

# ORIGINAL

CITY OF REDMOND, WASHINGTON

ORDINANCE NO. 766

AN ORDINANCE, relating to crimes and offenses; and adopting certain State Statutes by reference.

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

Section 1. Assault and other crimes involving physical harm. The following statutes of the State of Washington (RCW) are hereby adopted by reference:

RCW 9A.36.040	Simple assault
RCW 9A.36.050	Reckless endangerment
RCW 9A.36.070	Coercion
RCW 9A.40.050	Reckless burning in the second degree
RCW 9A.48.060	Reckless burning - defenses
RCW 9A.48.090	Malicious mischief in the third degree

Section 2. Theft. The following statutes of the State of Washington are hereby adopted by reference:

RCW 9A.56.090	Presumption on failure to return vehicle, machinery, or equipment pursuant to rental or lease agreement.
RCW 9A.56.140	Possessing stolen property Definition - credit cards, presumption
RCW 9A.56.170	Possessing stolen property in the third degree

Section 3. Defenses. The following statutes of the State of Washington are hereby 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

Section 4. Authorized sentence of offenders. The following statutes of the State of Washington are hereby adopted by reference:

RCW 9A.20.020(3)	Authorized sentence of offenders
RCW 9A.20.030	Alternative to a fine - restitution

Section 5. Anticipatory offenses. The following statutes of the State of Washington are hereby adopted by reference:

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

Section 6. Construction. In adopting the foregoing state statutes by reference, only those crimes and offenses within the jurisdiction

of a non-charter 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.

Section 7. Severability. If any provision of this ordinance, the state statutes adopted by reference, the jurisdiction and applicability of the subject matter to enforcement by non-charter code cities, or its application to any person or circumstance is held invalid, the remainder of the ordinance and state statutes adopted by reference, or the application of the provision to other persons or circumstances is not affected.

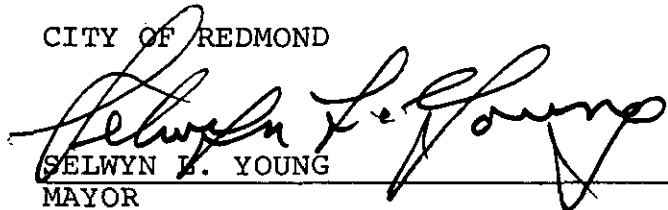
Section 8. Copies of state statutes adopted to be kept on file. Pursuant to RCW 35A.12.140, the City Clerk shall authenticate and record a copy of the state statutes herein adopted by reference along with this adopting ordinance, and shall maintain on file not less than three copies of such state statutes in the form the same were adopted by this ordinance.

Section 9. Penalties for violations. Any person violating any of the provisions of this ordinance and the State statutes hereby adopted by reference shall, upon conviction thereof, be punished as provided in Section 1.01.110 of the Redmond Municipal Code.

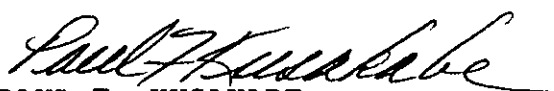
Section 10. Effective date. This ordinance shall take effect and be in force five (5) days after the date of its publication in the manner provided by law.

PASSED by the Council of the City of Redmond, Washington, at a regular meeting thereof, and APPROVED by the Mayor this 7<sup>th</sup> day of June, 1977.

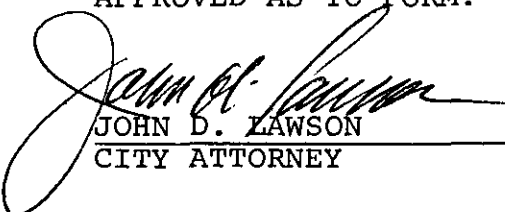
CITY OF REDMOND

  
SELWYN E. YOUNG  
MAYOR

ATTEST:

  
PAUL F. KUSAKABE  
CITY CLERK

APPROVED AS TO FORM:

  
JOHN D. LAWSON  
CITY ATTORNEY

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