ORDINANCE NO. 3247

AN ORDINANCE of the City Council of the City of Kent, Washington, amending Chapter 4.01 of the Kent City Code relating to "Parks and Recreation" repealing certain sections and redefining penalties for violations of certain provisions of the Chapter.

WHEREAS, the City Council, concurrently with this Ordinance is considering a new Chapter to the Kent City Code relating to boating regulations, and

WHEREAS, the new boating regulations contain provisions which are duplicated in Chapter 4.01, and therefore, provisions of Chapter 4.01 need to be repealed, and

WHEREAS, the penalty provisions in Chapter 4.01 make every violation of the Chapter a misdemeanor, and

WHEREAS, the City Council desires to make certain violations of Chapter 4.01 civil infractions, NOW THEREFORE,

parks code
THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Sections 4.01.070 and 4.01.200 of the Kent City Code are hereby repealed in their entirety;

SECTION 2. Section 4.01.220 of the Kent City Code, entitled "Penalties" is hereby amended to read as follows:

Sec. 4.01.220. Penalties.

Violation of any of the provisions of this chapter is a misdemeanor punishable by not more than one (1) year in jail and/or a fine of not more than five thousand dollars ($5,000.00), or both.

A. Civil Penalty. Except as provided in Subsection B, a violation of any provision of this Chapter shall constitute a civil violation for which a monetary penalty may be assessed in the amount of two-hundred-fifty dollars ($250.00). Each separate day, or portion thereof, during which any violation occurs, shall constitute a separate violation.

B. Misdemeanor. Any person who violates Sections 4.01.020 or 4.01.040 of this Chapter shall be guilty of a misdemeanor punishable by a fine not to exceed five thousand dollars ($5,000.00) or by imprisonment not to exceed one year, or
by both such fine and imprisonment. Each separate day or portion thereof during which such violation occurs shall constitute a separate violation.

SECTION 3. Effective Date. This ordinance shall take effect and be in force a date more than thirty (30) days from and after its passage, approval and publication as provided by law.

JIM WHITE, MAYOR

ATTEST:

BRENDA JACOBER, CITY CLERK

APPROVED AS TO FORM:

ROGER A. LUBOVICH, CITY ATTORNEY
PASSED 7 day of November, 1995.
APPROVED 8 day of November, 1995.
PUBLISHED 10 day of November, 1995.

I hereby certify that this is a true copy of Ordinance No. 3247, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

BRENDA JACOBER, CITY CLERK
(SEAL)