

ORDINANCE No.

113549

COUNCIL BILL No.

106206

AN ORDINANCE related to the criminal code; adopting provisions from existing state laws and thereby amending Title 12A of the Seattle Municipal Code (Seattle Criminal Code) by adding a new section to Chapter 12A.14 making it unlawful to alter identifying marks of any pistol, adding a new section to Chapter 12A.18 making it unlawful to leave a child or children under the age of twelve unattended in a parked automobile, and adding a new section to Chapter 12A.60 making it unlawful to injure or tamper with fire alarm apparatus or equipment or sound a false alarm of fire.

COMPTROLLER FILE No.

Introduced: JUN 22 1987	By: EXECUTIVE REQUEST
Referred: JUN 22 1987	To: Public Safety
Referred:	To:
Referred:	To:
Reported: AUG 10 1987	Second Reading: AUG 10 1987
Third Reading: AUG 10 1987	Signed: AUG 10 1987
Present: AUG 11 1987	Approved: AUG 20 1987
Returned to City Clerk: AUG 20 1987	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained: OK

Law Department

The City of

Honorable President:

Your Committee on

to which was referred the within Council Bill report that we have considered the same

Attachment

The City of Seattle--Legislative Department

REPORT OF COMMITTEE

Date Reported
and Adopted

President:

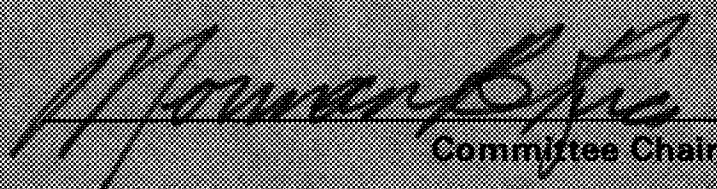
Committee on

was referred the within Council Bill No.

we have considered the same and respectfully recommend that the same:

Do Pass

Vote 6-0



Committee Chair

JP:et
6/17/87
7:ORD3.

ORDINANCE 113549

AN ORDINANCE relating to the criminal code; adopting provisions from existing state laws and thereby amending Title 12A of the Seattle Municipal Code (Seattle Criminal Code) by adding a new section to Chapter 12A.14 making it unlawful to alter identifying marks of any pistol, adding a new section to Chapter 12A.18 making it unlawful to leave a child or children under the age of twelve unattended in a parked automobile, and adding a new section to Chapter 12A.60 making it unlawful to injure or tamper with fire alarm apparatus or equipment or sound a false alarm of fire, repealing SMC 12A.14.140 (Ordinance 112238, Section 1).

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Chapter 12A.14 of the Seattle Municipal Code is amended by adding thereto a new section 12A.14.165 as follows:

12A.14.165 Alteration of identifying marks - Exceptions

No person shall change, alter, remove, or obliterate the name of the maker, model, manufacturer's number, or other mark of identification on any pistol. Possession of any pistol upon which any such mark shall have been changed, altered, removed, or obliterated, shall be prima facie evidence that the possessor has changed, altered, removed, or obliterated the same. This shall not apply to replacement barrels in old revolvers, which barrels are produced by current manufacturers and therefor do not have the markings on the barrels of the original manufacturers who are no longer in business.

Section 2. Chapter 12A.18 of the Seattle Municipal Code is amended by adding thereto a new section 12A.18.080 as follows:

1 12A.18.080 Leaving Child Unattended

2 Every person having the care and custody, whether
3 temporary or permanent, of a minor child or children under
4 the age of twelve years, who shall leave such child or
5 children in a parked automobile unattended by an adult
6 while such person enters a tavern or other premises where
7 vinous, spirituous, or malt liquors are dispensed for
8 consumption on the premises shall be guilty of a crime and
9 upon conviction thereof, shall be punished as provided in
 12A.02.070.

10 Section 3. Chapter 12A.60 of the Seattle Municipal Code
11 is amended by adding thereto a new section 12A.60.105 as
12 follows:

13 12A.60.105 Injuring or tampering with fire alarm apparatus
14 or equipment - Sounding false alarm of fire.

15 Any person who wilfully and without cause tampers with,
16 molests, injures or breaks any public or private fire
17 alarm apparatus, emergency phone, radio, or other wire or
18 signal, or any fire fighting equipment, or who wilfully
19 and without having reasonable grounds for believing a fire
20 exists, sends, gives, transmits, or sounds any false alarm
21 of fire, by shouting in a public place or by means of any
22 public or private fire alarm system or signal, or by
23 telephone, is guilty of a crime and may be punished by a
24 fine not to exceed One Thousand Dollars (\$1,000.00) or by
25 imprisonment for a term not to exceed ninety days or by
26 both such fine and imprisonment. This provision shall not
27 prohibit the testing of fire alarm systems by persons
28 authorized to do so, by a fire department or state fire
 marshal official.

1 Section 4. SMC § 12A.14 (Ordinance 112238, Section 1)
2 is hereby repealed.

3 Section 5. The provisions of this ordinance are declared
4 to be separate and severable. The invalidity of any clause,
5 sentence, paragraph, subdivision, section or portion of this
6 ordinance, or the invalidity of the application thereof to any
7 person or circumstance shall not affect the validity of the
8 remainder of this ordinance, or the validity of its application
9 to other persons or circumstances.
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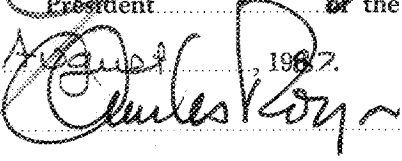
(To be used for all Ordinances except Emergency.)

Section 6. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 10th day of August, 1987,
and signed by me in open session in authentication of its passage this 10th day of August, 1987.


President of the City Council.

Approved by me this 20th day of August, 1987.


Mayor.

Filed by me this 20th day of August, 1987.

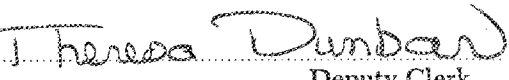
Attest:


City Comptroller and City Clerk.

(SEAL)

Published

By


Deputy Clerk.

City of Seattle

Executive Department-Office of Management and Budget

James P. Ritch, Director

Charles Royer, Mayor

May 14, 1987



The Honorable Douglas Jewett
City Attorney
City of Seattle

Dear Mr. Jewett:

The Mayor is proposing to the City Council that the enclosed legislation be adopted.

REQUESTING
DEPARTMENT: Police Department

SUBJECT: An ordinance related to the criminal code; making it unlawful to alter the identifying marks of any pistol; making it unlawful to leave young children under the age of twelve unattended in a parked automobile; and making it unlawful to injure or tamper with fire alarm apparatus or equipment; in conformity with applicable state laws.

Pursuant to the City Council's S.O.P. 100-014, the Executive Department is forwarding this request for legislation directly to your office for review and drafting.

After reviewing this request and drafting appropriate legislation:

- (X) File the legislation with the City Clerk for formal introduction to the City Council as an Executive Request.
- () Do not file with City Council, but return the proposed legislation to OMB for our review. Return to _____.

Sincerely,

Charles Royer
Mayor

by

JIM RITCH
Budget Director

JR/ep/cc

Enclosure

cc: Chief, SPD

Office Of The Mayor
City of Seattle

Charles Royer, Mayor



June 10, 1987

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9339

OK
6/17/87

The Honorable Douglas Jewett
City Attorney
City of Seattle

Dear Mr. Jewett:

I am proposing to the City Council that the enclosed legislation be adopted.

REQUESTING DEPARTMENT: Mayor's Office

SUBJECT: AN ORDINANCE related to the criminal code; adopting provisions from existing state laws and thereby amending Title 12A of the Seattle Municipal Code (Seattle Criminal Code) by adding a new section to Chapter 12A.14 Miscellaneous Offenses making it unlawful to alter identifying marks of any pistol, adding a new section to 12A.18 making it unlawful to leave young children under the age of twelve unattended in a parked automobile, and adding a new section to 12A.60 making it unlawful to injure or tamper with fire alarm apparatus or equipment or sound a false alarm of fire.

Pursuant to the City Council's S.O.P. 100-014, the Executive Department is forwarding this request for legislation directly to your office for review and drafting.

After reviewing this request and drafting appropriate legislation, file the legislation with the City Clerk for formal introduction to the City Council as an Executive Request.

Sincerely,

Charles Royer

Enclosure

Affidavit of Publication

City of Seattle

ORDINANCE 113549

AN ORDINANCE relating to the criminal code; adopting provisions from existing state laws and thereby amending Title 12A of the Seattle Municipal Code (Seattle Criminal Code) by adding a new section to Chapter 12A.14 making it unlawful to alter identifying marks on any pistol; adding a new section to Chapter 12A.18 making it unlawful to leave a child or children under the age of twelve unattended in a parked automobile; and adding a new section to Chapter 12A.60 making it unlawful to injure or tamper with fire alarm apparatus or equipment or sound a false alarm of fire; repealing SMC 12A.14.140 (Ordinance 112238, Section 1).

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Chapter 12A.14 of the Seattle Municipal Code is amended by adding thereto a new section 12A.14.160 as follows:

12A.14.165 ALTERATION OF IDENTIFYING MARKS - EXCEPTIONS

No person shall change, alter, remove, or obliterate the name of the maker, model, manufacturer's number, or other mark of identification on any pistol. Possession of any pistol upon which any such mark shall have been changed, altered, removed or obliterated, shall be prima facie evidence that the possessor has changed, altered, removed, or obliterated the same. This shall not apply to replacement barrels in old revolvers, which barrels are produced by current manufacturers and therefore do not have the markings on the barrels of the original manufacturers who are no longer in business.

Section 2. Chapter 12A.18 of the Seattle Municipal Code is amended by adding thereto a new section 12A.18.080 as follows:

12A.18.080 LEAVING CHILD UNATTENDED

Every person having the care and custody, whether temporary or permanent, of a minor child or children under the age of twelve years, who shall leave such child or children in a parked automobile unattended by an adult while such person enters a tavern or other premises where vinous, spirituous, or malt liquors are dispensed for consumption on the premises shall be guilty of a crime and upon conviction thereof, shall be punished as provided in 12A.02.070.

Section 3. Chapter 12A.60 of the Seattle Municipal Code is amended by adding thereto a new section 12A.60.105 as follows:

12A.60.105 INJURING OR TAMPERING WITH FIRE ALARM APPARATUS OR EQUIPMENT - SOUNDING FALSE ALARM OF FIRE

Any person who wilfully and without cause tampers with, molests, injures or breaks any public or private fire alarm apparatus, emergency phone, radio, or other wire or signal, or any fire detection

STATE OF WASHINGTON
KING COUNTY—SS.

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

Ordinance No. 113549

was published on August 26, 1987

Subscribed and sworn to before me on

August 26, 1987

Notary Public for the State of Washington,
residing in Seattle.