

ORDINANCE SUMMARY BY TITLE ONLY FOR PUBLICATION PURPOSES
ORDINANCE NO. 1992

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DAYTON,
WASHINGTON AMENDING ORDINANCE 1568 AND SECTION 9-47.04
OF THE DAYTON MUNICIPAL CODE, DOMESTIC VIOLENCE
PROTECTION ORDER STATUTES INCORPORATED BY REFERENCE;
AND PROVIDING FOR SUMMARY PUBLICATION BY ORDINANCE
TITLE ONLY**

Section 1. Amendment.

Section 2. Severability.

Section 3. Summary Publication.

The full text of Ordinance 1992 adopted the 9th day of August, 2022 is available for examination at the City Administrator/Clerk-Treasurer's Office, 111 S. 1st St., Dayton, WA during normal business hours, Monday – Friday, 7:00 a.m. to 4:00 p.m. Full text of the Ordinance shall be mailed upon request.

By: /s/ Zac Weatherford, Mayor

Attest: /s/ Debra Hayes, City Clerk

Approved as to form: /s/ Quinn Plant, City Attorney

Published:

The Times, 09/15/2022

ORDINANCE NO. 1992

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DAYTON, WASHINGTON AMENDING ORDINANCE 1568 AND SECTION 9-47.04 OF THE DAYTON MUNICIPAL CODE, DOMESTIC VIOLENCE PROTECTION ORDER STATUTES INCORPORATED BY REFERENCE; AND PROVIDING FOR SUMMARY PUBLICATION BY ORDINANCE TITLE ONLY

WHEREAS, RCW 35.21.180 authorizes the City to adopt Washington State ordinances by reference as if herein set forth; and

WHEREAS, pursuant to the grant of authority at RCW 35.21.180, the City Council adopted Ordinance 1568 at a regular meeting on June 14, 1994, adopting statutes related to domestic violence protection orders by reference, including RCW 26.50.010 and 26.50.110; and

WHEREAS, the Washington State Legislature repealed the entirety of Chapter 26.50 RCW and replaced it with Chapter 7.105 RCW.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF DAYTON, WASHINGTON, DO HEREBY ORDAIN AS FOLLOWS:

Section 1. Ordinance 1568 and Section 9-47.04 of the Dayton Municipal Code are hereby amended as follows:

Section 9-47.04, which currently reads as follows:

9-47.04- Statutes incorporated by reference

RCW 10.99.020 (Definitions).
RCW 10.99.030 (Law Enforcement Officers-Powers, Duties).
RCW 10.99.040 (Restrictions Upon and Duties of the Court).
RCW 10.99.045 (Appearances by Defendant-Orders Prohibiting Contact).
RCW 10.99.050 (Restriction or Prohibition of Contact with Victim-Violation-Written Order).
RCW 10.99.055 (Enforcement of Orders Against Defendants).
RCW 10.99.060 (Procedures to Institute Criminal Proceedings-Notification of Victim).
RCW 10.99.070 (Liability of Peace Officers).
RCW 26.50.010 (Definitions).
RCW 26.50.110 (Violation of Order).

Is hereby amended to read as follows:

9-47.04 - Statutes incorporated by reference

RCW 10.99.020 (Definitions).
RCW 10.99.030 (Law Enforcement Officers-Powers, Duties).

RCW 10.99.040 (Restrictions Upon and Duties of the Court).
RCW 10.99.045 (Appearances by Defendant-Orders Prohibiting Contact).
RCW 10.99.050 (Restriction or Prohibition of Contact with Victim-Violation-Written Order).
RCW 10.99.055 (Enforcement of Orders Against Defendants).
RCW 10.99.060 (Procedures to Institute Criminal Proceedings-Notification of Victim).
RCW 10.99.070 (Liability of Police Officers).
RCW 7.105.010 (Definitions)
RCW 7.105.450 (Enforcement and Penalties-Other than Antiharassment Protection Orders and Extreme Risk Protection Orders).
RCW 7.105.455 (Enforcement and Penalties-Antiharassment Protection Orders).
RCW 7.105.460 (Enforcement and Penalties-Extreme Risk Protection Orders-False Petitions).
RCW 7.105.465 (Enforcement and Penalties-Knowledge of Order)

Section 2. Except as expressly set forth herein, all other provisions of Ordinance 1568 remain unchanged.

Section 3. Should any section, paragraph, sentence, clause, or phrase of this Ordinance be held 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.

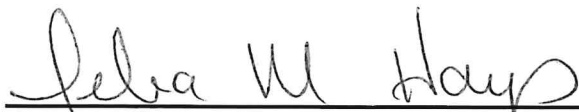
Section 4. A summary thereof of this Ordinance consisting of its title shall be published in the official newspaper of the City. This ordinance shall take effect and be in full force five (5) days after the date of publication.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF DAYTON, WASHINGTON, AT A REGULAR MEETING THIS 9th DAY OF August 2022.

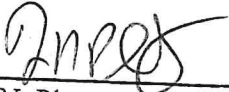
City of Dayton


By: Zac Weatherford

Attest:


Debra M. Hays, City Clerk/Treasurer

Approved as to form:
Menke Jackson Beyer, LLP



By: Quinn N. Plant, City Attorney