

Derdowski
Gruger, North, Laing
Barden, Pullen, Sullivan
Introduced by: Nickels

November 4, 1991
JB/jm drugfre3.jlb

Proposed No.: 91-778

ORDINANCE NO. **10154**

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AN ORDINANCE relating to drug-free zones; establishing procedures for producing and filing maps depicting the locations and boundaries of public parks and of schools and 1000-foot zones surrounding schools for the purpose of enhanced penalties under state law for crimes involving the manufacture, sale, or delivery of controlled substances.

PREAMBLE:

The grave social harms that result from drug dealing are significantly aggravated when drug dealing occurs in or near places frequented by children since children, lacking mature judgment and sophistication, are particularly vulnerable to the activities of drug dealing and to the crimes of violence likely to occur in the dangerous criminal milieu which accompanies drug dealing. Children are commonly present without parental or other adult supervision on or near school grounds and in public parks. Since state law provides for substantially enhanced penalties to be imposed on persons who deal drugs in such locations it is in the public interest to recognize and to give public notice that such locations shall be considered drug-free zones.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Maps to be filed with clerk of council.

Pursuant to RCW 69.50.435, for the purpose of providing a public record of the location and boundaries of certain areas within which enhanced penalties shall be imposed upon conviction of unlawful transactions in controlled substances, any map depicting the location and boundaries of public parks and of the area on or within one thousand feet of any property used for schools which is produced or reproduced by the county executive or the engineer of any municipality or school district and approved by the governing body of such public agency may be filed with the clerk of the county council.

SECTION 2. Preparation of parks maps by county. The

county executive is directed to prepare and submit to the council for approval by ordinance, maps showing the boundaries and locations, including municipal boundaries, of all lands in unincorporated King County which are operated as parks by the

1 state or by local government and of all county parks whether in
2 incorporated or unincorporated areas of King County. The
3 executive is directed to send a copy of this ordinance to each
4 city and town in King County and to the Washington State Parks
5 and Recreation Commission and to send a copy of each approved
6 map to the commission and to each city or town within whose
7 boundaries a park is depicted.

8 SECTION 3. Request by school districts and private
9 schools for preparation of maps and posting of signs by King
10 County. The county executive is directed to send a copy of
11 this ordinance to each school district and each private school
12 approved under RCW 28A.195.010 within King County. Upon
13 receipt by the executive of a resolution of the board of
14 directors of the school district or of the governing body of a
15 private school requesting that its school or schools be
16 declared "drug-free zones" and mapped pursuant to RCW
17 69.50.435, together with information specifying the location of
18 school grounds, the executive shall cause to be prepared maps
19 depicting the location and boundaries of the area on or within
20 one thousand feet of any property used for schools by such
21 district or private school and depicting municipal boundaries,
22 if any, within such area. Each such map or maps shall be
23 transmitted by the executive to the council for its approval by
24 ordinance. Following approval by ordinance, the executive
25 shall cause to be posted within unincorporated areas signs
26 delineating the boundaries of the 1000 feet "drug-free zone"
27 surrounding each school in unincorporated King County whose
28 location and boundaries have been mapped pursuant to this
29 ordinance.

30 SECTION 4. Clerk to send notice and maintain file of
31 maps. The clerk of the council shall send notice of adoption
32 of each ordinance approving a map pursuant to sections 2 or 3
33 of this ordinance to the clerks of the district and superior
34 courts, the office of the prosecuting attorney, and the police
35 department of each jurisdiction within which each mapped school

1 or park is located. The clerk is directed to maintain a
2 current file of all maps which are approved by the Council
3 pursuant to this ordinance.

4 SECTION 5. Severability. Should any section, subsection,
5 paragraph, sentence, clause or phrase of this ordinance, or its
6 application to any person or circumstance be declared
7 unconstitutional or invalid for any reason, such decision shall
8 not affect the validity of the remainder of this ordinance or
9 its applicability to other persons or circumstances.

10 INTRODUCED AND READ for the first time this 30th day
11 of September, 1991.

12 PASSED this 4th day of November, 1991.

13 KING COUNTY COUNCIL
14 KING COUNTY, WASHINGTON

15 Lois North
16 Chair

17 ATTEST:

18 Gerald A. Peter
19 Clerk of the Council

20 APPROVED this 15th day of November, 1991.

21 Don Hill
22 King County Executive