

Repealed by 3476

ORDINANCE NO. 1156

AN ORDINANCE RELATING TO THE PUBLIC PEACE, SAFETY AND GOOD ORDER; AUTHORIZING THE MAYOR TO PROCLAIM THE EXISTENCE OF A CIVIL EMERGENCY, AND BY PROCLAMATION, IMPOSE CURFEW, RESTRICT TRAVEL, AND REGULATE THE CONDUCT OF BUSINESSES AND INDIVIDUALS DURING ANY SUCH CIVIL EMERGENCY; DEFINING OFFENSES AND PRESCRIBING PENALTIES.

WHEREAS, it is deemed necessary for the protection of life and property and for the preservation of the public peace, safety and good order to grant certain powers to the Mayor during the existence of any civil emergency;

NOW, THEREFORE, the City Council of the City of Kirkland do ordain as follows:

Section 1. Whenever riot, unlawful assembly, or insurrection, or the imminent threat thereof, occur in the City of Kirkland and result in, or threaten to result in, the death or injury of persons or the destruction of property to such extent as to require, in the judgment of the Mayor, extraordinary measures to protect the public peace, safety and welfare, the Mayor shall forthwith proclaim in writing the existence of a civil emergency.

Section 2. Upon the proclamation of a civil emergency by the Mayor, and during the existence of such civil emergency, the Mayor may make and proclaim any or all the following orders:

- A. An order imposing a general curfew applicable to the City as a whole, or to such geographical area or areas of the City and during such hours, as he deems necessary, and from time to time to modify the hours such curfew will be in effect and the area or areas to which it will apply.
- B. An order requiring any or all business establishments to close and remain closed until further order.
- C. An order requiring the closure of any or all bars,

- taverns, liquor stores, and other business establishments where alcoholic beverages are sold or otherwise dispensed; provided that with respect to those business establishments which are not primarily devoted to the sale of alcoholic beverages and in which such alcoholic beverages may be removed or made secure from possible seizure by the public, the portions thereof utilized for the sale of items other than alcoholic beverages may, in the discretion of the Mayor, be allowed to remain open;
- D. An order requiring the discontinuance of the sale, distribution or giving away of alcoholic beverages in any or all parts of the City;
  - E. An order requiring the discontinuance of the sale, distribution or giving away of firearms and/or ammunition for firearms in any or all parts of the City;
  - F. An order requiring the discontinuance of the sale, distribution or giving away of gasoline or other liquid flammable or combustible products in any container other than a gasoline tank properly affixed to a motor vehicle;
  - G. An order requiring the closure of any or all business establishments where firearms and/or ammunition for firearms are sold or otherwise dispensed; provided that with respect to those business establishments which are not primarily devoted to the sale of firearms and/or ammunition and in which such firearms and/or ammunition may be removed or made secure from possible seizure by the public, the portions thereof utilized for the sale of items other than firearms and ammunition may, in the discretion of the Mayor, be allowed to remain open;
  - H. An order closing to the public any or all public places, including streets, alleys, public ways, schools, parks, beaches, amusement areas, and public buildings;
  - I. An order prohibiting the carrying or possession of firearms or any instrument which is capable of pro-

ducing bodily harm and which is carried or possessed with intent to use the same to cause such harm, provided that any such order shall not apply to peace officers or military personnel engaged in the performance of their official duties;

J. Such other orders as are imminently necessary for the protection of life and property;

provided, however, that any such orders shall, at the earliest practicable time, be presented to the City Council for ratification and confirmation, and if not so ratified and confirmed shall be void.

Section 3. The Mayor shall cause any proclamation issued by him pursuant to the authority of this ordinance to be delivered to all news media within the City and shall utilize such other available means, including public address systems, as shall be necessary, in his judgment, to give notice of such proclamations to the public.

Section 4. It is unlawful for anyone to fail or refuse to obey any such order proclaimed by the Mayor. Anyone convicted of a violation of this section shall be punishable by a fine of not more than Five Hundred Dollars (\$500.00), or by imprisonment for not more than One Hundred and Eighty (180) days, or both such fine and imprisonment.

Section 5. This ordinance shall be in force and take effect five (5) days from and after its passage by the Council and publication as required by law.

PASSED by the City Council at regular meeting on the 17th day of June, 1968.

SIGNED in authentication thereof on the 17th day of June, 1968.

Lee Lanham  
Mayor

Attest:

Tom J. Peterson  
Director of Administration and Finance  
(ex officio City Clerk)

Approved as to form:

Ralph I. Thom  
City Attorney

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