

ORDINANCE No. 2989

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO MENACING

Be it ordained by the City Council of the City of Kirkland as follows:

Section 1. Chapter 11.61 of the Kirkland Municipal Code is hereby amended by adding a new section to be known as Section 11.61.030, entitled Menacing, and to read as follows:

(S)11.61.030 Menacing. It is unlawful for any person to menace another: (a) by physical action to intentionally cause or attempt to cause another person reasonably to fear imminent bodily injury or the commission of a criminal act upon their person, or upon property in their immediate possession; or (b) by a present threat to another person subsequent to a history of threats or violence between the person and such other person, to intentionally cause or attempt to cause such other person reasonably to fear serious bodily injury or death.

As used in this section: "physical action" means a bodily movement whether voluntary or involuntary or an action accompanied by words or threats but not words alone; "threat" means to communicate, directly or indirectly, the intent to cause bodily injury in the future to the person threatened or to any other person; "history of threats or violence" means one or more of the following: two or more threats; one or more assaults as defined in KMC 11.36A.080 or similar statute or ordinance; or one or more menacings; and "bodily injury" means physical pain, illness, or an impairment of physical condition.

Section 2. Chapter 11.61 of the Kirkland Municipal Code is hereby entitled Menacing and Telephone Harrassing.

Section 3. Severability . If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance or the application of the provision to other persons or circumstances is not affected.

Section 4. This ordinance shall be in force and effect five (5) days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in regular, open meeting this 3rd day of November, 1986.



Signed in authentication thereof this 3rd day of
November, 1986.

Doris Cooper
MAYOR

ATTEST:

Janice Perry DEPUTY
CLERK
Director of Administration & Finance
(ex officio City Clerk)

APPROVED AS TO FORM:

Joseph E. ...
City Attorney

