

WHATCOM COUNTY COUNCIL AGENDA BILL

NO. 2018 - 78

CLEARANCES	Initial	Date	Date Received in Council Office	Agenda Date	Assigned to:
Originator:		2/14/2018		2/27/2018	Introduction
Division Head:					
Dept. Head:	<i>DDO</i>	<i>2-21-18</i>			
Prosecutor:					
Purchasing/Budget:					
Executive:					

TITLE OF DOCUMENT:

Ordinance amending WCC 9.44.030 - Public Peace, Morals, and Welfare

ATTACHMENTS:

SEPA review required?	() Yes	() NO	Should Clerk schedule a hearing?	() Yes	() NO
SEPA review completed?	() Yes	() NO	Requested Date:		

SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE: (If this item is an ordinance or requires a public hearing, you must provide the language for use in the required public notice. Be specific and cite RCW or WCC as appropriate. Be clear in explaining the intent of the action.)

Ordinance amending WCC 9.44.030 - Public Peace, Morals, and Welfare

COMMITTEE ACTION:

COUNCIL ACTION:

Related County Contract #:

Related File Numbers:

Ordinance or Resolution Number:

Please Note: Once adopted and signed, ordinances and resolutions are available for viewing and printing on the County's website at: www.co.whatcom.wa.us/council.

ORDINANCE NO. _____

**AMENDING WHATCOM COUNTY CODE 9.44.030, PUBLIC PEACE,
MORALS, AND WELFARE**

WHEREAS, Whatcom County Code (WCC) 9.44.030 sets forth the penalty for a breach of the peace violation; and

WHEREAS, the breach of the peace prohibition in WCC 9.44.010 is essentially a noise ordinance and a violation is currently punishable as a misdemeanor; and

WHEREAS, treating such a violation as a criminal offense results in a penalty that is too harsh; and

WHEREAS, Whatcom County law enforcement rarely, if ever, cites to this code violation; and

WHEREAS, it would be in the best interest of the public to amend the penalty to a class 2 civil infraction.

NOW, THEREFORE, BE IT ORDAINED by the Whatcom County Council that Whatcom County Code Section 9.44.030 is hereby amended as follows:

9.44.030 Penalty. A violation of this chapter shall constitute a ~~misdemeanor~~ class 2 civil infraction punishable as set forth in RCW 7.80.120(1)(b).

ADOPTED this ____ day of _____, 2018.

ATTEST:

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON

Dana Brown-Davis, Clerk of the Council

Rud Browne Council Chair

APPROVED AS TO FORM:

() Approved () Denied

Karen N. Frakes
Civil Deputy Prosecutor

Jack Louws, County Executive

Date Signed: _____