

ORDINANCE NO. 4691

AN ORDINANCE relating to the use and discharge of firearms, specifying requirements and penalties; adding new sections to KCC 12.68.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

NEW SECTION. SECTION 1. Shooting Policy: Unincorporated King County, excepting designated no shooting areas. In all areas of King County not designated by ordinance as no shooting areas, except when a person is on his own property or has written permission from the owner, and the discharge of such weapons and the trajectory of any projectile is restricted to said property, it shall be unlawful to discharge a firearm within five hundred feet of any building capable of being occupied by people or domestic animals or used for storage of flammable or combustible materials or trails used for hiking, biking, or horseback riding, and designated as such in the county comprehensive plan; PROVIDED, that the above-referenced distance shall not be less than two hundred fifty feet when the firearm being discharged is a shotgun.

NEW SECTION. SECTION 2. Amendments to designated no shooting areas. In areas designated no shooting by ordinances, citizens may petition (per the provisions of KCC 12.68.600) to allow the use of firearms during lawful open hunting seasons, during stated periods of time as established by the Washington State Game Commission.

NEW SECTION. SECTION 3. The provisions of RCW 9A.48.070, RCW 9A.48.080, RCW 9A.48.090, RCW 9.41.230, RCW 9.41.240, RCW 9.41.260, RCW 9.41.270, RCW 77.16.260, and WAC 232-12-150, and WAC 232-12-530 as amended, all of which regulate the discharge of weapons, are referenced for general information purposes.

NEW SECTION. SECTION 4. Any violation of this ordinance is a misdemeanor, and the punishment shall be provided by the laws of the State of Washington.


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NEW SECTION. SECTION 5. Should any section, subsection, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance.

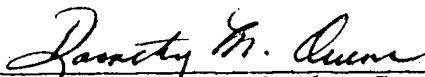
INTRODUCED AND READ for the first time this 11th day of June, 1979.

PASSED this 14th day of January, 1980.

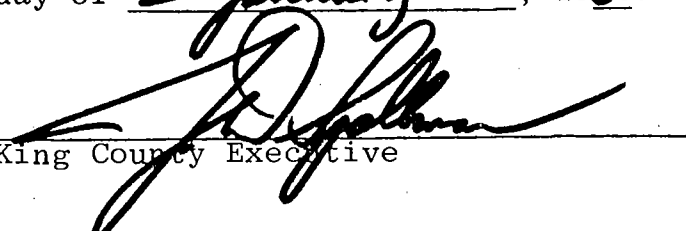
KING COUNTY COUNCIL
KING COUNTY, WASHINGTON


Chairman

ATTEST:


Deputy Clerk of the Council

APPROVED this 16th day of January, 1980


King County Executive

9.41.230 AIMING OR DISCHARGING FIREARMS. Every person who shall aim any gun, pistol, revolver or other firearm, whether loaded or not, at or towards, any human being, or who shall willfully discharge any firearm, air gun or other weapon, or throw any deadly missile in a public place, or in any place where any person might be endangered thereby, although no injury result, shall be guilty of a misdemeanor.

9.41.240 USE OF FIREARMS BY MINOR. No minor under the age of fourteen years shall handle or have in his possession or under his control, except while accompanied by or under the immediate charge of his parent or guardian or other adult approved for the purpose of this section by the parent or guardian, or while under the supervision of a certified safety instructor at an established gun range or firearm training class, any firearm of any kind for hunting or target practice or for other purposes. Every person violating any of the foregoing provisions, or aiding or knowingly permitting any such minor to violate the same, shall be guilty of a misdemeanor.

9.41.260 DANGEROUS EXHIBITIONS. Every proprietor, lessee or occupant of any place of amusement, or any plat of ground or building, who shall allow it to be used for the exhibition of skill in throwing any sharp instrument or in shooting any bow gun, pistol or firearm of any description, at or toward any human being, shall be guilty of a misdemeanor.

9.41.270 WEAPONS APPARENTLY CAPABLE OF PRODUCING BODILY HARM, CARRYING, EXHIBITING, DISPLAYING OR DRAWING UNLAWFUL--PENALTY--EXCEPTIONS. (1) It shall be unlawful for anyone to carry, exhibit, display or draw any firearm, dagger, sword, knife or other cutting or stabbing instrument, club or any other weapon apparently capable of producing bodily harm, in a manner, under circumstances, and at a time and place that either manifests an intent to intimidate another or that warrants alarm for the safety of other persons.

(2) Any person violating the provisions of subsection (1) above shall be guilty of a gross misdemeanor.

(3) Subsection (1) of this section shall not apply to or affect the following:

(a) Any act committed by a person while in his place of abode or fixed place of business;

(b) Any person who by virtue of his office or public employment is vested by law with a duty to preserve public safety, maintain public order, or to make arrests for offenses, while in the performance of such duty;

(c) Any person acting for the purpose of protecting himself against the use of presently threatened unlawful force by another, or for the purpose of protecting another against the use of such unlawful force by a third person;

(d) Any person making or assisting in making a lawful arrest for the commission of a felony; or

(e) Any person engaged in military activities sponsored by the federal or state governments.

77.16.260 SHOOTING FIREARM ON PUBLIC HIGHWAY--FIRING ARTILLERY ACROSS HIGHWAY. It shall be unlawful for any person to shoot any pistol, rifle, shotgun or other firearm from, across or along any public highway. This section shall not apply to artillery fire from authorized military activities within the confines of the Fort Lewis military reservation if proper precautions are taken to safeguard life and property if the authority conducting the military maneuvers assumes responsibility for any damages therefrom resulting to

users of the highway. No public highway shall be closed to traffic by the military for purposes hereunder without the consent of the governing body exercising jurisdiction over the highway. [1955 c 85 § 1; 1955 c 36 § 77.16.260. Prior: 1947 c 126 § 2; Rem. Supp. 1947 § 2545-2]

W.A.C. 232-12-150 Hunting from aircraft, boats, automobiles, etc.--Unlawful. (1) No person shall use any type of aircraft for the purpose of spotting, locating, or reporting the location of game animals, game birds, or game fish.

(2) No person shall shoot at or kill any game birds or game animals from any vehicle, aircraft, or from any boat propelled by motor unless to the motor of such boat has been completely shut off and its progress therefrom has ceased.

(3) No person shall use any vehicle, aircraft, or motor-propelled boat for the purpose of pursuing, concentrating, stirring up, rallying, or disturbing any game animals or game birds.

W.A.C. 232-12-530 Transmission lines--Unlawful hunting. It shall be unlawful for any person to hunt any wild bird while so perched on any telephone or electrical transmission line, the pole, crossarm or insulator thereof.