

## ORDINANCE NO. 4353

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING SECTION 5.12.020 ECC, ENTITLED "CONTRIBUTING TO THE DELINQUENCY OF A MINOR", TO UPDATE STATUTORY REFERENCES; PROVIDING FOR SEVERABILITY; AND SETTING AN EFFECTIVE DATE.

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WHEREAS, in 1985 the City Council passed Ordinance 2531 to adopt by reference certain Washington state law charges relating to crimes relating to children and minors into the Edmonds City Code at Chapter 5.12 (Children And Minors, Crimes Relating To); and

WHEREAS, the language of ECC 5.12.020 ("Contributing to the delinquency of a minor.") contains reference to RCW 26.28.080 that has been substantially amended, and therefore the code language is no longer accurate; and

WHEREAS, the Washington State Legislature has adopted RCW 26.28.085, codifying a misdemeanor relating to applying a tattoo to a minor, which the Police Department has recommended adopting by reference into the city code; and

WHEREAS, after review and discussion, the City Council has determined it to be appropriate to amend Section 5.12.020 ECC to update the language adopting by reference statute RCW 26.28.080, and to adopt by reference RCW 26.28.085;

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

Section 1. ECC 5.12.020, entitled "Contributing to the delinquency of a minor." is amended as follows (deleted text is shown in ~~strike-through~~; new text is shown in underline):

**5.12.020 Contributing to the delinquency of a minor.**

In all cases when any child is dependent or delinquent as defined in RCW 13.34.030, any person who, by act or omission, encourages, causes, or contributes to the dependency or delinquency of such child, shall be guilty of a misdemeanor. These violations shall include but not be restricted to violations of the following state statutes adopted herein by this reference:

RCW

~~26.28.080(2) — Permitting persons under the age of 18 to remain in any place of entertainment injurious to health or morals~~

~~26.28.080(3) — Permitting person under the age of 18 to gamble, or remain in a house of prostitution, or in any place where a controlled substance is used~~

~~26.28.080(4) — In part — Selling or giving any person under 18 years of age any cigarette or tobacco in any form~~

~~26.28.080(5) — Selling or giving any person under the age of 18 a revolver or pistol~~

~~26.28.080 — Selling or giving tobacco to minor—Belief of representative capacity, no defense—Penalty.~~

~~26.28.085 — Applying tattoo to a minor—Penalty.~~

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, being an administrative function of the city council, is not subject to referendum and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

APPROVED:



MAYOR MIKE ROSEN

ATTEST/AUTHENTICATED:



CITY CLERK, SCOTT PASSEY

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

BY



JEFF TARADAY

FILED WITH THE CITY CLERK:	March 13, 2024
PASSED BY THE CITY COUNCIL:	March 19, 2024
PUBLISHED:	March 22, 2024
EFFECTIVE DATE:	March 27, 2024
ORDINANCE NO.	4353

**SUMMARY OF ORDINANCE NO. 4353**

of the City of Edmonds, Washington

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On the 19<sup>th</sup> day of March, 2024, the City Council of the City of Edmonds, passed Ordinance No. 4353. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING SECTION 5.12.020 ECC, ENTITLED "CONTRIBUTING TO THE DELINQUENCY OF A MINOR", TO UPDATE STATUTORY REFERENCES; PROVIDING FOR SEVERABILITY; AND SETTING AN EFFECTIVE DATE.

The full text of this Ordinance will be mailed upon request.

DATED this 19<sup>th</sup> day of March, 2024.



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CITY CLERK, SCOTT PASSEY

# Everett Daily Herald

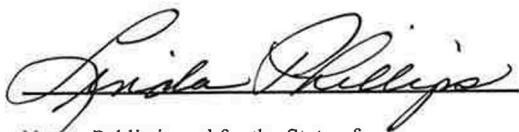
## Affidavit of Publication

State of Washington }  
County of Snohomish } ss

Michael Gates being first duly sworn, upon oath deposes and says: that he/she is the legal representative of the Everett Daily Herald a daily newspaper. The said newspaper is a legal newspaper by order of the superior court in the county in which it is published and is now and has been for more than six months prior to the date of the first publication of the Notice hereinafter referred to, published in the English language continually as a daily newspaper in Snohomish County, Washington and is and always has been printed in whole or part in the Everett Daily Herald and is of general circulation in said County, and is a legal newspaper, in accordance with the Chapter 99 of the Laws of 1921, as amended by Chapter 213, Laws of 1941, and approved as a legal newspaper by order of the Superior Court of Snohomish County, State of Washington, by order dated June 16, 1941, and that the annexed is a true copy of EDH993442 ORD NO. 4351-4354 as it was published in the regular and entire issue of said paper and not as a supplement form thereof for a period of 1 issue(s), such publication commencing on 03/22/2024 and ending on 03/22/2024 and that said newspaper was regularly distributed to its subscribers during all of said period.

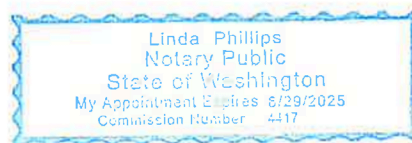
The amount of the fee for such publication is \$53.32.

Subscribed and sworn before me on this 25<sup>th</sup> day of March, 2024.



Notary Public in and for the State of Washington.

City of Edmonds - LEGAL ADS | 14101416  
SCOTT PASSEY



**ORDINANCE SUMMARY**

of the City of Edmonds, Washington

On the 19th Day of March, 2024, the City Council of the City of Edmonds, passed the following Ordinances, the summaries of said ordinances consisting of titles are provided as follows:

**ORDINANCE NO. 4351**

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, CHANGING THE REGULAR MEETING TIME OF THE CITY COUNCIL'S PARKS AND PUBLIC WORKS ("PPW") COMMITTEE.

**ORDINANCE NO. 4352**

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING SECTION 5.04.010 ECC, ENTITLED "ALCOHOLIC BEVERAGE CONTROL - ENFORCEMENT", TO REMOVE REFERENCE TO REPEALED STATUTES; PROVIDING FOR SEVERABILITY; AND SETTING AN EFFECTIVE DATE.

**ORDINANCE NO. 4353**

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING SECTION 5.12.020 ECC, ENTITLED "CONTRIBUTING TO THE DELINQUENCY OF A MINOR", TO UPDATE STATUTORY REFERENCES; PROVIDING FOR SEVERABILITY, AND SETTING AN EFFECTIVE DATE.

**ORDINANCE NO. 4354**

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, ADOPTING A NEW CHAPTER 5.35 ECC, ENTITLED "COMPUTERS, CRIMES RELATED TO"; PROVIDING FOR SEVERABILITY, AND SETTING AN EFFECTIVE DATE.

DATED this 19th Day of March, 2024.  
CITY CLERK, SCOTT PASSEY

Published: March 22, 2024.

EDH093442