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12/17/85
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ORDINANCE NO. 1295

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING SECTION 9.46.020 OF THE REDMOND MUNICIPAL CODE TO ADOPT THE WASHINGTON CLEAN INDOOR AIR ACT, RCW 70.16; AMENDING SECTION 9.38.020 TO PROHIBIT UNLAWFUL PUBLIC EXPOSURE WHEN CAUSED BY ANOTHER PERSON; AMENDING SECTION 9.36.010 TO ADD THE CRIMES OF THEFT OF RENTAL AND LEASED PROPERTY CONTAINED IN RCW 9.45.060 AND RCW 9.45.062; AMENDING SECTION 9.36.030 ENTITLED INJURY OR DESTRUCTION OF PROPERTY, TO INCLUDE THE ELEMENT THAT THE PROPERTY IS VALUED AT LESS THAN \$250.00; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Redmond City Council finds that Title 9 of the Redmond Municipal Code, entitled Public Peace, Morals and Safety should be amended to include offenses adopted by the 1985 Washington State legislature, as well as amendments to expand upon existing offenses; and

WHEREAS, the Redmond City Council finds that this ordinance is in the interest of the public health, safety and welfare, now, therefore,

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

Section 1. Section 9.46.020 of the Redmond Municipal Code is hereby amended to include the Clean Indoor Air Act, RCW 70.16. This section is hereby amended to read as follows:

9.46.020 Littering, Pollution and Smoke Prohibitions. The following statutes of the state of Washington are adopted by reference:

- RCW 70.93.060 Littering
- RCW 70.54.010 Polluting water supply
- RCW 70.16.020-.070 Clean Indoor Air Act

Section 2. Section 9.38.020 of the Redmond Municipal Code is hereby amended to read as follows:

9.38.020 Unlawful Public Exposure. It is unlawful for any person to intentionally commit any act constituting unlawful public exposure of his person or the person of another.

Section 3. Section 9.36.010 of the Redmond Municipal Code is hereby amended to include the offenses of theft of leased

and rental property. This section is hereby amended to read as follows:

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 of 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
- RCW 9.45.060 Encumbered, leased or rented personal property
- RCW 9.45.052 Failure to deliver leased personal property

Section 4. Section 9.36.030 of the Redmond Municipal Code is hereby amended to include the element that the property is valued at less than \$250.00. This section is hereby amended to read as follows:

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 which is valued at less than Two Hundred and Fifty Dollars (\$250.00).

Section 5. If any section, sentence, clause or phrase of this ordinance 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 ordinance.

Section 6. This ordinance or a summary thereof shall be published in the official newspaper of the City, and shall take effect and be in full force thirty (30) days after the date of publication.

CITY OF REDMOND:


MAYOR, DOREEN MARCHIONE

ATTEST/AUTHENTICATED:

Doris A. Schaible
CITY CLERK, DORIS SCHAIBLE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY Larry C. Martin

FILED WITH THE CITY CLERK:	December 22, 1985
PASSED BY THE CITY COUNCIL:	January 7, 1986
SIGNED BY THE MAYOR:	January 8, 1986
PUBLISHED:	January 12, 1986
EFFECTIVE DATE:	February 11, 1986
ORDINANCE NO. <u>1295</u>	