

ORDINANCE NO. 2398

AN ORDINANCE amending Chapter 9.04, Chapter 9.24, and Chapter 9.28 of the Camas Municipal Code by amending the public officer obstructing and false reporting provisions, prescribing a penalty for violations thereof, amending the penalty for the offense of minor in possession/supplying liquor to a minor, and amending provisions of certain firearm offenses.

THE COUNCIL OF THE CITY OF CAMAS DO ORDAIN AS FOLLOWS:

Section I

Section 9.04.030 of the Camas Municipal Code is hereby amended to provide as follows:

**9.04.030 Public officer — Obstructing prohibited.**

A person is guilty of obstructing a public officer if the person:

- A. Willfully interferes, hinders, delays, or obstructs a public officer in the discharge of his or her official powers or duties; or
- B. Intentionally hinders or delays a public officer by disobeying a lawful order to stop given by such officer; or
- C. Intentionally refuses to cease an activity or behavior that creates a risk of injury to any person when ordered to do so by a public officer; or
- D. Intentionally destroys or removes or attempts to destroy or remove any property which he knows the public officer is lawfully attempting to obtain, secure, or preserve during a lawful investigation, search or arrest; or
- E. Intentionally refuses to leave the scene of a crime or fire while an investigation is in progress after being requested to leave by a public officer.

A “public officer” means any general authority, limited authority, or specially commissioned Washington peace officer or federal peace officer as those terms are defined in RCW 10.93.020, and other public officers who are responsible for enforcement of fire, building, zoning, and life and safety codes.

Section II

Section 9.04.040 of the Camas Municipal Code is hereby amended to provide as follows:

**9.04.040 False reports.**

A person is guilty of false reporting if the person:

- A. With knowledge that the information reported, conveyed or circulates is false, he or she initiates or circulates a false written or oral report or warning of an alleged or impending occurrence of a fire, explosion, crime, catastrophe or emergency knowing that such false report is likely to cause evacuation of a building, place of assembly, or transportation facility, or to cause public inconvenience or alarm, or causes a police or fire officer to respond; or
- B. Makes a verbal or written statement relating to a crime, catastrophe or emergency to a public officer, police or fire department employee, or a 911 communications operator, knowing that such statement contains a misstatement of facts; or

C. Makes files, or causes to be filed with a public officer a written report, statement, application, citation or complaint which he or she knows to contain a misstatement of facts; or

D. Gives false identification or personal data to a public officer when such officer has probable cause to believe that the person has committed a traffic or non-traffic offense, the officer is executing a search or arrest warrant, issuing a citation or notice of infraction, or making an arrest.

“Public officer” shall have the same meaning as described in Section 9.04.030.

### Section III

Section 9.04.050 of the Camas Municipal Code is hereby amended to provide as follows:

#### **9.04.050 Penalty.**

Any persons violating any of the provisions of Section 9.04.010 shall be guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment for a period not to exceed ninety days or a fine not exceeding one thousand dollars or by both such fine and imprisonment.

Any persons violating any of the provisions of Sections 9.04.030 and 9.04.040 shall be guilty of a gross misdemeanor and upon conviction thereof shall be punished by imprisonment for a period not to exceed one year or a fine not exceeding five thousand dollars or by both such fine and imprisonment.

### Section IV

Section 9.24.050 of the Camas Municipal Code is hereby amended to provide as follows:

#### **9.24.050 Penalty.**

Any person eighteen years of age and over who violates or fails to comply with any of the provisions of this article or who shall counsel, aid or abet any such violation or failure to comply, shall be guilty of a gross misdemeanor and upon conviction thereof shall be punished by imprisonment for a period not to exceed one year or a fine not exceeding five thousand dollars or by both such fine and imprisonment.

### Section V

Section 9.28.030 of the Camas Municipal Code is hereby amended to provide as follows:

#### **9.28.030 Aiming or discharging prohibited.**

Any person who:

A. Aims any gun, pistol, revolver or other firearm, whether loaded or not, at or towards any human being; or

B. Willfully discharges any firearm, air gun or other weapon, or throws any deadly missile in a public place, or in any place where any person might be endangered thereby, although no injury results. A public place shall not include any location at which firearms are authorized to be lawfully discharged;

shall be guilty of a gross misdemeanor and upon conviction thereof shall be punished by imprisonment for a period not to exceed one year or a fine not exceeding five thousand dollars or by both such fine an imprisonment.

Section VI

Section 9.28.060 of the Camas Municipal Code is hereby amended to provide as follows:

**Section 9.28.060 Dangerous weapons — Prohibitions.**

Any person who:

*slingshot*

A. Manufactures, sells or disposes of or possesses any instrument or weapon of the kind commonly known as slingshot, sand club, metal knuckles, spring blade knife, or any knife of which is automatically released by a spring mechanism or other mechanical device, or any knife having a blade which opens or falls, or is ejected into position by the force of gravity, or by an outward, downward, or centrifugal thrust or movement; or

B. Furtively carries with intent to conceal any dagger, dirk, pistol, or other dangerous weapon; or

C. Uses any contrivance or device for suppressing the noise of any firearm;

shall be guilty of a gross misdemeanor and upon conviction thereof shall be punished by imprisonment for a period not to exceed one year or a fine not exceeding five thousand dollars or by both such fine and imprisonment.

Section VII

This ordinance shall take force and be in effect five (5) days from and after its publication according to law.

PASSED by the Council and APPROVED by the Mayor this 14<sup>th</sup> day of February 2005.

SIGNED: *Paul Puni*  
Mayor

ATTEST: *John M. Auger*  
Clerk

APPROVED as to form:  
*[Signature]*  
City Attorney