

*Repealed by 3439*ORDINANCE NO. 2004

AN ORDINANCE OF THE CONSOLIDATED CITY OF KIRKLAND, CREATING AND ESTABLISHING A VIOLATIONS' BUREAU TO BE KNOWN AS THE VIOLATIONS BUREAU OF THE CITY OF KIRKLAND PRESCRIBING ITS DUTIES AND POWERS, DECLARING THE NORTH-EAST DISTRICT JUSTICE COURT TO BE A COURT OF COMPETENT JURISDICTION TO HEAR VIOLATIONS OF CITY ORDINANCES, AND PROVIDING FOR THE TRANSFER OF ALL CITY OF KIRKLAND AND CITY OF HOUGHTON PENDING CASES.

BE IT ORDAINED by the City Council of the City of Kirkland as follows:

Section 1. There is hereby established a Violations Bureau for the City of Kirkland to assist with the clerical work of cases for the violations of City of Kirkland Ordinances. The Bureau shall be in charge of such person or persons, and shall be open at such hours as the City Manager shall designate, provided that said Bureau shall not be operated nor staffed in conjunction with the Kirkland Police Department.

Section 2. The Judge or Justice having competent jurisdiction to hear cases arising under ordinances of the City of Kirkland, shall, by written order, designate the specific offenses under City of Kirkland Ordinances which may be processed by the Violations Bureau; specify the amount of bail to be posted; the circumstances or conditions which will require appearance before the Court, and authorize the Violations Bureau in all other cases to accept forfeiture of bail.

Section 3. Any person charged with an offense for which payment of bail may be made to the Violations Bureau shall have the option of forfeiting such bail within the time specified in the Notice of Arrest at the Violations Bureau upon waiving appearance in Court; or may have the option of depositing required lawful bail and shall be entitled to a trial as authorized by law.

The Bureau, upon accepting the prescribed bail, shall issue a receipt to the alleged violator acknowledging payment thereof. Said receipt shall bear a legend informing the alleged violator of the legal consequences of bail forfeiture.

Section 4. The following duties are hereby imposed upon the Violations Bureau:

(a) It shall accept designated bail, issue receipts, and represent in Court such violators as are permitted and desire to plead guilty, waive Court appearance, and give power of attorney.

(b) It shall receive and issue receipts for cash bail from the persons who must or wish to be heard in Court; shall arrange for the filing and docketing of all cases and shall notify the arresting officer, defendant, and witnesses, of the time to be present in Court.

(c) It shall keep an easily accessible record of all violations of which each person has been guilty during the preceding twelve (12) months.

(d) It shall transfer, daily, or otherwise as may be prescribed by Court rule to the Clerk of the Court having competent jurisdiction to hear said cases, all bail posted for offenses where forfeiture is not authorized by Court order, as well as copies of all receipts.

(e) It shall transfer, daily, or otherwise as approved by the Department of Municipal Audits to the City Treasurer for deposit in the current expense fund, or such other fund as may be prescribed by ordinance, all forfeitures paid to the Violations Bureau for violations of City Ordinances.

Section 5. All employees of the Violations Bureau of the City of Kirkland shall be employees of the City of Kirkland.

Section 6. The Violations Bureau of the City of Kirkland shall follow such procedure as may be prescribed by the Ordinances of the City of Kirkland, or as may be required by any laws of this State, or the rules for criminal procedure for courts of limited jurisdiction as promulgated by the Supreme Court for the State of Washington.

Section 7. The North-East District Justice Court for King County is hereby found and declared to be a court of competent jurisdiction to hear cases involving violations of City of Kirkland ordinances.

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Section 8. All cases heretofore brought by the former cities of Kirkland and Houghton charging violations of their ordinances which are pending and undisposed of as of the effective date of consolidation in the Violations Bureau of either former city, the Houghton Police Court and the Municipal Department of the North-East District Justice Court survive, pursuant to RCW 35.10.320, the consolidation of said former cities. All such cases (including records, files and bail receipts therefor) shall be immediately transferred to the Violations Bureau herein established which shall process said cases in accordance with the provisions herein set forth, provided, however, that all cases pending before the Houghton Police Court wherein the City of Houghton appears as the plaintiff shall be immediately filed with the Clerk of the North-East District Justice Court, and the bail held by the Houghton Police Court in connection with said cases shall be transferred to, and deposited with, the Criminal Registry of the North-East District Justice Court.

Section 9. In the event any section or provision of this ordinance shall be held invalid or of no effect, such decision shall not affect the validity of any other section or provision hereof.

Section 10. This Ordinance shall be in force and take effect immediately upon its passage by the Council.

PASSED by the City Council at special meeting on the 31<sup>st</sup> day of July, 1968.

SIGNED in authentication thereof on the 31<sup>st</sup> day of July, 1968.

William C. Woods  
Mayor

Attest:

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

Approved as to form:

Raymond  
City Attorney