ORDINANCE No. 3318

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO LIMITATION OF ACTIONS AND AMENDING SECTION 1.04.015 OF THE KIRKLAND MUNICIPAL CODE.

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

Section 1. Section 1.04.015 of the Kirkland Municipal Code, entitled "Limitation of actions", is hereby amended to read as follows:

Section 1.04.015 **Limitation of actions.** Prosecutions for ~~crimes-may-be commenced-at-any-period-of-time-within one-year-after-the-commission-of-the crime;~~ offenses defined as gross misdemeanors may be commenced within two years after their commission, and for offenses defined as misdemeanors may be commenced within one year after their commission; provided, that any length of time during which the party charged was not usually and publicly ~~residing-within the-State-of-Washington~~ resident within the state of Washington shall not be reckoned within the ~~one-year-period~~ one and two years respectively; and further provided, that where a complaint has been filed within the time limited for the commencement for a criminal action, if the complaint is set aside, the ~~time-of limitation~~ time limitation shall be extended by the length of time from the filing of such complaint to the time such complaint was set aside.

Section 2. Severability. If any section, subsection, sentence, clause, phrase, part or a portion of this ordinance, including those parts adopted by reference, is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 3. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

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Passed by majority vote of the Kirkland City Council in regular, open meeting this 19th day of   May   , 1992.

Signed in authentication thereof this 19th day of   May   , 1992.

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MAYOR

Attest:

Deputy City Clerk

Approved as to Form:

City Attorney

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