Ordinance No. 3598

(Amending or Repealing Ordinances)

CFN-122 – Police/Fire Departments
Passed 4/16/2002
SOAR Code Revisions-Amend Time and Add New Area
(Amends Secs. 9.42.020 & 9.43.015; 9.43.030)

Amending Ord. 3557 (Secs. 9.42.020; 9.43.015 & 9.43.030)
Amended by Ord. 3738 (Secs. 9.42.020; 9.43.015, 9.43.030 & 9.43.040)
Amended by Ord. 3921 (Secs. 9.42.020 & 9.43.030)
ORDINANCE NO. 3598

AN ORDINANCE of the City Council of the City of Kent, Washington, amending section 9.42.020 of the Kent City Code, entitled "Unlawful race attendance - Prohibited", section 9.43.015, entitled "SOAR orders", and section 9.43.030, entitled "SOAR orders - Designated 'no racing Zones'" to extend the prohibitive hour to 5:00 a.m. and to add an additional "no racing zone"

WHEREAS, on June 5, 2001, the City Council adopted Ordinance No. 3557 to combat unlawful vehicular racing and the attendance of observers of unlawful races within the City of Kent, and

WHEREAS, Ordinance No. 3557, now codified in Chapters 9.42 and 9.43 of the Kent City Code, establishes no racing zones within the City of Kent wherein both racing and attending races is prohibited, and

WHEREAS, racing or unlawful race attendance is prohibited within a designated no racing zone between the hours of 10:00 p.m. and 4:00 a.m., and

WHEREAS, it would serve the health, safety, and welfare of the public to extend the prohibition against racing within the designated areas to 5:00

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a.m., and to extend the designated "no racing zones" to include additional streets within the City of Kent, NOW THEREFORE,

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

**SECTION 1.** - Amendment  Section 9.42.020 entitled, "Unlawful race attendance – Prohibited," is hereby amended to read as follows

**Sec. 9.42.020. Unlawful race attendance - Prohibited.**

Any person (1) who has actual or constructive knowledge that they are in a designated SOAR area between the hours of 10 00 p.m. and 4:00 a.m., and (2) who has actual or constructive knowledge that an unlawful race event is occurring, has occurred, or is about to occur, and (3) intends to observe or support or encourage the unlawful race event, is guilty of a misdemeanor

**SECTION 2.** - Amendment  Section 9.43.015, entitled "SOAR orders," is hereby amended to read as follows

**Sec. 9.43.015. SOAR orders.** A SOAR order prohibits persons from engaging in racing or unlawful race attendance within a no racing zone, as set forth in KCC 9.43.030, between the hours of 10 00 p.m. and 4:00 a.m.

**SECTION 3.** - Amendment  Section 9.43.030, entitled "SOAR orders – Designated ‘No Racing Zones,'” is hereby amended to read as follows

**Sec. 9.43.030. SOAR orders – Designated “No Racing Zones.”** The SOAR order may apply to any of the following “No Racing Zones” between the hours of 10 00 p.m. and 4:00 a.m.

1. 54th Avenue South from the 22800 block to the 22500 block
2. 58th Place South from Russell Road to South 194th Way.

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3 64th Avenue South from S 212th to James Street

4 72nd Avenue South from S 180th Street to S 228th Street where it ends, at approximately the 19400 block

5. 72nd Avenue South from S 212th Street to S 228th Street from 68th Avenue South to 84th Avenue South

6. 80th Avenue South from S 180th Street to S 184th Street

7. South 194th Street and South 194th Way from 66th Avenue S to Russell Road

8. South 226th Avenue from 64th Avenue S to 54th Avenue S

9. South 202nd Street from 84th Avenue S to 90th Avenue S

These “No Racing Zones” include any highway, as that term is defined in RCW 46.04.197, together with adjoining property areas (such as sidewalks, entryways, landscaped areas, and parking areas) if those adjoining areas are being used for racing or unlawful race attendance.

These “No Racing Zones” shall be designated by the placement of clear and conspicuous signs at all highway entrances to the no racing zone. At a minimum, these signs must include the following statements: No Racing Zone, Race Attendance Prohibited, KCC 9.42.020

SECTION 4. - Severability If any one or more sections, subsections, or sentences of this Ordinance are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this Ordinance and the same shall remain in full force and effect.
SECTION 5. Effective Date  This Ordinance shall take effect and be in force thirty (30) days from and after its passage as provided by law

JIM WHITE, MAYOR

ATTEST

Brenda Jacober
BRENDA JACOBER, CITY CLERK

APPROVED AS TO FORM

TOM BRUBAKER, CITY ATTORNEY

PASSED 16 day of April, 2002
APPROVED 16 day of April, 2002.
PUBLISHED 20 day of April, 2002

I hereby certify that this is a true copy of Ordinance No 3598 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

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