

CITY OF BUCKLEY, WASHINGTON

ORDINANCE NO. 05-15

**AN ORDINANCE OF THE CITY OF BUCKLEY, WASHINGTON,
AMENDING CHAPTER 10.04 OF THE BUCKLEY MUNICIPAL CODE
TO INCORPORATE REFERENCE TO RCW 9.61.260 REGARDING
CYBERSTALKING; AND ESTABLISHING AN EFFECTIVE DATE.**

WHEREAS, pursuant to RCW 35A.12.140 the City may by reference adopt Washington State statutes; and

WHEREAS, Title 10 of the Buckley Municipal Code "Peace, Safety & Morals" encompasses many such references to state law; and

WHEREAS, the Buckley Municipal Code does not currently reference state law, RCW 9.61.260, concerning the crime of Cyberstalking; and

WHEREAS, currently any charges for Cyberstalking are being sent to Pierce County District Court for charging; and

WHEREAS, referencing RCW 9.61.260 in the Buckley Municipal Code would allow the crime of Cyberstalking to be charged into the Buckley Municipal Court; and

WHEREAS, as authorized by RCW 35A.12.140 the City Council desires to amend BMC 10.04.030 to add RCW 9.61.260 to the list of RCW Title 9 sections adopted by reference as they now exist and as hereinafter amended;

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

Section 1. Amended. Section 10.04.030 of the Buckley Municipal Code is hereby amended as follows:

10.04.030 RCW Title 9 sections adopted by reference.

Pursuant to the authority granted in RCW 35A.12.140, the following sections of RCW Title 9 as set forth in Schedule B are adopted by reference as they now exist and as hereinafter amended:

Schedule B:

9.03.010	9.23.010	9.61.250
9.03.030	9.61.230	9.61.260
9.03.040	9.61.240	9.91.060

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 or a summary thereof consisting of the title shall be published in the official newspaper of the city, and shall take effect and be in full force five (5) days after publication.

APPROVED by the Buckley City Council this 27th day of January, 2015.



MAYOR, PAT JOHNSON

ATTEST/AUTHENTICATED:



CITY CLERK, JOANNE STARR

APPROVED AS TO FORM

OFFICE OF THE CITY ATTORNEY:

BY 

FILED WITH THE CITY CLERK: 1/27/2015

PASSED BY THE CITY COUNCIL: 1/27/2015

PUBLISHED: 2/4/2015

EFFECTIVE DATE: 2/9/2015

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