

ORDINANCE NO. 1016

AN ORDINANCE OF THE CITY OF KIRKLAND, WASHINGTON, RELATING TO THE PUBLIC SAFETY AND WELFARE, DECLARING SHOPLIFTING TO BE UNLAWFUL, DESCRIBING AND DEFINING THE SAME, AND PROVIDING FOR ENFORCEMENT AND PRESCRIBING PENALTY THEREFOR, AND AMENDING ORDINANCE NO. 895 OF THE CITY OF KIRKLAND, CHAPTER 9, BY ADDING THERETO NEW SECTIONS 910 THROUGH 913, INCLUSIVE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KIRKLAND AS FOLLOWS:

Section 1. Chapter 9 of the Kirkland Penal Code, Ordinance No. 895, be and it hereby is amended and supplemented by adding thereto the following sections:

Section 910. Shoplifting. A person who wilfully takes possession of any goods wares or merchandise of the value of less than Seventy-five Dollars (\$75.00) offered for sale by any wholesale or retail store or other mercantile establishment without the consent of the seller, with the intention of converting such goods, wares or merchandise to his own use without having paid the purchase price thereof, is guilty of a misdemeanor of shoplifting.

Section 911. Arrest Without Warrant Authorized, When A peace officer may, upon a charge being made, and without a warrant, arrest any person whom he has reasonable cause to believe has committed or attempted to commit the crime of shoplifting.

Section 912. Reasonable Cause Defense to Civil or Criminal Action Brought by Suspect. Reasonable cause shall be a defense to a civil or criminal action brought for false arrest, false imprisonment, or wrongful detention against a peace officer, by a person suspected of shoplifting.

Section 913. Peace Officer Defined. For the purposes of Sections 910 through 913 inclusive of this ordinance, "peace officer" means a duly appointed city, county or state law enforcement officer.

Section 2. Ordinance No. 895 of the City of Kirkland as heretofore amended be and it hereby is in all other respects ratified and confirmed.

Section 3. This ordinance shall be in force and take effect five days from and after its passage by the council and publication as required.

PASSED by the Kirkland City Council in regular meeting on the 3<sup>rd</sup> day of January, 1964.

SIGNED in authentication thereof on the 7<sup>th</sup> day of JANUARY, 1964.

James S. Jany  
Mayor

Attest:

Allen W. Lucas  
~~City Clerk~~  
Director of Administration

Approved as to form:

Joseph Thomas  
City Attorney