOR, DOREEN MARCHIONE

ATTEST/AUTHENTICATED:

Doris A. Schaeble
CITY CLERK, DORIS SCHAIBLE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY *Jay C. Rantz*

FILED WITH THE CITY CLERK: March 15, 1985
PASSED BY THE CITY COUNCIL: April 2, 1985
POSTED: April 4, 1985
EFFECTIVE DATE: May 4, 1985
ORDINANCE NO. 1244

3/14/85

CITY OF REDMOND

TITLE 9

PUBLIC PEACE, MORALS AND SAFETY

Index to Chapters:

- 9.01 Preliminary Article
- 9.02 Advertising, Crimes Relating To
- 9.04 Alcoholic Beverages
- 9.06 Animals, Crimes Relating To
- 9.08 Anticipatory Offenses
- 9.10 Children and Minors, Crimes Relating To
- 9.12 Civil Emergency
- 9.14 Controlled Substances, Paraphernalia and Toxic
Fumes
- 9.16 Debris on Roadways
- 9.18 Explosives
- 9.20 False Alarms
- 9.22 Fire, Crimes Relating To
- 9.24 Firearms and Dangerous Weapons
- 9.26 Fireworks
- 9.28 Frauds, Swindles and False Representations
- 9.30 Gambling
- 9.32 Parks
- 9.34 Persons, Crimes Relating To
- 9.36 Property, Crimes Relating To
- 9.38 Public Morals, Crimes Relating To
- 9.40 Public Officers, Crimes Relating To
- 9.42 Public Peace, Crimes Relating To
- 9.44 Vehicles, Abandoned
- 9.46 Miscellaneous Crimes
- 9.48 Construction and Severability

Index to Sections:

9.01 Preliminary Article

- 9.01.010 General provisions
- 9.01.020 Principles of liability
- 9.01.030 Defenses
- 9.01.040 Contempt
- 9.01.050 Penalties

9.02 Advertising, Crimes Relating To

- 9.02.010 Advertising, prohibitions

9.04 Alcoholic Beverages

- 9.04.010 Alcoholic beverage control and enforcement
- 9.04.020 Furnishing liquor to minors - Possession, use

9.06 Animals, Crimes Relating To

- 9.06.010 Animals - Conduct prohibited
- 9.06.020 Cruelty to animals

9.08 Anticipatory Offenses

- 9.08.010 Anticipatory offenses prohibited

9.10 Children and Minors, Crimes Relating To

- 9.10.010 Children and Minors - Conduct prohibited
 - A. Leaving children unattended in parked vehicle
 - B. Communication with a minor for immoral purposes
 - C. Definitions
 - D. Possession of depictions of minor engaged in sexually explicit conduct
 - E. Processors of depictions of minor engaged in sexually explicit conduct

- 9.10.020 Contributing to the delinquency of a minor

9.12 Civil Emergency

- 9.12.010 - 9.12.120 formerly codified as 9.44.010 - 9.44.120

9.14 Controlled Substances, Paraphernalia and Toxic Fumes

- 9.14.010 Controlled substances
- 9.14.020 Possession of paraphernalia prohibited
- 9.14.030 Inhaling toxic fumes

9.16 Debris on Roadways

- 9.16.010-9.16.030 Formerly codified at 9.36.010-.030

9.18 Explosives, Transit and Sale of

- 9.18.010 Formerly codified as 9.16.010

9.20 False Alarms

- 9.20.010 Purpose
- 9.20.020 Definitions
- 9.20.030 Emergency contact card
- 9.20.040 False alarm - Unlawful
- 9.20.050 False alarm - Fees
- 9.20.060 Administrative decisions - Notice

9.22 Fire, Crimes Relating To

- 9.22.010 Reckless burning
- 9.22.020 Fire - Miscellaneous crimes

9.24 Firearms and Dangerous Weapons

- 9.24.010 Firearms and dangerous weapons - Prohibitions
- 9.24.020 Unlawful use of air guns - Penalty
- 9.24.030 Discharge of firearms prohibited
- 9.24.040 Weapons prohibited on liquor sale premises

9.26 Fireworks

- 9.26.010-9.26.160 Formerly codified at 9.12.010-.160

9.28 Frauds, Swindles and False Representations

- 9.28.010 Frauds and swindles prohibited
- 9.28.020 False representations

9.30 Gambling

- 9.30.010-9.30.090 Formerly codified as 9.56.010-9.56.090

9.32 Parks

- 9.32.010-9.32.250 Formerly codified as 9.52.010-9.52.250

9.34 Persons, Crimes Relating To

- 9.34.010 Assault and other crimes involving physical harm
- 9.34.020 Placing a person in fear or apprehension by threat
- 9.34.030 Domestic violence
- 9.34.040 Violation of no contact orders
- 9.34.050 Custodial interference

9.36-Property, Crimes Relating To

- 9.36.010 Theft, UIBC and possession of stolen property
- 9.36.020 Malicious mischief and obscuring identity of machines
- 9.36.030 Injury or destruction of property
- 9.36.040 Trespass and related crimes

- 9.36.050 Damage or destruction of traffic signs or traffic control devices, prohibited
- 9.36.060 Possession of traffic signs prohibited
- 9.36.070 Nuisance

9.38 Public Morals, Crimes Relating To

9.38.010-9.38.110 Formerly codified at 9.64.010-9.64.110

9.40 Public Officers, Crimes Relating To

- 9.40.010 Obstructing public officers
- 9.40.020 Obstructing justice, criminal assistance, introducing contraband and related offenses
- 9.40.030 Escape

9.42 Public Peace, Crimes Relating To

- 9.42.010 Disorderly conduct
- 9.42.020 Riot, failure to disperse, and obstruction
- 9.42.030 Privacy, violating right of
- 9.42.040 Libel and slander
- 9.42.050 Malicious prosecution - Abuse of process

9.44 Vehicles, Abandoned

9.44.010-.060 formerly codified at 9.40.010-.060

9.46 Miscellaneous Crimes

- 9.46.010 Conduct prohibited
- 9.46.020 Littering and Pollution
- 9.46.030 United States and state flags, crimes relating to

9.48 Construction and Severability

- 9.48.010 Construction
- 9.48.020 Severability

Chapter 9.01

Preliminary Article

Sections:

- 9.01.010 General provisions
- 9.01.020 Principles of liability
- 9.01.030 Defenses
- 9.01.040 Contempt
- 9.01.050 Penalty

9.01.010 General provisions. The following statutes of the state of Washington are adopted by reference:

- RCW 9.01.055 Citizen immunity of aiding officer
- RCW 9.01.110 Omission, when not punishable
- RCW 9.01.130 Sending letter, when complete
- RCW 9A.04.020 Purposes - principles of construction
- RCW 9A.04.040 Classes of crime
- RCW 9A.04.050 People capable of committing crimes
(capability of children)
- RCW 9A.04.060 Common law to supplement statutes
- RCW 9A.04.070 Who amenable to criminal statutes
- RCW 9A.04.090 Application of general provisions of the code
- RCW 9A.04.100 Proof beyond a reasonable doubt
- RCW 9A.04.110 Definitions

9.01.020 Principles of liability. The following statutes of the state of Washington are adopted by reference:

- RCW 9A.08.010 General requirements of culpability
- RCW 9A.08.020 Liability of conduct of another, complicity
- RCW 9A.08.030 Criminal liability of corporations and
persons acting under a duty to act in their
behalf

9.01.030 Defenses. The following statutes of the state of Washington are adopted by reference:

- RCW 9A.12.010 Insanity
- RCW 9A.16.010 Definition
- RCW 9A.16.020 Use of force--When lawful
- RCW 9A.16.060 Duress
- RCW 9A.16.070 Entrapment

- RCW 9A.16.080 Action for being detained on mercantile establishment of premises for investigation-
"Reasonable grounds" as defense.
RCW 9A.16.090 Intoxication

9.01.040 Contempt. The following statutes of the State of Washington are hereby adopted by reference:

- (A) RCW 7.20.010 Contempt of court defined
RCW 7.20.020 Punishment - General
RCW 7.20.030 Contempt in presence of court - Summary punishment
RCW 7.20.040 Procedure in other cases
RCW 7.20.050 Production of defendant if in custody
RCW 7.20.060 How prosecuted
RCW 7.20.070 Execution of warrant - Bond
RCW 7.20.080 Return of warrant - Examination of defendant
RCW 7.20.090 Judgment and sentence
RCW 7.20.100 Indemnity to injured party
RCW 7.20.110 Imprisonment until act performed
RCW 7.20.120 Offender may be indicted
RCW 7.20.130 Alias warrant - Prosecution of bond
RCW 7.20.140 Appeal - Punishment for contempts of justice courts
- (B) RCW 9.23.010 Criminal contempt

9.01.050 Penalty. Unless otherwise provided, any person violating any of the provisions of Title 9 shall be guilty of a misdemeanor, and upon conviction thereof, be punished by a fine not to exceed Five Thousand Dollars (\$5,000.00) or by imprisonment in jail for a term not exceeding one (1) year, or by both such fine and imprisonment.

Chapter 9.02

Advertising, Crimes Relating to

Sections:

9.02.010 Advertising prohibitions

9.02.010 Advertising, prohibitions. The following statutes of the state of Washington are adopted by reference:

RCW 9.04.010	False advertising
RCW 9.04.030	Advertising cures of venereal diseases, lost vitality -- monthly regulators
RCW 9.04.040	----- Evidence

Chapter 9.04

Alcoholic Beverages

Section:

- 9.04.010 Alcoholic Beverage Control and Enforcement
- 9.04.020 Furnishing Liquor to Minors - Possession, Use

9.04.010 Alcoholic beverage control--Enforcement. The following statutes of the state of Washington are adopted by reference and wherever the word "title" or words "this title" are used therein the same shall be construed to mean and refer to RCW Title 66 and "this act" shall mean and refer to the Washington State Liquor Act:

- RCW 66.04.010 Definitions
- RCW 66.20.200 Unlawful acts relating to card of identification and certification card
- RCW 66.28.080 Permit for music and dancing upon licensed premises
- RCW 66.28.090 Licensed premises open for inspection -- Failure to allow
- RCW 66.44.010 Local officers to enforce law--Authority of board -- Liquor enforcement officers
- RCW 66.44.040 Sufficiency of description of offenses in complaints, informations, process, etc.
- RCW 66.44.050 Description of offense in words of statutes -- Proof required
- RCW 66.44.060 Proof of unlawful sale establishes prima facie intent
- RCW 66.44.070 Certified analysis is prima facie evidence of alcoholic content
- RCW 66.44.080 Service of process on corporation
- RCW 66.44.090 Acting without license
- RCW 66.44.100 Opening or consuming liquor in public places
- RCW 66.44.120 Unlawful use of seal
- RCW 66.44.130 Sales of liquor by drink or bottle
- RCW 66.44.140 Unlawful sale, transportation of spirituous liquor without stamp or seal -- Unlawful operation, possession of still or marsh
- RCW 66.44.150 Buying liquor illegally
- RCW 66.44.160 Illegal possession, transportation of alcoholic beverages
- RCW 66.44.170 Illegal possession of liquor with intent to sell -- Prima facie evidence, what is
- RCW 66.44.175 Violations of law
- RCW 66.44.200 Sales to persons apparently under the influence of liquor
- RCW 66.44.210 Obtaining liquor for ineligible person

RCW 66.44.240 Drinking in public conveyance -- Penalty against carrier

RCW 66.44.250 --- Penalty against individual

RCW 66.44.280 Minor applying for permit

RCW 66.44.290 Minor purchasing liquor

RCW 66.44.291 Minor purchasing or attempting purchase liquor -- Penalty

RCW 66.44.300 Treating minor, etc., in public place where liquor sold

RCW 66.44.310 Minors frequenting tavern -- Misrepresentation of age -- Classification of licenses

RCW 66.44.316 Musicians eighteen years and older permitted to enter and remain upon licensed premises during employment

RCW 66.44.320 Sales of liquor to minors a violation

RCW 66.44.325 Unlawful transfer to a minor of an identification of age

RCW 66.44.340 Employees eighteen years and over allowed to sell and carry beer and wine for class E and/or F licensed employees

RCW 66.44.370 Resisting or opposing officers in enforcement of title.

9.04.020 Furnishing liquor to minors - Possession; Use

- A. It is unlawful for any person under the age of twenty-one years to be or remain in any public place after having consumed liquor.
- B. It is unlawful for anyone under the age of twenty-one years to acquire or have in his possession or consume any liquor.
- C. It is unlawful for anyone to give or otherwise supply liquor to any person under the age of twenty-one years, or permit any person under that age to consume liquor on his premises or on any premises under his control.
- D. Sections B and C above shall not apply when liquor is given or permitted to be given to a person under the age of twenty-one years by his parent or guardian for beverage or medicinal purposes, or administered to him by his physician or dentist for medicinal purposes or when liquor is being used in connection with religious services.

Chapter 9.06

Animals, Crimes Relating to

Sections:

- 9.06.010 Animals - Conduct prohibited
- 9.06.020 Cruelty to animals

9.06.010 Animals, crimes relating to. The following statutes of the state of Washington are adopted by reference:

- RCW 9.08.010 Allowing vicious animal at large
- RCW 9.08.020 Diseased animals
- RCW 9.08.030 False certificate of registration of animals -- False representation as to breed
- RCW 9.08.070 Dogs -- Taking concealing in injuring, killing, etc. - Penalty

9.06.020 Cruelty to Animals.

- A. A person is guilty of cruelty to animals if he:
 - 1. Subjects any animal to cruel mistreatment;
 - 2. Subjects any animal in his custody to cruel neglect; or
 - 3. Kills or injures any animal belonging to another without legal privilege or consent of the owner.
- B. This section shall not be construed to prohibit accepted veterinary practices by veterinarians.

Chapter 9.08

Anticipatory Offenses

Section:

9.08.010 Anticipatory offenses prohibited

9.08.010 Anticipatory offenses prohibited. The following statutes of the state of Washington are adopted by reference:

RCW 9A.28.020(1), (2), (3)(e) Criminal attempt
RCW 9A.28.030 Criminal solicitation
RCW 9A.28.040(1), (2), (3)(e) Criminal conspiracy

Chapter 9.10

Children and Minors, Crimes Relating to

Section:

- 9.10.010 Conduct prohibited
- 9.10.020 Contributing to the delinquency of a minor

9.10.010 Conduct prohibited. The following statutes of the State of Washington are adopted by reference:

- A) RCW 9.91.060 Leaving children unattended in parked automobile
- B) RCW 9.68A.090 Communicating with a minor for immoral purposes.
- C) RCW 9.68A.011 Definitions
- D) RCW 9.68A.070 Possession of depictions of minor engaged in sexually explicit conduct
- E) RCW 9.68A.080 Processors of depictions of minor engaged in sexually explicit conduct

9.10.020 Contributing to the delinquency of a minor. In all cases when any child is dependent or delinquent as defined in RCW 13.34.030, any person who, by act or omission, encourages, causes, or contributes to the dependency or delinquency of such child, shall be guilty of a misdemeanor.

Chapter 9.12

Civil Emergency

Sections:

9.12.010-9.12.120: Formerly codified as 9.44.010-9.44.120

Chapter 9.14

Controlled Substances,
Paraphernalia and Toxic Fumes

Sections:

- 9.14.010 Controlled substance
- 9.14.020 Possession of paraphernalia prohibited
- 9.14.030 Inhaling toxic fumes

9.14.010 State Statutes adopted by reference. The following statutes of the state of Washington are hereby adopted by reference as if set forth in full herein:

- | | | |
|-----|----------------------|--|
| (A) | RCW 69.50.101 | Definitions |
| (B) | RCW 69.50.102 | Drug paraphernalia-Definitions |
| (C) | RCW 69.50.204(d)(13) | Schedule I-Marijuana |
| (D) | RCW 69.50.309 | Containers |
| (E) | RCW 69.50.401(e) | Prohibited Acts: A-Penalties |
| (F) | RCW 69.50.412 | Prohibited Acts: E-Penalties |
| (G) | RCW 69.50.505 | Seizure and Forfeiture |
| (H) | RCW 69.50.506 | Burden of Proof |
| (I) | RCW 69.50.509 | Search and seizure of
controlled substances |

9.14.020 Possession prohibited. No person shall possess any drug paraphernalia as defined in RCW 69.50.102 with the intent to use or employ the same for manufacturing and/or consuming controlled substances.

9.14.030 Inhaling Toxic Fumes. The following statutes of the state of Washington are adopted by reference:

- RCW 9.47A.010 Definition
- RCW 9.47A.020 Unlawful inhalation--Exception
- RCW 9.47A.030 Possession of certain substances prohibited, when
- RCW 9.47A.040 Sale of certain substances prohibited, when

Chapter 9.16

Debris on Roadways

Sections:

9.16.010-9.16.030: Formerly codified at 9.36.010-9.36.030

Chapter 9.18

Explosives

Sections:

9.18.010 Formerly codified as 9.16.010

Chapter 9.20

False Alarms

Sections:

- 9.20.010 Purpose
- 9.20.020 Definitions
- 9.20.030 Emergency contact card
- 9.20.040 False alarm - Unlawful
- 9.20.050 False alarm - Fees
- 9.20.060 Administrative decisions - Notice

9.20.010 Purpose. It is the intent of this section to reduce the number of false alarms occurring within the city and the resultant waste of city resources by providing for corrective administration action, including fees and potential disconnection and criminal penalties for violations.

9.20.020 Definitions. The following, as used in this chapter, shall be defined as set forth in this section:

- A. "Person" includes any natural person, partnership, joint stock company, unincorporated association or society, or a corporation of any character whatsoever.
- B. "False alarm" includes the activation of a burglary and/or robbery alarm by other than a forced entry, attempted forced entry, unlawful entry, or actual robbery or attempted robbery on the premises and at the time when no robbery, burglary, or crime involving a foreseeable risk of grievous bodily harm is being committed or attempted on the premises.

9.20.030 Emergency contact card. It is unlawful to have or maintain on any premises a burglary and/or robbery alarm unless there is on file with the police department an emergency contact card containing the name or numbers of person(s) authorized to enter such premises and turn off any alarm. Any alarm audible upon abutting property for a period in excess of one hour is declared to be a public nuisance and may be summarily abated by the police department.

9.20.040 False alarm - Unlawful.

- A. It is unlawful for anyone to activate any robbery or burglary alarm for the purpose of summoning police except in the event of an actual or attempted burglary or robbery, or for anyone notifying the police of an activated alarm, and having knowledge that such activation was apparently caused by an electrical or other malfunction of the alarm system,

to fail at the same time to notify the police of such apparent malfunction.

- B. Every person who possesses any premises with an automatic alarm system shall maintain the system in good repair and any person failing to do so is guilty of failing to maintain an alarm system. Three false alarms from any such system in any calendar year shall be prima facie evidence of failure of the person having the right to possession to comply with this section.

9.20.050 False alarm - Fees. For police response to any false alarm, the city may charge and collect, from the person having or maintaining such burglary and/or robbery alarm on premises owned or occupied by him, fees as follows:

- A. For a response to premises at which no other false alarm has occurred within the preceding six-month period, hereinafter referred to as a "first response," no fee shall be charged. Upon first response, notice of conditions and requirements of this chapter shall be given to the owner or occupant of the premises on which the false alarm occurred and upon which the burglary and/or robbery alarm is located.
- B. For a second response to premises within six months after the first response, a fee of twenty-five dollars may be charged. The person having or maintaining such burglary and/or robbery alarm shall, within five working days after notice to do so, make a written report to the chief of police on prescribed forms setting forth the cause of such false alarm, the corrective action taken, whether and when such alarm has been inspected by authorized service personnel, and such other information as the chief of police may reasonably require to determine the cause of such false alarm, any mitigating circumstances and corrective action necessary. The chief of police shall be authorized to inspect or cause to be inspected the alarm system at such premises, prescribe necessary corrective action, and shall give notice to the person having or maintaining such alarm system of the conditions and requirements of this section. All costs of inspection and corrective action shall be borne by the individual having or maintaining the alarm on the premises.
- C. For a third response to premises within six months after such a second response and for all succeeding responses within six months of the last response, a fee of fifty dollars may be charged, and if such third false alarm or any such succeeding false alarm occurs as a result of failure to take necessary corrective action prescribed, the chief of police may order the person having or maintaining the burglary and/or robbery alarm to disconnect such alarm until the prescribed corrective action is taken and certification

of such corrective action is provided to the police department; provided, that no disconnection shall be ordered relative to any premises required by law to have an alarm system in operation.

9.20.060 Administrative decisions - Notice. Notice of imposition of any administrative decision or sanction, including without limitation the imposition of a fee or order of disconnection, under the provisions of this chapter shall be given to the person having or maintaining a burglary and/or robbery alarm on premises owned or occupied by him; provided, that with respect to business premises, the owner, manager, or chief administrative agent regularly assigned and employed on the premises at the time of the occurrence of a false alarm shall be presumed to be the person having or maintaining the alarm on the business premises and to whom notice shall be given. The chief of police shall be authorized to adopt reasonable rules and regulations for the enforcement of this chapter.

Chapter 9.22

Fire, Crimes Relating To

Sections:

- 9.22.010 Reckless burning
- 9.22.020 Miscellaneous crimes

9.22.010 Reckless burning. The following statutes of the state of Washington are adopted by reference.

- RCW 9A.48.050 Reckless burning
- RCW 9A.48.060 Reckless burning -- Defenses

9.22.020 Fire - Miscellaneous crimes. The following statutes of the state of Washington are adopted by reference:

- RCW 9.40.040 Operating engine or boiler without spark arrester
- RCW 9.40.100 Injuring or tampering with fire alarm apparatus or equipment -- Sounding false alarm of fire

Chapter 9.24

Firearms and Dangerous Weapons

Sections:

- 9.24.010 Firearms and dangerous weapons - Prohibitions
- 9.24.020 Unlawful use of air guns - Penalty
- 9.24.030 Discharge of firearms prohibited
- 9.24.040 Weapons prohibited on liquor sale premises

9.24.010 Firearms and dangerous weapons - Prohibitions. The following statutes of the state of Washington are adopted by reference:

- RCW 9.41.010 Terms defined
- RCW 9.41.050 Carrying pistol
- RCW 9.41.060 Exception
- RCW 9.41.070 Issuance of licenses to carry
- RCW 9.41.080 Delivery to minors and others forbidden
- RCW 9.41.090 Sales regulated--Application to purchase--
Grounds for denial
- RCW 9.41.093 Exemptions
- RCW 9.41.095 Denial of application--Appeal
- RCW 9.41.098 Forfeiture of firearms, order by courts --
Return to owner -- Confiscation by law
enforcement officer
- RCW 9.41.100 Dealer's licenses, by whom granted and
condition thereof--Wholesale sales excepted--
-Permits prohibited
- RCW 9.41.120 Certain transfers forbidden
- RCW 9.41.130 False information forbidden
- RCW 9.41.140 Alteration of identifying marks prohibited
- RCW 9.41.150 Exceptions
- RCW 9.41.170 Alien's license to carry firearms--Exception
- RCW 9.41.230 Aiming or discharging firearms
- RCW 9.41.240 Use of firearms by minor
- RCW 9.41.250 Dangerous weapons--Evidence
- RCW 9.41.260 Dangerous exhibitions
- RCW 9.41.270 Weapons apparently capable of producing
bodily harm, carrying, exhibiting, displaying
or drawing unlawful--Penalty--Exceptions
- RCW 9.41.280 Students carrying dangerous weapons on school
property

9.24.020 Unlawful use of air guns - Penalty.

- A. It is unlawful for any person to point or shoot an air gun at any person or property of another, or to aim or discharge such weapon in the direction of the person or

residence of another, while within such range as to cause or inflict injury to the person or damage the property of another.

- B. As used in this section, the words "air gun" mean and include the following: air gun, air pistol, air rifle, BB gun and toy or other guns of any kind or nature when so designed, contrived, modified and used to propel, by compressed air or spring-loaded plunger, any pellet, dart, hard-tipped arrow, bean, pea, BB, rock or other hard substance a distance of more than twenty-five feet with sufficient force to break windows or inflict injury upon persons or animals.
- C. Any person convicted of a violation of the provisions of this section is guilty of a misdemeanor and, in addition to any other punishment imposed by the court, the court shall direct that the weapon so used in violation of the provisions hereof be confiscated.

9.24.030 Discharge of firearms prohibited. It is unlawful for any person to discharge any firearm in the City of Redmond except upon a rifle or pistol firing range which has been issued a business license by the City for such purpose, provided that this prohibition does not apply to the discharge of firearms by law enforcement officers engaged in the performance of their official powers or duties.

9.24.040 Weapons prohibited on liquor sale premises.

- A. It shall be unlawful for anyone, on or in any premise in the City where alcoholic beverages are dispensed by the drink to:
1. Carry any rifle, shotgun or pistol, whether said person has a license or permit to carry said firearm or not, and whether said firearm is concealed or not.
 2. Carry any knife, sword, dagger or other cutting or stabbing instrument, with a blade of a length of three inches (3") or more, or any razor with an unguarded blade, whether said weapon or instrument is concealed or not.
 3. Carry any instrument or weapon of the kind usually known as a slingshot, taser, throwing star, bow, sand club, blackjack, metal knuckles, or any stick, chain, metal pipe, bar, club or combination thereof including a device known as num-chuk sticks, or any like device having the same or similar components or

parts, whether or not connected by a rope, chain or other device, or any explosive or any poison or injurious gas, or any other instrument or weapon apparently capable of producing bodily harm, whether said instrument or weapon is concealed or not.

B. Exceptions: The above shall not apply to or affect the following:

1. Any lawful act committed by a person while in his fixed place of business.
2. Any person who by virtue of his office or public employment is vested by law with a duty to preserve public safety, maintain public order, or to make arrests for offenses, whether during regular duty hours or not.
3. Any person making or assisting in making a lawful arrest for the commission of a felony.
4. Any area primarily designated for the service of prepared foods and commonly referred to as a restaurant, whether alcoholic beverages are served or not.

C. Warnings signs required: Signs, informing the public of the prohibitions contained herein, shall be conspicuously posted at all internal and external entrances to any area wherein the carrying of said weapons or instruments are prohibited.

Said signs shall be provided by the City to all affected places of business, and shall bear the following inscription:

"WARNING - WEAPONS PROHIBITED: It shall be unlawful for any person, other than a commissioned law enforcement officer, to enter onto this premise while carrying any of the following weapons or instruments, whether a license or permit to carry said weapon is possessed or not, and whether said weapon or instrument is concealed or not: Rifle, shotgun, pistol, knife, sword, dagger or any other cutting or stabbing instrument, having a blade longer than three inches (3"); or any razor with an unguarded blade; or any explosive; or any poison or injurious gas; or any sling shot, taser, throwing star, bow, sand club, blackjack, metal knuckles, stick, chain, metal pipe, bar, club or combina-

tion thereof, including a device known as "num-chuk" sticks, or any like device having the same or similar components or parts; or any weapon or instrument apparently capable of producing bodily harm. Redmond Municipal Code Section 9.24.040."

- D. Upon conviction said weapon or instrument involved may be confiscated by order of the presiding judge, and shall thereafter be disposed of in accordance with statutes or ordinances governing the disposal of confiscated or found property.

Chapter 9.26

Fireworks

Sections:

9.26.010-9.26.160 previously codified as 9.12.010-9.12.160

Chapter 9.28

Frauds, Swindles and False Representations

Sections:

- 9.28.010 Frauds and swindles prohibited
- 9.28.020 False representations prohibited

9.28.010 Frauds and swindles. The following statutes of the state of Washington are adopted by reference:

- RCW 9.45.040 Frauds on innkeeper
- RCW 9.45.060 Encumbered, leased or rented personal property
- RCW 9.45.062 Failure to deliver leased personal property--Requisites for presentation--Construction
- RCW 9.45.070 Mock auctions
- RCW 9.45.080 Fraudulent removal of property
- RCW 9.45.090 Knowingly receiving fraudulent conveyance
- RCW 9.45.100 Fraud in assignment for benefit of creditors
- RCW 9.45.120 Using false weights and measures
- RCW 9.45.150 Concealing foreign matter in merchandise
- RCW 9.45.180 Fraud in operating coin-box telephone or other receptacle
- RCW 9.45.190 Penalty for manufacture or sale of slugs to be used for coin
- RCW 9.45.240 Fraud in obtaining telephone or telegraph service
- RCW 9.45.250 Fraud in obtaining cable television services
- RCW 9A.60.040 Criminal impersonation
- RCW 9A.60.050 False certification

9.28.020 False representations. The following statutes of the state of Washington are adopted by reference:

- RCW 9.38.010 False representation concerning credit
- RCW 9.38.020 False representation concerning title

Chapter 9.30

Gambling

Sections:

9.30.010-9.30.090: Formerly codified as 9.56.010-9.56.090

Chapter 9.32

Parks

Sections:

9.32.010-9.32.250: Formerly codified as 9.52.010-9.52.250

Chapter 9.34

Persons, Crimes Relating To

Sections:

- 9.34.010 Assault and other crimes involving physical harm
- 9.34.020 Placing a person in fear or apprehension by threat
- 9.34.030 Domestic violence
- 9.34.040 Violation of no contact orders
- 9.34.050 Custodial interference

9.34.010 Assault and other crimes involving physical harm. The following statutes of the state of Washington are adopted by reference:

- RCW 9A.36.040 Simple assault
- RCW 9A.36.050 Reckless endangerment
- RCW 9A.36.070 Coercion
- RCW 9.61.230 Telephone calls to harass, intimidate, torment or embarrass
- RCW 9.61.240 ----- Permitting telephone to be used
- RCW 9.61.250 ----- Offenses, where deemed committed

9.34.020 Placing a person in fear or apprehension by threat.

- A. Every person who shall intentionally place or attempt to place another person in reasonable fear or apprehension of bodily harm by means of a threat shall be guilty of a misdemeanor.
- B. For purposes of this section, "threat" means to communicate, directly or indirectly, by act, word or deed, whether written, spoken or otherwise communicated, the intent to imminently:
 - 1. Cause bodily injury to the person threatened or any other person; or
 - 2. Cause physical damage to the property of a person other than the person making the threat; or
 - 3. Subject the person threatened or any other person to physical confinement or restraint.

9.34.030 Domestic violence: State statutes adopted by reference. The following statutes of the state of Washington as the same

exist or shall hereafter be amended are hereby adopted by reference:

RCW 10.99.020 Definitions
RCW 10.99.030 Law enforcement officers - Training, powers, duties
RCW 10.99.040 Restrictions upon and duties of court
RCW 10.99.045 Appearances by defendant - Orders prohibiting contact
RCW 10.99.050 Restriction or prohibition of contact with victim - Procedures
RCW 10.99.055 Enforcement of orders against defendants
RCW 26.50.010 Definitions
RCW 26.50.020 Commencement of action - Jurisdiction - Venue
RCW 26.50.030 Petition for an order for protection - Availability of forms and instructional brochures - Filing fee - Bond not required
RCW 26.50.040 Application for leave to proceed in forma pauperis
RCW 26.50.050 Hearing - Service - Time
RCW 26.50.060 Relief
RCW 26.50.070 Ex parte temporary order for protection
RCW 26.50.080 Issuance of order - Assistance of peace officer - Designation of appropriate law enforcement agency
RCW 26.50.090 Order - Service
RCW 26.50.100 Order - Transmittal to law enforcement agency - Record in law enforcement information system - Enforceability
RCW 26.50.110 Violation of order - Penalties
RCW 26.50.120 Violation of order - Prosecuting attorney or attorney for municipality may be requested to assist - Costs and attorney's fees
RCW 26.50.130 Order - Modification - Transmittal
RCW 26.50.140 Peace officers - Immunity
RCW 26.50.200 Title to real estate - Effect
RCW 26.50.210 Proceedings additional

9.34.040 Failure to abide by court order. It shall be unlawful for any person subject to a Restraining Order, Protection Order or No Contact Order issued under the provisions of state law, to knowingly and willfully violate the terms of that order. Each violation shall constitute a misdemeanor.

9.34.050 Custodial Interference. The following statutes of the State of Washington are hereby adopted by reference:

RCW 9A.40.070 Custodial interference in the second degree
RCW 9A.40.080 Custodial interference - Assessment of costs - Defense - Consent defense, restricted

Chapter 9.36

Property, Crimes Relating To

Sections:

- 9.36.010 Theft, UIBC and possession of stolen property
- 9.36.020 Malicious mischief and obscuring identity of machine
- 9.36.030 Injury or destruction of property
- 9.36.040 Trespass and related crimes
- 9.36.050 Damage or destruction of traffic signs or traffic-control devices prohibited
- 9.36.060 Possession of traffic signs prohibited
- 9.36.070 Nuisance

9.36.010 Theft, UIBC and Possession of Stolen Property. The following statutes of the state of Washington are adopted by reference:

- RCW 9A.56.010 Definitions.
- RCW 9A.56.020 Theft--Definition, defense
- RCW 9A.56.050 Theft in third degree
- RCW 9A.56.060 (1)(2)(3)(5) Unlawful issuance of checks or drafts
- RCW 9A.56.140 Possessing stolen property--Definition, credit cards, presumption
- RCW 9A.56.170 Possessing stolen property in the third degree
- RCW 9.54.130 Restoration of stolen property--Duty of officers

9.36.020 Malicious Mischief and obscuring identity of machines. The following statutes of the State of Washington are adopted by reference:

- RCW 9A.48.090 Malicious mischief in the third degree
- RCW 9A.48.100(1) Malicious mischief and physical damage defined
- RCW 9A.56.180 Obscuring identity of a machine

9.36.030 Injury or Destruction of Property. It is unlawful for any person to wantonly destroy, cut, alter, remove, deface, mark or write upon, or in any manner injure any window, fence, gate bridge, dwelling, house, engine house, building, awning, railing or any other property, public or private, not his own.

9.36.040 Trespass and related crimes. The following statutes of the state of Washington are adopted by reference:

RCW 9A.52.010 Definitions
RCW 9A.52.060 Making or having burglary tools
RCW 9A.52.070 Criminal trespass in the first degree
RCW 9A.52.080 Criminal trespass in the second degree
RCW 9A.52.090 Criminal trespass -- Defenses
RCW 9A.52.100 Vehicle prowling
RCW 9A.52.120 Computer trespass in the second degree
RCW 9A.52.130 Computer trespass - Commission of other crime

9.36.050 Damage or destruction of traffic signs or traffic-control devices prohibited. It is unlawful for any unauthorized person to intentionally remove, re-position, deface or otherwise damage any traffic sign or traffic-control device.

9.36.060 Possession of traffic signs prohibited. It is unlawful for any person to have actual or constructive possession of any traffic sign or traffic-control device or portion thereof within the City of Redmond, whether or not the sign or device is the property of the City of Redmond, unless the sign, device or portion thereof was acquired by lawful means. Actual or constructive possession of any traffic sign or device without written evidence of lawful acquisition shall give rise to the legal presumption that the sign or device was not lawfully acquired; provided, that proof the sign or device was acquired lawfully shall be a defense to prosecution for violation of this section whether established by a written document or otherwise.

9.36.070 Nuisance. The following statutes of the state of Washington are adopted by reference:

RCW 9.66.010 Public nuisance
RCW 9.66.020 Unequal damage
RCW 9.66.030 Maintaining or permitting nuisance
RCW 9.66.040 Abatement of nuisance
RCW 9.66.050 Deposit of wholesome substance

Chapter 9.38

Public Morals, Crimes Relating To

Sections:

9.38.010-9.38.110 Formerly codified at 9.64.010-9.64.110

Chapter 9.40

Public Officers, Crimes Relating To

Sections:

- 9.40.010 Obstructing public officers
- 9.40.020 Obstructing justice, criminal assistance,
introducing contraband and related offenses
- 9.40.030 Escape

9.40.010 Obstructing Public Officers. It is unlawful for any person to make any willfully untrue, misleading or exaggerated statement to, or to willfully hinder, delay or obstruct any public officer in the discharge of his or her official powers or duties.

9.40.020 Obstructing justice, criminal assistance, introducing contraband and related offenses. The following statutes of the state of Washington are adopted by reference:

- RCW 9.69.100 Withholding knowledge of felony involving violence--Penalty
- RCW 9A.76.010 Definitions
- RCW 9A.76.030 Refusing to summon aid for a peace officer
- RCW 9A.76.040 Resisting arrest
- RCW 9A.76.050 Rendering criminal assistance--Definition of terms
- RCW 9A.76.060 Relative defined
- RCW 9A.76.090 Rendering criminal assistance in the third degree
- RCW 9A.76.100 Compounding
- RCW 9A.76.160 Introducing contraband in the third degree
- RCW 9A.76.170(1)(2)(d) Bail jumping
- RCW 9A.84.040 False reporting

9.40.030 Escape. The following statutes of the state of Washington are adopted by reference:

- RCW 9.31.090 Escape prisoner recaptured
- RCW 9A.76.130 Escape in the third degree

Chapter 9.42

Public Peace, Crimes Relating To

Sections:

- 9.42.010 Disorderly conduct
- 9.42.020 Riot, failure to disperse and obstruction
- 9.42.030 Privacy, violating right of
- 9.42.040 Libel and slander
- 9.42.050 Malicious prosecution - Abuse of process

9.42.010 Disorderly conduct. A person is guilty of disorderly conduct if he:

- (a) Uses abusive language and thereby intentionally creates a risk of assault; or
- (b) Intentionally disrupts any lawful assembly or meeting of persons without authority; or
- (c) Intentionally obstructs vehicular or pedestrian traffic without lawful authority; or
- (d) Intentionally and without lawful authority makes noise which unreasonably disturbs another; or
- (e) Intentionally engages in any conduct which tends to or does disturb the public peace, provoke disorder, or endanger the safety of others.

9.42.020 Riot, failure to disperse and obstruction. The following statutes of the state of Washington are adopted by reference:

- RCW 9A.84.010(1)(2)(b) Riot
- RCW 9A.84.020 Failure to disperse
- RCW 9.27.015 Interference, obstruction of any court, building or residence - Violations

9.42.030 Privacy, violating right of. The following statutes of the state of Washington are adopted by reference:

- RCW 9.73.010 Divulging telegram
- RCW 9.73.020 Opening sealed letter
- RCW 9.73.030 Intercepting, recording or divulging private communication--Consent required--Exceptions
- RCW 9.73.070 ---- Persons and activities excepted
- RCW 9.73.090 Police and fire personnel exempted from RCW 9.73.030 - 9.73.080--Standards
- RCW 9.73.100 Recordings available to defense counsel

9.42.040 Libel and slander. The following statutes of the state of Washington are adopted by reference:

RCW 9.58.010	Libel, what constitutes
RCW 9.58.020	How justified or excused--Malice, when presumed
RCW 9.58.030	Publication defined
RCW 9.58.040	Liability of editors and others
RCW 9.58.050	Report of proceedings privileged
RCW 9.58.070	Privileged communications
RCW 9.58.080	Furnishing libelous information
RCW 9.58.090	Threatening to publish libel
RCW 9.58.100	slander of financial institution
RCW 9.58.120	Testimony necessary to convict

9.42.050 Malicious prosecution--Abuse of process. The following statutes of the state of Washington are adopted by reference:

RCW 9.62.010	Malicious prosecution
RCW 9.62.020	Instituting suit in name of another

Chapter 9.44

Abandoned Vehicles

Sections:

9.44.010-9.44.060 formerly codified as 9.40.010-9.40.060

Chapter 9.46

Miscellaneous Crimes

Sections:

- 9.46.010 Conduct prohibited
- 9.46.020 Littering and Pollution
- 9.46.030 United States and state flags

9.46.010 Conduct prohibited. The following statutes of the state of Washington are adopted by reference:

- RCW 9.91.010 Denial of civil rights--Terms defined
- RCW 9.91.020 Operating railroad, steamboat, vehicle, etc., while intoxicated
- RCW 9.91.025 Unlawful bus conduct
- RCW 9.91.110 Meal buyers--Records of purchases--Penalty
- RCW 9.03.010 Abandoning, discarding, refrigeration equipment
- RCW 9.03.020 Permitting unused equipment to remain on premises
- RCW 9.03.030 Violation of RCW 9.03.010 or 9.03.020
- RCW 9.03.040 Keeping or storing equipment for sale

9.46.020 Littering and Pollution. The following statute of the state of Washington are adopted by reference:

- RCW 70.93.060 Littering
- RCW 70.54.010 Polluting water supply

9.46.030 United States and state flags, crimes relating to. The following statutes of the state of Washington are adopted by reference:

- RCW 9.86.010 "Flag," etc., defined
- RCW 9.86.020 Improper use of flag prohibited
- RCW 9.86.030 Desecration of flag
- RCW 9.86.040 Application of provisions

Chapter 9.48

Construction and Severability

Sections:

9.48.010 Construction

9.48.020 Severability

9.48.010 Construction. In adopting the foregoing state statutes by reference, only those crimes and offenses within the jurisdiction of a noncharter city are intended to be adopted and in those sections adopted which deal with both misdemeanors and felonies, only the language applicable to misdemeanors is to be applied.

9.48.020 Severability. If any section, sentence, clause or phrase of this title should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this title.