

ORDINANCE NO. 2597

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO CRIMINAL ACTIVITY AMENDING THE DEFINITION OF ASSAULT IN THE KIRKLAND MUNICIPAL CODE.

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

Section 1. Section 11.36A.080 of the Kirkland Municipal Code is amended to read as follows:

~~11.36A.080 Assault defined. Every person who, with intent to inflict bodily harm or to create an apprehension thereof, by threat, with force and violence, to do a corporeal hurt to another, is guilty of an assault and shall be punished for a serious crime unless such assault or use of force is excused under the provisions of Kirkland Municipal Code 11.16A.020.~~

An assault is an act, with unlawful force, done with intent to inflict bodily injury upon another, tending, but failing to accomplish it, and accompanied with the apparent present ability to inflict the bodily injury if not prevented. It is not necessary that bodily injury be inflicted but it is sufficient if an apprehension and fear of bodily injury is created in another.

An assault is also an intentional touching or striking or cutting or shooting of the person or body of another, regardless of whether any actual physical harm is done to the other person.

An assault is also an intentional act, with unlawful force, which creates in another a reasonable apprehension and fear of bodily injury even though the actor did not actually intent to inflict bodily injury.

Section 2. This ORDINANCE shall be in force and take effect five (5) days from and after its passage by the City Council and publication as required by law.

PASSED BY THE KIRKLAND CITY COUNCIL IN REGULAR MEETING on the 18th day of May, 1981.

SIGNED IN AUTHENTICATION THEREOF on the 18th day of May, 1981.


MAYOR

ATTEST:



Director of Administration and Finance
(ex officio City Clerk)

APPROVED AS TO FORM:



City Attorney