ORDINANCE NO. 3287

AN ORDINANCE of the City Council of the City of Kent, Washington, amending Section 9.02.300 of the Kent City Code relating to Domestic Violence.

WHEREAS, the City Council finds it appropriate to recognize the importance of domestic violence as a serious crime against society and to assure the victims of domestic violence the maximum protection from abuse which the law and those who enforce the law can provide; and

WHEREAS, in order to carry out this intent, the City Council desires to clarify situations in which domestic violence can be addressed; NOW, THEREFORE,

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

SECTION 1. Section 9.02.300 of the Kent City Code is hereby amended to read as follows:

Domestic Violence
Sec. 9.02.300. Domestic violence--Definition--Designation.

For the purposes of sections 9.02.302 through 9.02.306, the following words shall have the meaning ascribed in this section:

Domestic violence means physical harm, bodily injury, assault, or the infliction of fear of imminent physical harm, bodily injury or assault, between family or household members or sexual assault of one (1) family or household member by another.

1. Family or household members means spouses, former spouses, persons who have a child in common regardless of whether they have been married or have lived together at any time, adult persons related by blood or marriage, adult persons who are presently residing together or who have resided together in the past, persons sixteen (16) years of age or older who are presently residing together or who have resided together in the past and who have or have had a dating relationship, persons sixteen (16) years of age or older with whom a respondent sixteen (16) years of age or older has or has had a dating relationship, and persons who have a biological or legal parent-child relationship, including stepparents and stepchildren and grandparents and grandchildren.
2. **Dating relationship** means a social relationship of a romantic nature. Factors that the court may consider in making this determination includes the length of time the relationship has existed, the nature of the relationship, and the frequency of interaction between the parties.

3. **Domestic violence** includes but is not limited to any of the following crimes when committed by one family or household member against another:

   (a) Assault KCC 9.02.28
   (b) Provoking Assault KCC 9.02.30
   (c) Harrassment KCC 9.02.43
   (d) Telephone Calls to Harass, Intimidate, Torment or Embarrass KCC 9.02.44
   (e) Discharge of Firearms or Dangerous Instrumentalities KCC 9.02.48
   (f) Criminal Trespass KCC 9.02.56
   (g) Third Degree Theft KCC 9.02.60
   (h) Reckless Endangerment KCC 9.02.120
   (i) Coercion KCC 9.02.120
   (j) Malicious Mischief in the Third Degree KCC 9.02.120
   (k) Vehicle Prowling KCC 9.02.120
   (l) Violation of a No Contact Order KCC 9.02.302
   (m) Violation of a Protection Order KCC 9.02.304
   (n) Violation of a Restraining Order KCC 9.02.306
(o) Violation of Civil Anti-harassment Protection Order
KCC 9.02.308

(4) For the purpose of this section, "victim" means a family or household member who has been subjected to domestic violence.

SECTION 2. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

SECTION 3. Effective Date. This ordinance shall take effect and be in force 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:

[Signature]
ROGER A. LUDOVICH, CITY ATTORNEY

PASSED 2nd day of April, 1996.
APPROVED 3rd day of April, 1996.
PUBLISHED 5th day of April, 1996.

I hereby certify that this is a true copy of Ordinance No. 3287, 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] (SEAL)
BRENDA JACOBER, CITY CLERK