

ORDINANCE NO. 223

AN ORDINANCE DEFINING AND PROHIBITING CERTAIN OFFENSES AGAINST THE PEACE, PROPERTY, SAFETY AND WELFARE OF THE TOWN OF GRANITE FALLS AND PERSONS THEREIN, PROVIDING PENALTIES AND REPEALING ORDINANCES NUMBER 4 AND 34 AND ALL OTHER PRIOR ORDINANCES, OR PARTS THEREOF, IN CONFLICT HEREWITH.

The town council of the Town of Granite Falls do ordain:

Section 1: It is the purpose of this ordinance to adopt in as near the same form as is practicable certain of the provisions of Title 9 of the Revised Code of Washington as a criminal code for the Town of Granite Falls. The judicial construction to be given the provisions hereof shall be consistent with the judicial construction given the correlative sections of Title 9, RCW. For ease of reference, the sections of this ordinance embodying the substantive provisions of the code shall bear the same section number as their respective corresponding section numbers of RCW.

9.11.030 Assault. Every person who shall commit an assault or an assault and battery not amounting to assault in either the first or second degrees, shall be guilty of assault under the provisions hereof.

9.11.050 Provoking Assault. Every person who shall by word, sign or gesture, willfully provoke, or attempt to provoke, another person to commit an assault or breach of the peace, shall be guilty of misdemeanor.

9.27.010 Disturbing Meeting. Every person who, without (authority) of law, shall wilfully disturb any assembly or meeting not unlawful in its character, shall be guilty of a misdemeanor.

9.40.020 Obstructing Firemen Every person who at the burning of any building shall be guilty of any disobedience to the lawful orders of a public officer or fireman or of resistance to or interference with the lawful efforts of any fireman, or company of firemen to extinguish the same, or of disorderly conduct likely to interfere with the extinguishment thereof, or who shall forbid, prevent or dissuade others from assisting to extinguish such fire, shall be guilty of a misdemeanor.

9.54.010 Larceny. Every person who, with intent to deprive or defraud the owner thereof, shall take, lead or drive away the property of another; and every person who, knowing the same to

have been so appropriated, shall bring into this town, or buy, sell, receive or aid in concealing or withholding any property wrongfully appropriated, whether within or outside of this town, in such manner as to constitute larceny under the provisions of this ordinance--Steals such property and shall be guilty of a misdemeanor.

9.54.050 Unlawful Issuance of Bank Checks or Drafts. Any person who shall with intent to defraud, make, or draw, or utter, or deliver to another person any check, or draft, on a bank or other depository for the payment of money, knowing at the time of such drawing, or delivery, that he has not sufficient funds, in, or credit with said bank or depository, to meet said check, in full upon its presentation, shall be guilty of a misdemeanor. The word "credit" as used herein shall be construed to mean an arrangement or understanding with the bank for the payment of such check or draft, and the uttering or delivery of such a check or draft to another person without such fund or credit to meet the same shall be prima facie evidence of an intent to defraud.

9.61.040 Injury to Property. Every person who shall willfully:

(1) Cut down, girdle or otherwise injure a tree standing on the land of another or of the state, or in any road or street; or

(2) Lead, ride or drive away, without authority, the horse, team, automobile or other vehicle of another from the place where left by the owner or person in charge thereof, or,

(3) Damamge or deface any building or part thereof, or throw any stone or other missile at any building or part thereof; or,

(4) Kill, maim or disfigure any animal belonging to another, or expose any poisons or noxious substance with intent that it should be taken by such animal; or,

(5) Place upon or affix to any real property or any rock, tree, wall, fence or other structure thereupon, without the consent of the owner thereof, any word, character or device designed to advertise any article, business, profession, exhibition, matter or event;

Shall be guilty of a misdemeanor.

9.61.090 Injury to Building or Contents. If any person shall maliciously or wantonly destroy or deface any of the contents of such building or shelter constructed upon any public land within the Town of Granite Falls, or upon any land not owned by such person so destroying or defacing the same, he shall be deemed guilty of a misdemeanor.

9.68.040 Using indecent or vulgar language, etc.. Any person who shall use in the presence of any person any indecent or vulgar language, or who shall appear upon any public road or street or in any or upon any public place or conveyance in any indecent, drunken or maudlin condition or boisterous manner shall be deemed guilty of a misdemeanor.

9.69.030 Refusal to make arrest or aid officer. Every person who, after having been lawfully commanded by any magistrate to arrest another person, shall wilfully neglect or refuse so to do; and every person who, after having been lawfully commanded to aid or in retaking any person who has escaped from lawful custody, or in executing any lawful process, shall wilfully neglect or refuse to aid such officer, shall be guilty of a misdemeanor.

9.69.040 Resisting public officer. Every person who, in any case or under any circumstances not otherwise specially provided for, shall wilfully resist, delay or obstruct a public officer in discharging or attempting to discharge any legal duty of his office, shall be guilty of a misdemeanor.

9.69.050 Intimidating public officer. Every person who shall, directly or indirectly, address any act, decision or determination, make or to omit or delay any contrary to his duty to do or threat or intimidation to a public officer with intent to induce him, shall be guilty of a misdemeanor.

1.69.060 Obstructing public officer. Every person who, after due notice, shall refuse or neglect to make or furnish any statement, report or information lawfully required of him by any public officer, or who, in such statement, report or information lawfully required of him by any public officer, or who, in such statement, report or information shall make any wilfully untrue, misleading or exaggerated statement, or who shall wilfully hinder, delay or obstruct any public officer in the discharge of his official powers or duties, shall be guilty of a misdemeanor.

9.83.060 Tresspass upon another's land. Every person who shall go upon the land of another with the intent to vex or annoy the owner, or occupy thereof, or to commit any unlawful act, shall be guilty of a misdemeanor.

9.87.010 Vagrancy-- Every--

(1) Person who engages in, participates in, aids or abets disorderly conduct; or

(2) Person who keeps a place where lost or stolen property is concealed; or,

(3) Person practicing or soliciting prostitution or keeping a house of prostitution; or

(4) Common drunkards found in any place where intoxicating liquors are sold or kept for sale, or in an intoxicated condition; or,

(5) Common gambler found in any place where gambling is conducted or where gambling paraphernalia or devices are kept; or,

(6) Healthy person who solicits aims; or

(7) Lewd, disorderly or dissolute person; or,

(8) Person who wanders about the streets at late or unusual hours of the night without any visible or lawful business; or,

(9) Person who lodges in any barn, shed, shop, outhouse, vessel, car saloon or other place not kept for lodging purposes, without the permission of the owner or person entitled to the possession thereof; or,

(10) Person who lives or works in a house of prostitution or solicits for any prostitute or house of prostitution;

is a vagrant and shall be guilty of a misdemeanor.

9.91.060 Leaving children unattended in parked automobile. Every person having the care and custody, whether temporary or permanent, of minor children under the age of twelve years, who shall leave such children in a parked automobile unattended by an adult while such person enters a tavern or other premises where vinous (,) spirituous (,) or malt liquors are dispensed for consumption on the premises shall be guilty of a misdemeanor.

Section 2: Whether or not specifically provided for in a section hereof the doing of any act prohibited or the omission to do an act commanded herein shall be a misdemeanor punishable by a fine of not to exceed Five Hundred Dollars (\$500.00) or by imprisonment for a term not to exceed six (6) months, or by both such fine and imprisonment.

Section 3: Every person concerned in the commission of a misdemeanor, whether he directly commits the act constituting the offense, or aids or abets in its commission, and whether present or absent; and every person who directly or indirectly counsels, encourages, hires, commands, induces or otherwise procures another to commit a misdemeanor, is a principal, and shall be proceeded against and punished as such. The fact that the person aided, abetted, counseled, induced or procured, could not or did not entertain a criminal intent, shall not be a defense to any person aiding, abetting, counseling, encouraging, hiring, commanding, inducing or procuring him.

Section 4: Ordinance No. 4 and 34 of the Town of Granite Falls are hereby expressly repealed, and all other ordinances or parts of ordinances in conflict herewith are repealed.

Section 5: If any provision, section or part of this ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole, or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 6: This ordinance shall take effect on its passage and posting.

PASSED at a regular meeting of the Town Council of the Town of Granite Falls, Washington held on the 9th day of November, 1966.

JACK WEBB, Mayor

ATTEST:

ILENE LARSON  
Town Clerk

PUBLISHED: November 18 & 25, 1966