CITY OF REDMOND ORDINANCE NO. 2475

AN ORDINANCE OF THE CITY OF REDMOND WASHINGTON, AMENDING RMC 9.32.090 TO DELETE THE PROHIBITION ON THE CARRYING OF A FIREARM IN A CITY PARK

WHEREAS, under RCW 9.41.290 the state of Washington "fully occupies and preempts the entire field of firearms regulation"; and

WHEREAS, RCW 9.41.300 permits municipalities to regulate the possession of firearms only in stadiums and convention centers; and

WHEREAS, Washington State Attorney General Opinion No. 8 (2008) concludes that RCW 9.41.290 preempts a city's authority to enact local laws prohibiting possession of firearms on city property.

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

Section 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code.

Section 2. Amendment of Section. RMC 9.32.090, Parks, Firearms and Explosives, is hereby amended to provide as follows:

It is unlawful to shoot, fire, or explode any firearms, rockets, fireworks, firecrackers, torpedo or

explosive of any kind [OR TO CARRY ANY FIREARM] or to shoot or fire any air gun, bows and arrows, BB gun, or use any slingshot or other propelling device wherein the applied human energy or force is artificially aided, directed or added to in any park, except in such designated recreational areas as may be designated by the director and/or law enforcement officials acting in official capacity.

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance or any of the codes or regulations adopted hereby should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity of any other section, sentence, clause or phrase of this ordinance or the adopted codes or regulations.

Section 4. Effective date. This ordinance shall take effect and be in full force five days after its passage and publication of a summary or as otherwise required by law.

ADOPTED by the Redmond City Council this 21st day of July, 2009.

CITY OF REDMOND

JOHN MARCHIONE, MAYOR

ATTEST:

Michellery In Celier
MICHELLE M. MCGEHEE, CMC, CITY CLERK

(SEAL)

APPROVED AS TO FORM

OFFICE OF THE CITY ATTORNEY

JAMES E. HANEY, CITY ATTORNEY

FILED WITH THE CITY CLERK:

July 15, 2009

PASSED BY THE CITY COUNCIL:

July 21, 2009

SIGNED BY THE MAYOR:

July 21, 2009

EFFECTIVE DATE:

PUBLISHED:

July 27, 2009 August 1, 2009

ORDINANCE NO. 2475

APPROVED (6-1), YES: Allen, Carson, Cole, Margeson, Myers and Vache, NO: McCormick