

ORDINANCE 3644

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE PURCHASE OR POSSESSION OF TOBACCO PRODUCTS BY PERSONS UNDER AGE EIGHTEEN.

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

Section 1. Kirkland Municipal Code Chapter 11.44 is hereby amended by the addition of a new Section 11.44.056 to read as follows:

11.44.056 Possession of Tobacco.

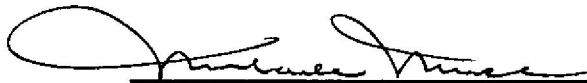
It is a civil infraction for any person under the age of eighteen to purchase or attempt to purchase, to possess, or to obtain or attempt to obtain cigarettes or tobacco products. This provision does not apply if a person under the age of eighteen, with parental authorization, is participating in a controlled purchase as part of a Liquor Control Board, law enforcement, or local health department activity. The Kirkland Municipal Court shall have jurisdiction over a case brought under this Section. A person found to have committed a violation of this Section is subject to a monetary penalty, the maximum penalty and the default amount for which shall be fifty dollars, not including statutory assessments, or participation in up to four hours of community service, or both. The Court may also require participation in a smoking cessation program.

Section 2. 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 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, or on June 11, 1998, whichever is later.

Passed by majority vote of the Kirkland City Council in regular, open meeting this 11th day of August, 1998.

Signed in authentication thereof this 11th day of August, 1998.


MAYOR

Attest:

J. Cloner

Deputy City Clerk

Approved as to Form:

Paul Bond

City Attorney

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