



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

May 9, 2018

Ordinance 18728

Proposed No. 2018-0148.2

Sponsors Balducci, Kohl-Welles and Lambert

1 AN ORDINANCE clarifying Title 6 of the King County
2 Code, establishing a gender neutral code and making
3 technical corrections; and amending Ordinance 1888,
4 Article I, Section 2, as amended, and K.C.C. 6.01.010,
5 Ordinance 1888, Article I, Section 4, and K.C.C. 6.01.030,
6 Ordinance 1888, Article II, Section 4, and K.C.C. 6.01.080,
7 Ordinance 1888, Article III, Section 1, and K.C.C.
8 6.01.110, Ordinance 1888, Article III, Section 5, as
9 amended, and K.C.C. 6.01.150, Ordinance 2287, Section 6,
10 and K.C.C. 6.04.060, Resolution 12714, Section 1, as
11 amended, and K.C.C. 6.04.170, Resolution 12714, Section
12 4, as amended, and K.C.C. 6.04.200, Ordinance 7216,
13 Section 6, as amended, and K.C.C. 6.08.042, Ordinance
14 4270, Section 4, as amended, and K.C.C. 6.08.090,
15 Ordinance 4206, Section 4, as amended, and K.C.C.
16 6.08.100, Ordinance 13548, Section 4, and K.C.C.
17 6.09.030, Ordinance 13548, Section 13, and K.C.C.
18 6.09.120, Ordinance 13548, Section 15, and K.C.C.
19 6.09.140, Ordinance 13548, Section 17, and K.C.C.

20 6.09.160, Ordinance 1294, Section 2, as amended, and
21 K.C.C. 6.12.020, Ordinance 1294, Section 3, and K.C.C.
22 6.12.030, Ordinance 1294, Section 6, as amended, and
23 K.C.C. 6.12.060, Resolution 30983, Section 3, and K.C.C.
24 6.16.070, Resolution 30983, Section 4, as amended, and
25 K.C.C. 6.16.080, Resolution 30983, Section 5, as amended,
26 and K.C.C. 6.16.090, Resolution 30983, Section 6, as
27 amended, and K.C.C. 6.16.100, Resolution 30983, Section
28 9 (part), and K.C.C. 6.16.140, Resolution 30983, Section 9
29 (part), as amended, and K.C.C. 6.16.180, Resolution 30983,
30 Section 9 (part), and K.C.C. 6.16.190, Ordinance 2095,
31 Section 9, as amended, and K.C.C. 6.20.090, Ordinance
32 2095, Section 10, as amended, and K.C.C. 6.20.100,
33 Ordinance 1492, Section 1, as amended, and K.C.C.
34 6.24.010, Ordinance 1492, Section 5, as amended, and
35 K.C.C. 6.24.030, Ordinance 1492, Section 9, and K.C.C.
36 6.24.070, Ordinance 1492, Section 11, and K.C.C.
37 6.24.090, Ordinance 1492, Section 12, and K.C.C.
38 6.24.100, Ordinance 1492, Section 17, as amended, and
39 K.C.C. 6.24.120, Ordinance 1492, Section 19, and K.C.C.
40 6.24.140, Ordinance 1492, Section 22, and K.C.C.
41 6.24.170, Ordinance 1492, Section 24, and K.C.C.
42 6.24.190, Ordinance 1492, Section 26, and K.C.C.

43 6.24.210, Ordinance 1492, Section 28, and K.C.C.
44 6.24.230, Ordinance 1492, Section 32, and K.C.C.
45 6.24.270, Ordinance 1492, Section 33, and K.C.C.
46 6.24.280, Ordinance 6836, Section 7, as amended, and
47 K.C.C. 6.26.070, Ordinance 10850, Section 6, and K.C.C.
48 6.26.115, Ordinance 10159, Section 26, as amended, and
49 K.C.C. 6.27A.240, Resolution 23509, Section 4(b), and
50 K.C.C. 6.28.080, Resolution 12750, Section 4, as amended,
51 and K.C.C. 6.32.030, Resolution 36055, Section 5, and
52 K.C.C. 6.36.060, Resolution 36055, Section 6, as amended,
53 and K.C.C. 6.36.070, Resolution 36055, Section 8, and
54 K.C.C. 6.36.090, Resolution 36055, Section 9, as amended,
55 and K.C.C. 6.36.100, Resolution 36055, Section 10, and
56 K.C.C. 6.36.110, Resolution 36055, Section 11, as
57 amended, and K.C.C. 6.36.120, Resolution 36055, Section
58 12, as amended, and K.C.C. 6.36.130, Resolution 36055,
59 Section 13, and K.C.C. 6.36.140, Ordinance 7919, Section
60 5, and K.C.C. 6.40.040, Ordinance 7919, Section 6, and
61 K.C.C. 6.40.050, Ordinance 7919, Section 10, and K.C.C.
62 6.40.090, Ordinance 7919, Section 11, and K.C.C.
63 6.40.100, Ordinance 7919, Section 12, and K.C.C.
64 6.40.110, Ordinance 7919, Section 13, and K.C.C.
65 6.40.120, Ordinance 187, Section 5, and K.C.C. 6.52.050,

66 Resolution 36053, Section 2, and K.C.C. 6.56.020,
67 Resolution 36053, Section 5, and K.C.C. 6.56.050,
68 Resolution 36053, Section 7, and K.C.C. 6.56.080,
69 Resolution 36053, Section 8, and K.C.C. 6.56.090,
70 Resolution 36053, Section 9, as amended, and K.C.C.
71 6.56.100, Resolution 36053, Section 11, and K.C.C.
72 6.56.120, Resolution 36053, Section 13, and K.C.C.
73 6.56.140, Resolution 36053, Section 14, and K.C.C.
74 6.56.150, Resolution 36053, Section 15, as amended, and
75 K.C.C. 6.56.160, Resolution 36053, Section 16, and K.C.C.
76 6.56.170, Resolution 36054, Section 5, and K.C.C.
77 6.60.060, Resolution 36054, Section 6, as amended, and
78 K.C.C. 6.60.070, Resolution 36054, Section 7, and K.C.C.
79 6.60.080, Resolution 36054, Section 8, and K.C.C.
80 6.60.090, Resolution 36054, Section 9, as amended, and
81 K.C.C. 6.60.100, Resolution 36054, Section 11, and K.C.C.
82 6.60.120, Resolution 36054, Section 12, as amended, and
83 K.C.C. 6.60.130, Resolution 36054, Section 13, as
84 amended, and K.C.C. 6.60.140, Ordinance 10498, Sections
85 80-85, as amended, and K.C.C. 6.64.690, Ordinance 8659,
86 Section 2, as amended, and K.C.C. 6.72.020, Ordinance
87 8659, Section 3, and K.C.C. 6.72.030, Ordinance 8659,
88 Section 8, and K.C.C. 6.72.070, Ordinance 1603, Section 1,

89 as amended, and K.C.C. 6.76.010, Ordinance 1603, Section
90 2, and K.C.C. 6.76.020, Ordinance 1603, Section 4, and
91 K.C.C. 6.76.040, Ordinance 1603, Section 5, and K.C.C.
92 6.76.050, Ordinance 1603, Section 7, as amended, and
93 K.C.C. 6.76.070, Ordinance 1603, Section 10, and K.C.C.
94 6.76.100, Ordinance 1603, Section 17, and K.C.C.
95 6.76.150, Ordinance 1603, Section 19, and K.C.C.
96 6.76.170, Ordinance 1603, Section 20, and K.C.C.
97 6.76.180, Ordinance 1603, Section 21, and K.C.C.
98 6.76.190, Ordinance 11177, Section 4, and K.C.C.
99 6.84.020, Ordinance 11177, Section 10, and K.C.C.
100 6.84.080 and Ordinance 18618, Section 999, and K.C.C.
101 3.42.055.

102 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

103 SECTION 1. Ordinance 1888, Article I, Section 2, as amended, and K.C.C.

104 6.01.010 are each hereby amended to read as follows:

105 For the purpose of all business license ordinances the words and phrases used
106 herein, unless the context otherwise indicates, shall have the following meanings:

107 A. "Certificate" means any certificate or renewal of certificate issued pursuant
108 to any business license ordinance;

109 B. "Director" means for taxicabs and for-hire drivers and vehicles the manager
110 of the records and licensing services division, department of executive services(;) or ((his
111 or her duly authorized representative)) designee. For all other business licenses, permits or

112 certificates, "director" means the director of the department of permitting and
113 environmental review(~~(;)~~) or (~~((his or her duly authorized representative))~~) designee;

114 C. "License" means any license or renewal of license issued pursuant to any
115 business license ordinance;

116 D. "Licensee" means any person to whom a license or renewal of license has
117 been issued pursuant to any business license ordinance;

118 E. "Permit" means any permit or renewal of permit issued pursuant to any
119 business license ordinance;

120 F. "Person" means any individual, partnership, firm, joint stock company,
121 corporation, association, trust, estate or other legal entity;

122 G. "Registrant" means any person to whom a registration or renewal of
123 registration has been issued pursuant to any business license ordinance;

124 H. "Registration" means any registration or renewal of registration issued
125 pursuant to any business license ordinance.

126 SECTION 2. Ordinance 1888, Article I, Section 4, and K.C.C. 6.01.030 are
127 each hereby amended to read as follows:

128 The director is authorized to make and enforce rules and regulations, not
129 inconsistent with (~~(the provisions of)~~) any business license ordinance, and it is unlawful to
130 violate or fail to comply with any of the rules and regulations. All (~~(of)~~) such rules and
131 regulations as promulgated by the director shall be reduced to writing and mailed to each
132 licensee or permit holder (~~((for his information and for distribution))~~). The licensee or
133 permittee shall distribute such rules and regulations to ((his)) the licensee or permit holder's
134 registrants or employees.

135 SECTION 3. Ordinance 1888, Article II, Section 4, and K.C.C. 6.01.080 are
136 each hereby amended to read as follows:

137 Any person licensed, registered or permitted pursuant to any business license
138 ordinance shall notify the director of any change in ~~((his))~~ address~~((;))~~ or business name, or
139 in the officers, directors~~((;))~~ or partners of ~~((such))~~ the person, within fourteen days of any
140 such change.

141 SECTION 4. Ordinance 1888, Article III, Section 1, and K.C.C. 6.01.110 are
142 each hereby amended to read as follows:

143 A. The director is authorized to make such inspections and take such action as
144 may be required to enforce ~~((the provisions of))~~ any business license ordinance.

145 B. Whenever necessary to make an inspection to enforce any of the provisions
146 of any business license ordinance, or whenever the director has reasonable cause to believe
147 that a licensee, registrant or permit holder is operating in violation of any business license
148 ordinance, the director may enter such licensee's, registrant's or permit holder's place of
149 business or entertainment, which is licensed, registered or permitted pursuant to any
150 business license ordinance, at all reasonable times to inspect the same or perform any duty
151 imposed on the director by any business license ordinance; provided, that, 1. if the place of
152 business or entertainment is occupied, the director shall first present proper credentials and
153 demand entry; and 2. if the place of business or entertainment is unoccupied, the director
154 shall first make a reasonable effort to locate the licensee, registrant or permit holder or
155 other person~~((s))~~ or persons having charge or control of the place of business or
156 entertainment and demand entry.

157 C. No person shall fail or neglect, after proper demand, to admit the director,

158 while acting within the scope of ((his)) the director's employment, to any place of business
159 or entertainment licensed, registered or permitted pursuant to any business license
160 ordinance, or to interfere with the director while in the performance of ((his)) the director's
161 duty.

162 SECTION 5. Ordinance 1888, Article III, Section 5, as amended, and K.C.C.
163 6.01.150 are each hereby amended to read as follows:

164 A. The office of the hearing examiner is designated to hear appeals by parties
165 aggrieved by actions of the director pursuant to any business license ordinance. The
166 examiner may adopt reasonable rules or regulations for conducting its business. Copies of
167 all rules and regulations adopted by the examiner shall be delivered to the director, who
168 shall make them freely accessible to the public. All decisions and findings of the examiner
169 shall be rendered to the appellant in writing, with a copy to the director.

170 B. For-hire transportation appeals under K.C.C. chapter 6.64 shall be filed in
171 accordance with K.C.C. 20.22.080 and the hearing process conducted in accordance with
172 K.C.C. chapter 20.22. Subsections C. through H. of this section do not apply to this
173 subsection B.

174 C. Any person entitled to service under K.C.C. 6.01.130 may appeal any
175 notice and order or any action of the director by filing at the office of the director within
176 seven days from the date of service of such order, a written appeal containing;

177 1. A heading in the words: "Before the Office of the Hearing Examiner";
178 2. A caption reading: "Appeal of" giving the names of all appellants

179 participating in the appeal;

180 3. A brief statement setting forth the legal interest of each of the appellants in

181 the business or entertainment involved in the notice and order;

182 4. A brief statement in concise language of the specific order or action
183 protested, together with any material facts claimed to support the contentions of the
184 appellant;

185 5. A brief statement in concise language of the relief sought, and the reasons
186 why it is claimed the protested order or action should be reversed, modified((;)) or
187 otherwise set aside;

188 6. The signatures of all parties named as appellants, and their official mailing
189 addresses; and

190 7. The verification (by declaration under penalty of perjury) of at least one
191 appellant as to the truth of the matters stated in the appeal.

192 D. As soon as practicable after receiving the written appeal, the examiner shall
193 fix a date, time and place for the hearing of the appeal. The date shall be neither less than
194 ten days nor more than sixty days from the date the appeal was filed with the director.
195 Written notice of the time and place of the hearing shall be given at least ten days before
196 the date of the hearing to each appellant by the examiner either by causing a copy of the
197 notice to be delivered to the appellant personally or by mailing a copy thereof, postage
198 prepaid, addressed to the appellant at the appellant's address shown on the appeal.

199 E. At the hearing the appellant shall be entitled to appear in person and be
200 represented by counsel and offer such evidence as is pertinent and material to the action of
201 the director.

202 F. Only those matters or issues specifically raised by the appellant in the
203 written notice of appeal shall be considered in the hearing of the appeal.

204 G. Failure of any person to file an appeal in accordance with ~~((the provisions~~
205 ~~ef))~~ this section shall constitute a waiver of ~~((his))~~ the person's right to an administrative
206 hearing and adjudication of the notice and order, or any portion thereof.

207 H. Enforcement of any notice and order of the director shall be stayed during
208 the pendency of an appeal therefrom ~~((which))~~ that is properly and timely filed.

209 SECTION 6. Ordinance 2287, Section 6, and K.C.C. 6.04.060 are each
210 hereby amended to read as follows:

211 A. No person shall engage in the business of selling or offering or exhibiting
212 for sale more than three novelty amusement devices in a year without a novelty amusement
213 device vendor's license~~((; provided))~~. ~~((h))~~However, ~~((that))~~ the requirement for such a
214 license shall not exist where the director determines the intent of the seller, offeror or
215 exhibitor is not to engage in this business. In determining this intent, the director shall
216 consider and weigh in a reasonable manner the following factors, to include but not be
217 limited by:

- 218 1. Nature of the sale;
- 219 2. Parties to the sale;
- 220 3. Frequency of sales in the past;
- 221 4. Volume of the sale;
- 222 5. Bargaining position of the parties to the sale;
- 223 6. Position of the parties after the sale;
- 224 7. ~~((Affect))~~ Effect of the license requirement on the parties;
- 225 8. Good faith of the parties; and
- 226 9. Protection of buyer regarding servicing and maintenance of the device(s) if

227 bond is not required. The fee for such license shall be five hundred dollars per year
228 payable on January 1~~((st))~~ of each year or portion thereof.

229 B. Each applicant for a novelty amusement device vendor's license shall file
230 with the director a surety bond in a form approved by the director, executed by a surety
231 company authorized to do business in this state running to the county of King, state of
232 Washington, in the sum of ten thousand dollars conditioned that the applicant-vendor will
233 furnish parts and ~~((repairmen))~~ repairs to any person to whom ~~((he))~~ the applicant-vendor
234 may sell any novelty amusement device for a period of two years after the sale. The bond
235 shall state that it is for the use or benefit of the vendee who may have a cause of action
236 against the vendor on the bond by reason of breach of the condition.

237 C. The director shall deny the application for a license if the applicant fails to
238 satisfy the surety bond requirement.

239 SECTION 7. Resolution 12714, Section 1, as amended, and K.C.C. 6.04.170
240 are each hereby amended to read as follows:

241 For the purpose of this chapter ~~((the word))~~, "shuffleboard" means any game
242 consisting of a raised table or platform in the shape of an elongated rectangle ~~((which))~~ that
243 is supported on legs or a frame ~~((and which))~~, that has surfaces with scoring areas and
244 ~~((which))~~ that is played by a hand-propelled ball, disk, puck or similar object~~((;))~~ and for
245 which the winner or score is calculated by the resulting positions of such ball, disk, puck or
246 similar object. Shuffleboards owned by establishment owners may be coin operated under
247 the control of the establishment owner or ~~((his authorized representative))~~ designee and
248 subject to inspection by the ~~((Division of Business Licenses))~~ director. An establishment
249 owner ~~((of an establishment))~~ may own ~~((his own))~~ the shuffleboard to be used only on

250 those premises. ~~((He))~~ The establishment owner shall be required to pay a location license
251 fee.

252 SECTION 8. Resolution 12714, Section 4, as amended, and K.C.C. 6.04.200
253 are each hereby amended to read as follows:

254 The licenses set forth in this article shall be issued only upon written
255 application therefor, which application shall be presented to the director, upon forms
256 provided by ~~((him))~~ the director, and must state the names and residences of the owners
257 and parties who operate, maintain or offer for use or play any such shuffleboard, the
258 location where each of the same is to be operated, maintained or offered for use or play,
259 and the number of shuffleboards at each location, and the license shall only be issued to
260 applicants of good moral character and financial responsibility. If the applicant is a
261 ~~((eo))~~partnership, each partner must possess the above qualifications. If applicant is a
262 corporation, the corporation must be licensed to do business in the state of Washington, and
263 its officers, manager and/or agents must possess the qualifications set forth in this section.

264 SECTION 9. Ordinance 7216, Section 6, as amended, and K.C.C. 6.08.042
265 are each hereby amended to read as follows:

266 An application for a public amusement/entertainment license must be
267 submitted in the name of the person or entity proposing to provide such public
268 amusement/entertainment on the business premises and shall be signed by such person or
269 ~~((his))~~ the person's agent and notarized or certified as true under penalty of perjury. All
270 applications shall be submitted on a form supplied by the director, which shall require the
271 following information:

272 A. The name, current residential and mailing addresses, and date and place of

273 birth of the applicant if the applicant is an individual, the partners if the applicant is a
274 partnership and the officers and directors if the applicant is a corporation;

275 B. The business name, address and telephone number of the establishment;

276 C. If the applicant is a corporation, limited liability company or partnership,
277 the legal name of the entity, the date and place of incorporation or formation, and the name
278 and address of any registered agent for service of process;

279 D. Whether the applicant proposes to serve any alcoholic beverages on the
280 premises and the status of the business's liquor license or application for a liquor license
281 issued by the Washington State Liquor (~~Control~~) and Cannabis Board; and

282 E. The nature of the business conducted on the premises and the proposed
283 public amusement/entertainment.

284 SECTION 10. Ordinance 4270, Section 4, as amended, and K.C.C. 6.08.090
285 are each hereby amended to read as follows:

286 Applicants must submit, for any amusement place license for a race track or
287 dragstrip, whether automobile or otherwise, where the expected attendance will exceed two
288 thousand people at any single scheduled event, information as deemed appropriate by the
289 (~~department of public safety~~) sheriff's office to insure that adequate traffic control and
290 crowd protection policing has been arranged through private security agencies or, has been
291 contracted for with the (~~department of public safety~~) sheriff's office. A written notice that
292 the applicant has complied with the requirement shall be issued by the (~~director of the~~
293 ~~department of public safety~~) sheriff or (~~his~~) designee before an amusement place license
294 shall be issued; provided, that if the applicant should contract for traffic control and crowd
295 protection policing with King County, in no event should the sum agreed upon in payment

296 for such policing be less than the actual expense incurred by the county in providing that
297 service. Such consideration shall be calculated for personnel resources on the hourly rate
298 for overtime under the current collective bargaining agreement, plus that percentage then
299 being paid for fringe benefits, and all sums paid under such contract shall be paid in
300 accordance with procedures specified by the ~~((King County Office))~~ office of ~~((Finance and~~
301 business operations.

302 SECTION 11. Ordinance 4206, Section 4, as amended, and K.C.C. 6.08.100
303 are each hereby amended to read as follows:

304 The director shall revoke or suspend, for not more than one year, any public
305 amusement/entertainment license if ~~((he or she))~~ the director determines that the licensee or
306 applicant has:

307 A. Obtained or renewed the license through a false, misleading or fraudulent
308 omission or representation of material fact on the application; or

309 B. Violated or permitted or authorized any violation of any provisions of this
310 chapter by any person.

311 SECTION 12. Ordinance 13548, Section 4, and K.C.C. 6.09.030 are each
312 hereby amended to read as follows:

313 The definitions in this section apply throughout this chapter unless the context
314 clearly requires otherwise.

315 A. "Adult entertainment" means a performance described in the definition of
316 adult entertainment business in this section.

317 B. "Adult entertainment business" means an adult arcade, an adult club or an
318 adult theater, each as defined in the following, or a combination of an adult arcade, an adult

319 club or an adult theater.

320 1. "Adult arcade" means a bookstore, video store, membership club or other
321 place:

322 a. to which the public or members of a membership club are invited or
323 admitted, whether or not a membership fee, cover charge or other consideration is required
324 for admittance; and

325 b. that provides one or more booths for viewing a live performance, as
326 specified in the definition of an "adult club" in subsection B.2. of this section, or motion
327 picture films, video cassettes, cable television shows, computer-generated images or any
328 other visual media distinguished or characterized by a predominant emphasis on
329 performances involving nudity or sexual conduct.

330 2. "Adult club" means a nightclub, membership club, bar, restaurant, salon,
331 hall, studio or other place:

332 a. to which the public or members of a membership club are invited or
333 admitted, whether or not a membership fee, cover charge or other consideration is required
334 for admittance, and

335 b. that provides, on a regular basis or as a substantial part of the activity on
336 the premises, a live performance that: includes nudity; is distinguished or characterized by
337 a predominant emphasis on depictions or simulations of sexual conduct; or otherwise
338 constitutes an erotic performance. A place that provides such a live performance only for
339 viewing by an individual in a booth in accordance with this chapter is an adult arcade and
340 not an adult club.

341 3. "Adult theater" means a movie theater, bookstore, video store, membership

342 club or other place:

343 a. to which the public or members of a membership club are invited or
344 admitted, whether or not a membership fee, cover charge or other consideration is required
345 for admittance; and

346 b. that provides a room or other area that can accommodate more than one
347 person for viewing motion picture films, video cassettes, cable television shows, computer-
348 generated images or any other visual media distinguished or characterized by a
349 predominant emphasis on performances involving nudity or sexual conduct.

350 4. Notwithstanding any other provision of this chapter, "adult arcade," "adult
351 club" and "adult theater" do not include:

352 a. a theater or performing arts institution that presents a play, opera, musical,
353 dance or other dramatic works that are not distinguished or characterized by a predominant
354 emphasis on nudity or sexual conduct; or

355 b. an educational institution, administered, licensed or recognized as a
356 public or private educational institution by the state of Washington, that provides a
357 modeling session or other class or seminar depicting nudity or sexual conduct.

358 C. "Applicant" means a person who applies for an adult entertainment business
359 license, an adult entertainment manager license or an adult entertainer license.

360 D. "Booth" means a booth, cubicle, stall, room or enclosed space in an adult
361 arcade, that is designed, constructed or used to hold or seat a single individual.

362 E. "Business control person" means a partner, corporate officer, director,
363 shareholder or other individual who has responsibility for the management of an adult
364 entertainment business.

365 F. "Business license" means an adult entertainment business license.

366 G. "County" means King County, Washington.

367 H. "Customer" means a customer, patron, club member or other individual
368 who is invited or admitted to an adult entertainment business during its hours of operation,
369 regardless of whether (~~he or she~~) that individual makes a purchase or pays a fee, charge,
370 gratuity or other consideration. However, "customer" does not include an employee or
371 entertainer while the employee or entertainer is engaged in (~~his or her~~) the employee or
372 entertainer's duties or performance.

373 I. "Director" means the director of the department of information and
374 administrative services or the director's designee.

375 J. "Employee" means an individual, including an independent contractor, who
376 works in or at or renders service directly related to the operation of an adult entertainment
377 business, whether or not the person is paid compensation by the operator of the business.

378 K. "Entertainer" means an individual who provides live adult entertainment in
379 an adult club, whether or not a fee, tip or other consideration is charged or accepted for the
380 entertainment.

381 L. "Entertainer license" means a license for an entertainer issued under this
382 chapter.

383 M. "Erotic performance" means a performance, in an adult club, that is
384 intended to sexually stimulate a customer.

385 N. "Manager" means an individual who provides on-site management,
386 direction or administration of the operation or conduct of any portion of an activity
387 conducted in an adult entertainment business and includes an assistant manager working

388 with or under the direction of a manager to carry out those purposes.

389 O. "Manager license" means a license for a manager issued under this chapter.

390 P. "Membership club" means a club that invites or accepts a membership
391 application from the public.

392 Q. "Nudity" or "nude" means:

393 1. The exposure to view, by not completely covering with an opaque
394 material, of the human (~~((male or female))~~) pubic region, anus, cleft of the buttocks, genitalia
395 or any portion of the areola or nipple of the female breast;

396 2. The exposure to view of a device or covering that simulates the appearance
397 of the human (~~((male or female))~~) pubic region, anus, cleft of the buttocks, genitalia or any
398 portion of the areola or nipple of the female breast; or

399 3. The display of (~~((male))~~) genitalia in a discernible state of sexual
400 stimulation, whether covered or not with opaque material.

401 R. "Obscene" means a performance that:

402 1. Taken as a whole, by an average person applying contemporary
403 community standards, appeals to a prurient interest in sex;

404 2. Taken as a whole, by an average person applying contemporary
405 community standards, depicts patently offensive representations of the sexual acts
406 described in RCW 7.48A.010(2)(b); and

407 3. Taken as a whole, lacks serious literary, artistic, political or scientific
408 value.

409 S. "Performance" means an exhibition, display, appearance, dance, modeling,
410 demonstration, show, pantomime or presentation of any kind, whether live or depicted in a

411 motion picture film, video cassette, cable television show, computer-generated image, slide
412 or other nonlive visual image.

413 T. "Person" means an individual, firm, corporation, joint venture, partnership,
414 association, membership club, (~~fraternal~~) social organization, estate, trust or other entity
415 or group acting as a unit.

416 U. "Premises" means the entire real estate parcel on which an adult
417 entertainment business is located, including all interior areas and exterior areas such as
418 parking areas.

419 V. "Satisfactory documentation" means:

420 1. A current, valid motor vehicle operator's license, issued by a state, bearing
421 the applicant's photograph and date of birth;

422 2. A current, valid identification card bearing the applicant's photograph and
423 date of birth issued by a federal or state government agency; or

424 3. A valid passport issued by the United States of America or another
425 country.

426 W. "Sexual conduct" means any of the following:

427 1. Caressing, fondling or other erotic touching of genitalia, pubic region,
428 buttocks, anus, female breast or artificial depictions of those anatomical areas, whether
429 covered or not with opaque material; or

430 2. An act of masturbation, genital intercourse, anal intercourse, fellatio,
431 cunnilingus, sadomasochistic abuse or bestiality.

432 X. "Sheriff's office" means the office of the King County sheriff.

433 SECTION 13. Ordinance 13548, Section 13, and K.C.C. 6.09.120 are each

434 hereby amended to read as follows:

435 On the premises of an adult club, the adult club and its business license holders,
436 business control persons, managers, employees, entertainers and customers shall adhere to
437 the following operating requirements and standards of conduct:

438 A. Business license holder and business control persons responsible. The adult
439 entertainment business license holder and any business control persons shall be responsible
440 for and shall assure that the conduct of the managers, entertainers, employees and
441 customers of the adult club complies with this chapter;

442 B. Licensed manager required on premises. During all hours of operation, the
443 adult club must have a licensed manager on duty stationed in a location from which the
444 manager can view every live adult entertainment stage, stage setback area and customer
445 area of the business;

446 C. Licensed manager responsible. The on-duty manager is responsible for and
447 shall assure that the conduct of the entertainers, employees and customers of the adult club
448 complies with this chapter;

449 D. Posting of licenses. The holder of the adult entertainment business license
450 shall post the license in a conspicuous place at or near the entrance to the adult
451 entertainment business so that the license can be easily read when the business is open.
452 The manager shall post (~~(his or her)~~) the manager's license next to the business license
453 when (~~(he or she is)~~) on duty as the manager. An entertainer shall provide (~~(his or her)~~)
454 the entertainer's license to the manager on duty who shall maintain the entertainer's license
455 on the premises for immediate inspection when the entertainer is on the premises. The
456 manager shall, on request by the director or any law enforcement officer, make available

457 for inspection the license of an entertainer on the premises;

458 E. Records of entertainers and employees. The adult club must maintain, on a
459 form prescribed by the director, a record by date and shift of the name, stage name if any,
460 entertainer license number and date of birth of each person who worked as an employee or
461 performed as an entertainer at the club. The record of each person must be retained for at
462 least one year after the work or performance was performed at the club;

463 F. Prohibited hours of operation. The business license holder, business control
464 person or manager may not operate the adult club, or allow the adult club to be open to
465 customers, between two a.m. and ten a.m.;

466 G. Minors prohibited. An individual under eighteen years old may not be in or
467 on the premises. The business license holder, business control person or manager may not
468 permit or allow a person under eighteen years old to be in or on the premises;

469 H. Alcohol prohibited without a license. An individual may not possess,
470 consume or serve an alcoholic beverage unless, and to the extent, the adult club is covered
471 by a valid liquor license issued by the Washington State Liquor (~~Control~~) and Cannabis
472 Board;

473 I. Nudity and erotic performances permitted only on stage. An individual may
474 not expose nudity or engage in any erotic performance except on a stage meeting the
475 facility requirements of this chapter;

476 J. Sexual conduct prohibited. An individual may not engage in sexual
477 conduct;

478 K. Obscene performances prohibited. An individual may not engage in an
479 obscene performance;

480 L. Customers prohibited onstage or in stage setback area. A customer may not
481 enter on the stage or the stage setback area;

482 M. Separate restroom facilities. An employee or entertainer may not enter a
483 customer restroom and a customer may not enter an employee and entertainer restroom;

484 N. Tips, gratuities and payments to entertainers. An entertainer performing on
485 a live adult entertainment stage may not accept a tip, gratuity or other payment offered
486 directly to the entertainer by a customer. A tip, gratuity or other payment offered to an
487 entertainer performing on a live adult entertainment stage must be placed into a receptacle
488 located outside the stage and stage setback area provided through a manager on duty on the
489 premises; and

490 O. Warning device prohibited. A person may not operate or maintain a
491 warning device or system for the purpose of warning or aiding and abetting the warning of
492 an entertainer, employee, customer or other person that the police, health, fire or building
493 inspector or other public official is approaching or entered the premises.

494 SECTION 14. Ordinance 13548, Section 15, and K.C.C. 6.09.140 are each
495 hereby amended to read as follows:

496 On the premises of an adult arcade, the adult arcade and its business license
497 holders, business control persons, managers, employees, entertainers and customers shall
498 adhere to the operating requirements and standards of conduct specified in the following:

499 A. Business license holder and business control persons responsible. The adult
500 entertainment business license holder and any business control person shall be responsible
501 for and shall assure that the conduct of the managers, employees, entertainers and
502 customers of the adult arcade complies with this chapter;

503 B. Licensed manager required on premises. The adult arcade must, during
504 hours of operation, have a licensed manager on duty who is stationed in a location from
505 which every booth and customer area of the business is visible at all times, either by direct
506 line of sight or by continuous video monitoring;

507 C. Licensed manager responsible. The on-duty manager is responsible for and
508 shall assure that the conduct of the entertainers, employees and customers of the adult
509 arcade complies with this chapter;

510 D. Posting of licenses. The holder of the adult entertainment business license
511 shall post the license in a conspicuous place at or near the entrance to the adult
512 entertainment business so that the license can be easily read when the business is open.
513 The manager shall post (~~his or her~~) the manager's license next to the business license
514 when (~~he or she is~~) on duty as the manager;

515 E. Prohibited hours of operation. The adult arcade business license holder,
516 business control person or manager may not operate the adult arcade or allow the adult
517 arcade to be open to customers between two a.m. and ten a.m.;

518 F. Minors prohibited. An individual under eighteen years old may not be in or
519 on the premises of the adult arcade. The adult arcade business license holder, business
520 control person or manager may not permit or allow a person under eighteen years old to be
521 in or on the premises;

522 G. Alcohol prohibited without license. An individual may not possess,
523 consume or serve an alcoholic beverage in the adult arcade unless, and to the extent, the
524 business is covered by a liquor license issued by the Washington State Liquor (~~Control~~)
525 and Cannabis Board;

526 H. Live performances. A live performance provided in the arcade must be
527 conducted in a performance area that is inaccessible to a customer and separated from an
528 individual in a booth in accordance with the facility specifications of this chapter;

529 I. Obscene performances prohibited. An obscene performance may not be
530 displayed or exhibited;

531 J. Sexual conduct prohibited. An individual may not engage in sexual
532 conduct;

533 K. Single occupancy of booths. An individual may not be present in a booth
534 with one or more other individuals; and

535 L. Warning device prohibited. A person may not operate or maintain a
536 warning device or system for the purpose of warning or aiding and abetting the warning of
537 an employee, customer or other person that the police, health, fire or building inspector or
538 other public official is approaching or entered the premises.

539 SECTION 15. Ordinance 13548, Section 17, and K.C.C. 6.09.160 are each
540 hereby amended to read as follows:

541 On the premises of an adult theater, the adult theater and its business license
542 holders, business control persons, managers, employees and customers shall adhere to the
543 operating requirements and standards of conduct as specified in the following:

544 A. Business license holder and business control persons responsible. The adult
545 entertainment business license holder and any business control person shall be responsible
546 for and shall assure that the conduct of the managers, employees and customers of the adult
547 theater complies with this chapter;

548 B. Licensed manager required on premises. The adult theater must have,

549 during hours of operation, a licensed manager on duty who is stationed in a location from
550 which every viewing area and all customer areas of the business are visible at all times
551 either by direct line of sight or by continuous video monitoring;

552 C. Licensed manager responsible. The on-duty manager is responsible for and
553 shall assure that the conduct of the employees and customers of the adult theater complies
554 with this chapter;

555 D. Posting of licenses. The holder of an adult entertainment business license
556 shall post the license in a conspicuous place at or near the entrance to the adult
557 entertainment business so that the license can be easily read when the business is open.
558 The manager shall post (~~his or her~~) the manager's license next to the business license
559 when (~~he or she is~~) on duty as the manager;

560 E. Prohibited hours of operation. The adult theater business license holder,
561 business control person or manager may not operate the adult theater or allow the adult
562 theater to be open to customers between two a.m. and ten a.m.;

563 F. Minors prohibited. An individual under eighteen years old may not be in or
564 on the premises of the adult theater. An adult theater business license holder, business
565 control person or manager may not permit or allow a person under eighteen years old to be
566 in or on the premises;

567 G. Alcohol prohibited without license. An individual may not possess,
568 consume or serve an alcoholic beverage in the adult theater unless, and to the extent, the
569 business is covered by a liquor license issued by the Washington State Liquor (~~Control~~)
570 and Cannabis Board;

571 H. Obscene performances prohibited. An obscene performance may not be

572 displayed or exhibited in the adult theater;

573 I. Sexual conduct prohibited. An individual may not engage in sexual
574 conduct; and

575 J. Warning device prohibited. A person may not operate or maintain a
576 warning device or system for the purpose of warning or aiding and abetting the warning of
577 an employee, customer or other person that the police, health, fire or building inspector or
578 other public official is approaching or entered the premises.

579 SECTION 16. Ordinance 1294, Section 2, as amended, and K.C.C. 6.12.020
580 are each hereby amended to read as follows:

581 For the purpose of this chapter and unless the context plainly requires
582 otherwise the following definitions are adopted:

583 A. A "billiard table" is a raised oblong felt covered table with raised cushioned
584 edges, or any substantially similar device on which is played the game known as billiards
585 or pool involving the use of a long tapering stick called a cue to propel pool or billiard
586 balls;

587 B. A "pool table" is a billiard table with a pocket in each corner and at the
588 middle of both sides, used for playing pool, the game wherein numbered balls are propelled
589 into the pockets by persons using a cue;

590 C. An "operator" is a person who owns, operates or controls any pool or
591 billiard table. An operator who owns or leases (~~his~~) the person's place of business shall
592 be allowed to own and operate (~~his own~~) the person's own pool tables and billiard tables
593 upon compliance with this chapter; and

594 D. A "vendor" is any person or firm or agent thereof that distributes or sells

595 coin operated pool tables or billiard tables.

596 SECTION 17. Ordinance 1294, Section 3, and K.C.C. 6.12.030 are each
597 hereby amended to read as follows:

598 Pool tables and billiard tables (~~(as referred to in Section 6.12.010)~~) shall be
599 activated by the player by the insertion of a coin into a locked coin chute device or by a
600 device under the control of the owner or (~~(his duly appointed representative)~~) designee.

601 SECTION 18. Ordinance 1294, Section 6, as amended, and K.C.C. 6.12.060
602 are each hereby amended to read as follows:

603 A. For pool tables and billiard tables operating in a business establishment, the
604 fee shall be (~~(\$100.00)~~) one hundred dollars per table, up to a (~~(\$500)~~) five-hundred-dollar
605 maximum per establishment.

606 All licenses shall expire one year from the date of application. Any person
607 purchasing a coin operated pool table must show by receipt, bill of sale or contract or letter
608 that the table was purchased from a licensed vendor before a license shall be issued to
609 (~~(him)~~) the purchaser.

610 B. A vendor shall pay an annual license fee of one hundred dollars from date
611 of issuance of license.

612 SECTION 19. Resolution 30983, Section 3, and K.C.C. 6.16.070 are each
613 hereby amended to read as follows:

614 (~~(The following)~~) A person((s)) shall not be granted a license((;)) if one of
615 more of the following applies to the person:

616 A. The person (~~(H)~~)has not been the owner of a business advertised or
617 described in the application for a license hereunder for a period of at least ninety days prior

618 to the date of the application; provided, upon the death of a person doing business, (~~his or~~
619 ~~her~~) the person's heirs, devisees or legatees shall have the right to apply at any time for a
620 license;

621 B. The person (~~H~~)has held a sale, as regulated by this chapter, at the location
622 stated in the application for license within six months from the date of such applications;
623 and

624 C. The person (~~H~~)has been convicted of violating this chapter or any part
625 hereof, or a person who (~~has in his~~) employs another person for the conduct of the sale as
626 regulated by this chapter (~~one~~) who has been convicted of violating this chapter within a
627 period of one year prior to the date of the application for a license.

628 SECTION 20. Resolution 30983, Section 4, as amended, and K.C.C.
629 6.16.080 are each hereby amended to read as follows:

630 No license to conduct a sale(~~, as defined herein,~~) shall be granted except upon
631 written application to the director which shall be signed and sworn to by the person who
632 intends to conduct (~~such~~) the sale or (~~his duly authorized agent~~) designee. Such
633 application shall contain the following (~~information~~):

634 A. The true name, home address and business address of the owner of the
635 goods to be the object of the sale and the true name, home address and business address of
636 the person who shall conduct the sale if not the owner of the goods;

637 B. Whether the proposed sale is to be held at the applicant's or owner's
638 existing, regularly established place of business;

639 C. Description, by street address or location, and kind of building where such
640 sale is to be held;

641 D. The nature of the occupancy, whether by ownership, lease or sublease((;)),
642 and, if by lease or sublease, the effective date of the termination of ((same)) the lease or
643 sublease;

644 E. The dates when such sale is to be conducted;

645 F. A copy of all advertisements or a statement of all advertising themes to be
646 used in connection with such sale and a statement of the means or methods of advertising
647 to be used in advertising such sale;

648 G. A full and complete statement of the facts in regard to the sale, including
649 the reason for the urgent and expeditious disposal of goods thereby and the manner in
650 which the sale will be conducted;

651 H. A complete and detailed inventory setting forth the amount and description
652 of goods to be sold at such sale, and the date of acquisition of such goods and the name and
653 address of the person from whom obtained and the place from which such goods were last
654 taken. The inventory shall be attached to and become part of the required application. The
655 director may require in addition that all goods listed upon the inventory be so described in
656 detail by manufacturer's name and lot number, the individual number of articles so
657 numbered, colors, sizes and otherwise that the identity of such goods with the goods listed
658 on such inventory can be readily determined. In addition, the director may require a listing
659 of each article to be sold together with an inventory number for each article;

660 I. A showing that the applicant has made a return to the King County assessor
661 of the property in ((his)) the applicant's possession or ownership and the value thereof for
662 tax assessment purposes, and that the applicant has paid any tax due; and

663 J. Such other information as the director may require.

664 SECTION 21. Resolution 30983, Section 5, as amended, and K.C.C.

665 6.16.090 are each hereby amended to read as follows:

666 Upon filing of the application, the director may make or cause to be made an
667 examination, audit or investigation of the applicant and ~~((his))~~ the applicant's affairs in
668 relation to the proposed sale. If the director finds that the statements in the application are
669 true, that the inventory is complete, that the advertising or advertising theme set forth is not
670 false, fraudulent, deceptive or misleading in any respect, and that the methods to be used by
671 the applicant in conducting the sale are not such as, in the opinion of the director, will work
672 a fraud upon the purchasers, the director shall issue a license to conduct such sale in
673 accordance with ~~((the provisions of))~~ this chapter~~((; provided))~~. However, the director may
674 refuse to issue a license because of the insufficiency of the information set forth in the
675 application, but in such event the applicant shall be permitted to file an amended
676 application~~((; further provided, that))~~. Also, no license shall be issued until the applicant
677 shows that ~~((he))~~ the applicant has made a return to the King County assessor of the
678 property in ~~((his))~~ the applicant's possession or ownership and the value thereof for tax
679 assessment purposes and has paid any tax due.

680 SECTION 22. Resolution 30983, Section 6, as amended, and K.C.C.

681 6.16.100 are each hereby amended to read as follows:

682 All applications for license must be made at least sixty days and not more than
683 ninety days before the date the sale is to commence; and the applicant shall file with the
684 director a bond in a form approved by the director, executed by a surety company
685 authorized to do business in this state, in an amount equal to one-half of the cost value of
686 the goods inventoried for sale, the bond shall be approved by the director. The bond shall

687 run to the county of King, state of Washington, and shall state that it is for the use or
688 benefit of persons who may be damaged by the violation of this chapter by the licensee,
689 ~~((his))~~ the licensee's employees or agents, or who may have a cause of action against the
690 licensee, ~~((his))~~ the licensee's employees or agents, by reason of any matters arising out of
691 the conduct of the sale. Any such person shall have, in addition to any other right of action
692 ~~((which he may have))~~, a right of action on such bond for all damages not exceeding one
693 thousand dollars, and the aggregate liability of the surety upon the bond for all claims
694 ~~((which))~~ that may arise thereunder shall not exceed the sum specified in the bond. The
695 director shall, upon compliance with all the requirements set forth in this chapter, issue a
696 license to hold a sale as ~~((herein provided;))~~ provided in this chapter, except that any person
697 who has been conducting a business in the same location where the sale is to be held for a
698 period of not less than one year, prior to the date of the application for a license
699 ~~((hereunder))~~ under this chapter, shall be excepted from the filing of the bond ~~((herein~~
700 ~~provided))~~ under this section.

701 SECTION 23. Resolution 30983, Section 9 (part), and K.C.C. 6.16.140 are
702 each hereby amended to read as follows:

703 The license as issued pursuant to this chapter shall be valid only for the
704 advertising, representations and sale of the particular goods, wares or merchandise
705 described in the original application therefor, and at the particular time, and particular place
706 stated therein~~((;))~~ and by the particular applicant or ~~((his))~~ the particular applicant's
707 executor or administrator, and any renewal, replenishment or substitution of such goods,
708 wares or merchandise, ~~((or))~~ change of such time or place for such sale~~((;))~~ or change of
709 person conducting the sale, is unlawful and shall render such license void.

710 SECTION 24. Resolution 30983, Section 9 (part), as amended, and K.C.C.
711 6.16.180 are each hereby amended to read as follows:

712 Suitable books and records, including total receipts of both cash and credit
713 sales, shall be kept by the licensee and shall at all times be available to the director(~~(, his~~
714 ~~inspector and investigators))~~) for inspection.

715 SECTION 25. Resolution 30983, Section 9 (part), and K.C.C. 6.16.190 are
716 each hereby amended to read as follows:

717 A licensee, (~~his~~) the licensee's employees and agents shall:

718 A. Not sell goods at a sale for which the application was obtained unless the
719 (~~same was~~) goods were listed in the inventory accompanying the application;

720 B. Represent to the public the true manufacture, quality and kind of (~~said~~) the
721 goods. If requested by anyone, a copy of the inventory will be shown; and

722 C. Not cause to be sold goods (~~which~~) that have been falsely described or
723 concerning which any false statement has been made.

724 SECTION 26. Ordinance 2095, Section 9, as amended, and K.C.C. 6.20.090
725 are each hereby amended to read as follows:

726 A. The director may deny a license or permit if the applicant or, if the
727 applicant is a corporation or partnership, the applicant's officers, directors or partners of any
728 agent thereof, have:

729 1. Committed any act (~~which~~) that, if committed by a licensee or permittee,
730 would be grounds for the suspension or revocation of a license or permit;

731 2. Been convicted within the last five years of:

732 a. (~~(A)~~)a felony involving a crime of violence as defined in RCW 9.41.010,

733 ~~((or))~~ a felony under ~~((RCW-C))~~chapter 69.50 RCW(~~(;)~~) or any felony or misdemeanor
734 under ~~((RCW-C))~~chapter~~((s))~~ 9A.44, 9A.64(~~(;)~~) or 9A.88 RCW;

735 b. ~~((C))~~contributing to the dependency or delinquency of a minor; or

736 c. ~~((A))~~assault on a juvenile~~((;))~~;

737 3. Been refused a license or permit or had a license or permit revoked under

738 ~~((the provisions of))~~ this chapter~~((; provided;))~~. ~~((h))~~However, ~~((that))~~ any applicant denied

739 a license or permit may reapply after six months if the basis for such denial no longer

740 exists;

741 4. Committed any act for which a license is required under ~~((the provisions~~

742 ~~of))~~ this chapter;

743 5. Failed to comply with the building, zoning, planning or fire codes of King

744 County, or any rules or regulations set forth by the state of Washington Liquor ~~((Control))~~

745 and Cannabis Board; or

746 6. Knowingly made any false statement in the applicant's application.

747 B. The director may deny a license if ~~((he))~~ the director determines that the

748 conduct, operation or maintenance of a public dance hall or public dance will disturb the

749 peace and quiet of the neighborhood in which the ~~((same))~~ public dance hall or public

750 dance is located.

751 SECTION 27. Ordinance 2095, Section 10, as amended, and K.C.C.

752 6.20.100 are each hereby amended to read as follows:

753 The director may suspend or revoke a license or permit if ~~((he))~~ the director

754 determines that the licensee or permittee or any of the licensee's or permittee's officers,

755 directors or partners or agents have:

756 A. Intentionally failed to disclose any material fact in the application for a
757 license or permit, or a renewal of a license or permit;

758 B. Knowingly made any false statement or given any false information in
759 connection with an application for a license or permit or a renewal of a license or permit or
760 a renewal of a license or permit;

761 C. Failed to remove or attempt to remove from the dance premises any person
762 who appears to be under the influence of or affected by the use of either alcohol ~~((and/))~~ or
763 drugs, or both, or whose conduct reasonably appears to pose a physical danger to the safety
764 of others present;

765 D. Committed any act ~~((which))~~ that is a ground for denial of a license or a
766 permit; or

767 E. Violated ~~((any of the provisions of))~~ this chapter.

768 SECTION 28. Ordinance 1492, Section 1, as amended, and K.C.C. 6.24.010
769 are each hereby amended to read as follows:

770 For the purpose of this chapter the words and phrases used herein, unless the
771 context otherwise indicates, shall have the following meanings:

772 A. "Armored-transport agencies" provide armed personnel to convey
773 valuable articles for a fee.

774 B. "Contract guard or patrol agencies" includes partnerships, corporations
775 joint ventures, as well as individuals who are self-employed, which provide ~~((privately~~
776 ~~employed guards or patrolmen))~~ private security guard or patrol services for a fee.

777 C. "Contract investigative agency" includes partnerships, corporations, joint
778 ventures, as well as individuals who are self-employed which provide private

779 investigative services for a fee, except individuals investigating bodily injury or property
780 damage actions under the supervision of a licensed attorney.

781 D. "Credit investigation agencies and credit investigators" are businesses and
782 persons who conduct investigations primarily to furnish information as to the business
783 and financial standing and credit responsibility of persons, firms, or corporations.

784 E. "In-house guard forces" provide private guard services exclusively in
785 connection with the affairs of the one business that employs them.

786 F. "In-house investigative forces" provide private investigative services
787 exclusively in connection with the affairs of the one business that employs them.

788 G. "Private guards" are persons who protect or attempt to protect persons or
789 property from damage, injury, loss, or any criminal act and includes "guard dogs,"
790 ("~~watchmen,~~") "guards," "security officer," "protective agent," "merchant guard," and
791 "special officer."

792 H. (~~"Private/merchant patrolmen" perform the same functions as guards, but~~
793 ~~do so at a number of different locations, access to which is accomplished by means of~~
794 ~~travel on public property.~~

795 I.) "Private investigators/detectives" are personnel who conduct
796 investigations for a contract investigative agency, including undercover agents employed
797 by contract agencies, but excluding in-house investigative force employees, credit
798 investigators, insurance investigators and adjusters.

799 (~~(J.)~~) I. "Private investigation" includes investigations by a privately
800 employed person(~~((s))~~) or persons for the purpose of obtaining information concerning:

801 1. Crimes or wrongs, done or threatened;

802 2. The identity, habits, conduct, movements, whereabouts, associations,
803 transaction, credibility, reputation, employment history, criminal record((;)) or character
804 of any person((s)), persons, group((;)) or business, for any purpose;

805 3. The location of lost or stolen property;

806 4. The causes and responsibility for fires, libel, slander, losses, accidents or
807 injuries;

808 5. The whereabouts of missing persons.

809 J. "Private patrol persons" perform the same functions as private guards, but
810 do so at a number of different locations, access to which is accomplished by means of
811 travel on public property.

812 K. "Private security" includes all privately employed guards, investigators,
813 detectives, ((patrolmen,)) patrol persons and any other personnel performing similar
814 security functions or services.

815 SECTION 29. Ordinance 1492, Section 5, as amended, and K.C.C. 6.24.030
816 are each hereby amended to read as follows:

817 ((The provisions of t))This chapter shall not apply to:

818 A. A person employed as either an in-house guard ((and/) or an investigator,
819 or both, by only one employer in connection with the affairs of such employer and where
820 there exists an employer-employee relationship;

821 B. An officer or employee of the United States of America, or of this state or a
822 political subdivision thereof, while the employee or officer is engaged in the performance
823 of official duties;

824 C. A person engaged exclusively in the business of obtaining and furnishing

825 information in relation to the financial rating of persons;

826 D. An attorney(~~(-at-law)~~) in performing (~~(his)~~) the attorney's duties; and

827 E. Admitted insurers, agents(~~(;)~~) and insurance brokers licensed by the state,
828 performing duties in connection with insurance transacted by them.

829 SECTION 30. Ordinance 1492, Section 9, and K.C.C. 6.24.070 are each
830 hereby amended to read as follows:

831 A. No person may engage in any private security operation outside the scope
832 of (~~(his)~~) the person's license.

833 B. For the purpose of defining the scope of licenses, the following license
834 classifications are established:

835 1. Class A: Contract investigative agency, covering operations as defined in
836 (~~(Section)~~) K.C.C. 6.24.010; C.;

837 2. Class B: Contract guard or patrol agency, covering operations as defined in
838 (~~(Section)~~) K.C.C. 6.24.010 I. and J.; and

839 3. Class C: Covering the operations included within Class A and Class B, as
840 defined in (~~(Section)~~) K.C.C. 6.24.010.

841 SECTION 31. Ordinance 1492, Section 11, and K.C.C. 6.24.090 are each
842 hereby amended to read as follows:

843 The director may deny a license if the applicant, if an individual, has, or if the
844 applicant is a person other than an individual, that any of its officers, directors(~~(;)~~) or
845 partners have:

846 A. Committed any act constituting fraud;

847 B. Committed any act(~~(, which)~~) that, if committed by a licensee, would be a

848 ground for the suspension or revocation of a license under ~~((the provisions of))~~ this chapter;

849 C. Committed any act resulting in conviction of a felony or a crime involving
850 moral turpitude;

851 D. A record, based upon reliable evidence, ~~((which))~~ that leads to the
852 reasonable conclusion that the applicant is not competent to perform the duties and fulfill
853 the responsibilities of a licensee under ~~((the provisions of))~~ this chapter;

854 E. Been refused a license under ~~((the provisions of))~~ this chapter or had a
855 license revoked~~((; provided,))~~. ~~((h))~~However, ~~((that))~~ any applicant denied a license under
856 ~~((the provisions of))~~ this chapter may reapply after six months if the basis for such denial
857 no longer exists;

858 F. Been an officer, director~~((;))~~ or partner, who knowingly participated or
859 acquiesced in the acts or conduct of any person~~((, as defined by this chapter,))~~ for which
860 that person was refused a license~~((;))~~ or whose license was revoked under ~~((the provisions~~
861 ~~of))~~ this chapter;

862 G. While unlicensed, committed or aided and abetted the commission of any
863 act for which a license is required under ~~((the provisions of))~~ this chapter;

864 H. Failed to successfully complete the firearms test specified in ~~((Section))~~
865 K.C.C. 6.24.240;

866 I. Made any false statements in ~~((his))~~ the application; or

867 J. Failed to comply with ~~((the requirements of Section))~~ K.C.C. 6.24.050.

868 SECTION 32. Ordinance 1492, Section 12, and K.C.C. 6.24.100 are each
869 hereby amended to read as follows:

870 A. The director may suspend or revoke a license issued under ~~((the provisions~~

871 ~~of~~) this chapter if ~~((he))~~ the director determines that the licensee, if an individual, has, or if
872 the licensee is a person other than an individual, that any of its officers, directors~~((;))~~ or
873 partners have:

874 1. Made any false statement or given any false information in connection
875 with an application for a license or a renewal or reinstatement of a license;

876 2. Violated ~~((any of the provisions of))~~ this chapter;

877 3. Been convicted of a felony or any crime involving moral turpitude;

878 4. Illegally used, carried or possessed a dangerous weapon;

879 5. Violated any rule of the director adopted ~~((pursuant to his))~~ under the
880 director's authority ~~((contained))~~ in this chapter;

881 6. Committed or permitted any employee to commit any act, while the license
882 was expired, ~~((which))~~ that would be cause for the suspension or revocation of a license~~((;))~~
883 or grounds for the denial of an application for a license;

884 7. Knowingly violated, or advised, encouraged~~((;))~~ or assisted the violation
885 of, any court order or injunction in the course of business as a licensee;

886 8. Acted as a runner or capper for any attorney; or

887 9. Committed any act ~~((which))~~ that is a ground for denial of an application
888 for license under ~~((the provisions of))~~ this chapter.

889 B. The director may suspend or revoke a license issued under ~~((the provisions~~
890 ~~of~~) this chapter if ~~((he))~~ the director determines that the licensee, if an individual, has, or if
891 the licensee is a person other than an individual, that any of its officers, directors~~((;))~~ or
892 partners have knowingly employed, or knowingly ~~((has in his employment))~~ employs any
893 person who:

894 1. Has committed any act(~~(, which))~~ that, if committed by a licensee, would
895 be grounds for suspension or revocation of a license under ~~((the provisions of))~~ this
896 chapter;

897 2. Has been convicted of a felony or any crime involving moral turpitude;

898 3. Has a record, based upon reliable evidence, which leads to the reasonable
899 conclusion that the applicant is not competent to perform the duties and fulfill the
900 responsibilities of a registrant under ~~((the provisions of))~~ this chapter; or

901 4. Does not possess a valid registration card issued under ~~((the provisions of))~~
902 this chapter.

903 C. The director may suspend or revoke a license issued under ~~((the~~
904 ~~provisions of))~~ this chapter if ~~((he))~~ the director determines that the licensee, if an
905 individual, has, or any of the officers, directors, partners(~~(,))~~) or employees if the licensee
906 is a person other than an individual, have committed or used any unfair or deceptive acts
907 or practices in the course of the licensee's business. Examples of such acts and practices
908 are:

909 1. Engaging in retail installment transactions with members of the public in
910 the state of Washington without complying with all applicable provisions of ~~((RCW))~~
911 chapter 63.14 RCW, as amended;

912 2. Using a name different from that under which ~~((he))~~ the licensee is
913 currently licensed on any advertisement, solicitation(~~(,))~~) or contract for business;

914 3. Knowingly making a false report to ~~((his))~~ the licensee's employer or client
915 for whom the information was being obtained;

916 4. Willfully failing or refusing to render a client services or a report as agreed

917 between the parties and for which compensation has been paid or tendered in accordance
918 with the agreement of the parties, if required by law;

919 5. Making any false, deceptive or misleading representations to members of
920 the public concerning the qualifications of employees and agents of the licensee, the nature
921 or extent of the services provided by the licensee((;)) or the cost to members of the public
922 of services by the licensee;

923 6. Manufacturing evidence;

924 7. Knowingly making a false statement relating to evidence or information
925 obtained in the course of employment, or knowingly publishing a slander or libel in the
926 course of business; or((;))

927 8. Accepting employment adverse to a client or former client relating to a
928 matter with respect to which the licensee has obtained confidential information by reason
929 of or in the course of ((his)) the licensee's employment by ((such)) the client or former
930 client.

931 D. Suspension or revocation of a license issued under ((the provisions of)) this
932 chapter shall take effect only after the expiration of the period in which an appeal
933 ((thereof)) of the suspension or revocation may be filed.

934 E. In cases of suspension, the license or registration shall be reinstated upon
935 compliance with the violated provision(((s))) or provisions of this chapter or until the
936 period of suspension fixed by the director has expired.

937 In cases of revocation, the license or registration shall be canceled((;
938 provided)). ((h))However, ((such)) the revocation for violation of any of the provisions of
939 this chapter shall not relieve the licensee or registrant of the penalties otherwise provided

940 for in this chapter.

941 SECTION 33. Ordinance 1492, Section 17, as amended, and K.C.C.

942 6.24.120 are each hereby amended to read as follows:

943 Applications, on forms prescribed by the director, shall be submitted by all new
944 officers or partners. The director may suspend or revoke a license issued under ~~((the~~
945 ~~provisions of))~~ this chapter if ~~((he))~~ the director determines that at the time the person
946 becomes an officer or partner of a licensee, any of the facts in ~~((Sections))~~ K.C.C. 6.24.090
947 and 6.24.100 existed as to such person.

948 SECTION 34. Ordinance 1492, Section 19, and K.C.C. 6.24.140 are each

949 hereby amended to read as follows:

950 It is unlawful for any licensee, or ~~((his))~~ the licensee's agents, to use emergency
951 equipment, such as sirens and flashing red or blue lights, on vehicles owned or operated by
952 the licensee, except as specifically authorized or licensed by the state of Washington or any
953 of its political subdivisions.

954 SECTION 35. Ordinance 1492, Section 22, and K.C.C. 6.24.170 are each

955 hereby amended to read as follows:

956 Any licensee or officer, director or partner of a licensee shall divulge to ~~((any))~~
957 representatives for law enforcement ~~((officer))~~ or the prosecuting attorney~~((, or his~~
958 ~~representative))~~, any information ~~((he))~~ the licensee or officer, director or partner of the
959 licensee may acquire as to any criminal offense, as ~~((he))~~ the licensee or officer, director or
960 partner of the licensee may be required by law so to do~~((; provided,))~~. ~~((h))~~However, ~~((that~~
961 ~~he))~~ the licensee or officer, director or partner of the licensee shall not divulge to any other
962 person any information acquired by ~~((him))~~ the licensee or officer, director or partner of the

963 licensee except at the direction of the employer or client for whom the information was
964 obtained.

965 SECTION 36. Ordinance 1492, Section 24, and K.C.C. 6.24.190 are each
966 hereby amended to read as follows:

967 A. No license shall be issued under ~~((the provisions of))~~ this chapter unless the
968 applicant files with the director a surety bond executed by a surety company authorized to
969 do business in this state in the sum of ten thousand dollars conditioned to recover against
970 the principal, its servants, officers, agents~~((;))~~ and employees by reason of its wrongful or
971 illegal acts in conducting ~~((such))~~ the business licensed under ~~((the provisions of Ordinance~~
972 ~~1492; provided;))~~ this chapter. ~~((h))~~However, ~~((that))~~ applicants requesting a Class B
973 license, who employ four or less registrants, shall be permitted to file a five-thousand-
974 dollar surety bond. The director shall require a certified copy of ~~((said))~~ the bond to be
975 filed in ~~((his))~~ the director's office.

976 B. The bond required by this chapter shall be made payable to King County,
977 and anyone ~~((so))~~ injured in the manners listed in subsection A. of this section ~~((by the~~
978 ~~principal, its servants, officers, agents, and employees;))~~ shall have the right and shall be
979 permitted to sue directly upon this obligation in their own names, and this obligation shall
980 be subject to successive suits for recovery until complete exhaustion of the face amount
981 ~~((hereof))~~ of the bond.

982 SECTION 37. Ordinance 1492, Section 26, and K.C.C. 6.24.210 are each
983 hereby amended to read as follows:

984 A. Every licensee shall at all times maintain on file with the director the surety
985 bond and insurance required by this chapter in full force and effect and upon failure to do

986 so, the license of such licensee shall be suspended and shall not be reinstated until this
987 requirement is met.

988 B. The director shall deny the application for a license if the applicant fails to
989 satisfy the surety bond or insurance requirements.

990 C. The director may refuse to reinstate a license notwithstanding the licensee's
991 compliance with this section, if, during the suspension, the director:

992 1. Finds any reason which would justify refusal to issue or justifies a
993 suspension or revocation of a license; or

994 2. Finds performance by an applicant of any practice, while under suspension
995 for failure to keep ~~((his))~~ the applicant's surety bond or insurance in force, for which a
996 license is required under ~~((the provisions of))~~ this chapter ~~((is required))~~.

997 SECTION 38. Ordinance 1492, Section 28, and K.C.C. 6.24.230 are each
998 hereby amended to read as follows:

999 A. Except as otherwise provided in this chapter, every employee of a licensee,
1000 including dispatchers, and solicitors, shall be registered with the director in the manner
1001 prescribed by ~~((the provisions of))~~ this chapter.

1002 B. The application for registration under ~~((the provisions of))~~ this chapter shall
1003 be on a form prescribed by the director and shall include:

1004 1. Full address, telephone number, date of birth~~((s))~~ and place of birth;

1005 2. A listing of any and all aliases used by the applicant;

1006 3. The name and address of the licensee and the date the employment

1007 commenced;

1008 4. A letter from the licensee requesting that the employee be registered under

1009 ((his)) the license;

1010 5. The title of the position occupied by the employee and a description of

1011 ((his)) the position's duties;

1012 6. Whether or not a firearm is to be used by the employee in connection with

1013 ((his)) the employee's duties as a registrant;

1014 7. Three recent photographs of the employee, of a type described by the

1015 director, and a classifiable set of fingerprints;

1016 8. Employment history for five years preceding the date of the application;

1017 and

1018 9. Such other information, evidence, statements((;)) or documents as may be

1019 required by the director.

1020 SECTION 39. Ordinance 1492, Section 32, and K.C.C. 6.24.270 are each

1021 hereby amended to read as follows:

1022 Upon completion of registration the director shall issue to the registered

1023 employee a registration card, which shall be carried on ((his)) the employee's person at all

1024 times. The exhibition of this card to the licensee shall be considered prima facie evidence

1025 that the person is registered by King County, under the licensee's license number.

1026 SECTION 40. Ordinance 1492, Section 33, and K.C.C. 6.24.280 are each

1027 hereby amended to read as follows:

1028 Each person registered under ((the provisions of)) this chapter whose

1029 employment has been terminated with the licensee shall immediately surrender ((his)) the

1030 person's registration card to the licensee, and the licensee shall surrender same within seven

1031 days thereafter to the director for cancellation. A notation stating that the registered

1032 employee was terminated and for what cause may be enclosed with the registration card.

1033 The licensee shall notify the director in writing within a reasonable time of any change in

1034 the resident address of a registered employee.

1035 SECTION 41. Ordinance 6836, Section 7, as amended, and K.C.C. 6.26.070

1036 are each hereby amended to read as follows:

1037 A. The permittee's location or place of business, if a temporary fireworks

1038 stand, shall be only in those areas or zones within King County (~~which~~) that have been

1039 approved by the King County fire marshal(~~(;)~~) or (~~his duly authorized representative~~)

1040 designee.

1041 B. In those cases where the sale of fireworks is from a temporary fireworks

1042 stand, the stands of all permittees shall conform to the following minimum standards and

1043 conditions:

1044 1. Temporary fireworks stands need not comply with all of the provisions of

1045 the King County building code; provided, however, that all such temporary fireworks

1046 stands shall be erected under the supervision of the King County fire marshal(~~(;)~~) or (~~his~~

1047 ~~duly authorized representative~~) designee, who shall require all temporary fireworks stands

1048 to be constructed in a safe manner(~~(-)~~);

1049 2. In the event any temporary fireworks stand is wired for electricity, the

1050 wiring shall conform to the electrical code of the (~~(S)~~)state of Washington(~~(-)~~);

1051 3. No heating unit or device with a surface temperature capable of igniting

1052 fireworks, or having an open flame will be allowed within a fireworks stand(~~(-)~~);

1053 4. No temporary fireworks stand shall be located within twenty-five feet of

1054 any public or private street, alley, lane, or any other vehicular driving surface, fifty feet of

1055 any building or structure, or within one hundred feet of any gasoline dispensing pump or
1056 any tank where flammable liquids or flammable gases are stored((-));

1057 5. No vehicle parking shall be permitted within twenty-five feet of a
1058 fireworks stand, including curbside parking, and such area shall be roped or barricaded to
1059 prevent such parking((-);

1060 6. No smoking shall be permitted in a temporary fireworks stand or any
1061 nearer than twenty-five feet from the stand. "NO SMOKING" signs, having lettering at
1062 least two inches in height, shall be posted in a conspicuous location on all four sides of the
1063 temporary fireworks stand((-);

1064 7. No discharge of fireworks shall be permitted within three hundred feet of
1065 any fireworks stand. Signs to this effect shall be posted conspicuously at the stand((-);

1066 8. The area around such fireworks stands shall be completely free of
1067 hazardous accumulations, including dry grass, brush, or debris of any nature, for a distance
1068 of not less than twenty-five feet on all sides((-);

1069 9. Each temporary fireworks stand must have at least two exits, located
1070 remotely from each other, which shall be unobstructed at all times((-);

1071 10. Each temporary fireworks stand shall have in a readily accessible location
1072 not less than two 2A-rated fire extinguishers (two and one-half gallon water). Such
1073 extinguishers shall be UL approved((-);

1074 11. Each temporary fireworks stand shall be under the direct supervision of a
1075 competent adult person, eighteen years of age or older. No person under the age of sixteen
1076 shall be allowed in the stand during business hours((-);

1077 12. Fireworks may be left in temporary fireworks stands at night providing

1078 the stand is locked and a guard is posted. Such guard shall not stay within the fireworks
1079 stand((-));

1080 13. Fireworks removed from temporary fireworks stands at night shall be
1081 stored in an approved storage location. ((Said)) The storage location shall be approved in
1082 advance by the King County fire marshal or the fire chief of the local fire district having
1083 jurisdiction((-));

1084 14. All unsold stock and accompanying litter shall be removed from said
1085 temporary fireworks stand by twelve noon on July 10((th)) of the permit year((-));

1086 15. Customers shall not be permitted inside the stand((-));

1087 16. A stand must be located either at least ((300)) three hundred feet from
1088 another fireworks stand or separated from another fireworks stand by a major arterial
1089 thoroughfare at least ((400)) one hundred feet in width((-));

1090 17. The sale of fireworks to persons under the age of sixteen years without
1091 the presence of a parent or guardian is prohibited. A sign to this effect shall be posted
1092 conspicuously on the stand. Sellers shall require proof of age by means of display of a
1093 driver's license or photo identification card showing date of birth issued by a state, federal
1094 or foreign government. No other forms of identification shall be accepted((-); and

1095 18. Each stand shall prominently post a list of fireworks that may be sold to
1096 the public and stating the lawful hours for discharge. The fire marshal shall provide a copy
1097 of such notice with each retail permit issued under this chapter.

1098 SECTION 42. Ordinance 10850, Section 6, and K.C.C. 6.26.115 are each
1099 hereby amended to read as follows:

1100 A person commits a separate offense for each day during which ((he)) the

1101 person commits, continues, or permits a violation of any provision of this chapter.

1102 SECTION 43. Ordinance 10159, Section 26, as amended, and K.C.C.

1103 6.27A.240 are each hereby amended to read as follows:

1104 A. Any remedy imposed by administrative notice and order shall be imposed
1105 following the procedure outlined in this section.

1106 B. The notice and order shall contain:

1107 1. A statement that the county has found the person to be in violation of this
1108 chapter, the cable rules, a franchise agreement or any applicable law, with a brief and
1109 concise description of the conditions found to be in violation;

1110 2. A statement of any corrective action required to be taken. If the county has
1111 determined that corrective action is required, the order shall require that all corrective
1112 action commence within such time and be completed within such time as the county
1113 determines is reasonable under the circumstances;

1114 3. A statement specifying the amount of the civil penalty assessed, if any, on
1115 account of the violation and, if applicable, the conditions on which assessment of such civil
1116 penalty is contingent;

1117 4. A statement advising that the order shall become final unless, after the
1118 notice and order are served, any person aggrieved by the order files an appeal in accordance
1119 with K.C.C. 20.22.080.

1120 C. Service of the notice and order shall be made upon all persons identified in
1121 the notice and order either personally or by mailing a copy of such notice and order by
1122 certified mail, postage prepaid, return receipt requested. If the address of any such person
1123 cannot reasonably be ascertained, a copy of the notice and order shall be mailed to such

1124 person at the address of the location of the violation. The failure of any such person to
1125 receive such notice shall not affect the validity of any proceedings taken under this chapter.
1126 Service by certified mail shall be effective on the date of postmark.

1127 D. Any person aggrieved by the order of the county may appeal that order in
1128 accordance with K.C.C. 20.22.080.

1129 E.1. The appeal hearing shall be conducted on the record and the hearing
1130 examiner shall have such rule-making and other powers necessary for conduct of the
1131 hearing as specified by K.C.C. chapter 20.22. The appeal hearing shall be conducted
1132 within a reasonable time after receipt of the request for appeal. Written notice of the time
1133 and place of the hearing shall be given at least ten days prior to the date of the hearing to
1134 each appealing party, to the cable manager and to other interested person who have
1135 requested in writing that they be so notified. The county may submit a report and other
1136 evidence indicating the basis for the enforcement order. Each party shall have the
1137 following rights, among others:

1138 a. to call and examine witnesses on any matter relevant to the issues of the
1139 hearing;

1140 b. to introduce documentary and physical evidence;

1141 c. to cross-examine opposing witnesses on any matter relevant to the issues
1142 of the hearing;

1143 d. to impeach any witness regardless of which party first called the witness
1144 to testify;

1145 e. to rebut evidence against the party; and

1146 f. to self-represent ((~~himself or herself~~)) or to be represented by anyone of

1147 the party's choice who is lawfully permitted to do so.

1148 2. Following review of the evidence submitted, the hearing examiner shall
1149 make written findings and conclusions, and shall affirm or modify the order previously
1150 issued if the hearing examiner finds that a violation has occurred. The hearing examiner
1151 shall reverse the order if the hearing examiner finds that no violation occurred. The written
1152 decision of the hearing examiner shall be mailed by certified mail, postage prepaid, return
1153 receipt requested to all the parties.

1154 F. Enforcement of any notice and order of the county issued under this chapter
1155 shall be stayed during the pendency of any appeal under this chapter.

1156 G. An order that is subjected to the appeal procedure shall become final twenty
1157 days after mailing of the hearing examiner's decision unless within that time an aggrieved
1158 person initiates review by writ of certiorari in King County superior court.

1159 SECTION 44. Resolution 23509, Section 4(b), and K.C.C. 6.28.080 are each
1160 hereby amended to read as follows:

1161 Track owners shall provide a telephone facility available for ~~((the))~~ use ~~((of~~
1162 ~~himself and all track employees))~~ on-site. Telephone numbers of emergency medical
1163 services of facilities should be conspicuously posted thereon. Such telephone shall be
1164 available for emergency use at all times during which the track is in operation.

1165 SECTION 45. Resolution 12750, Section 4, as amended, and K.C.C.
1166 6.32.030 are each hereby amended to read as follows:

1167 A. No heating, air-conditioning, ventilation systems and equipment installers
1168 license shall be granted until the applicant ~~((therefor))~~ has furnished a good and sufficient
1169 bond, in a form approved by the director, in the penal sum of one thousand dollars,

1170 executed by the applicant for license as principal and by ~~((sufficient surety approved by~~
1171 ~~King County.))~~ a surety company authorized to do business in this state running to the
1172 county of King, state of Washington, and conditioned on the following:

1173 ~~((A.))~~ 1. That the principal will abide by the terms of this title and ordinances
1174 relating to the sale, installation, alteration or repair of heating, air-conditioning, ventilation
1175 and exhaust systems equipment~~((:));~~

1176 ~~((B.))~~ 2. To save harmless and indemnify King County from all and any loss,
1177 damages, actions and claims of any kind or character ~~((which))~~ that may accrue to or be
1178 suffered by any person by reason of failure of the principal ~~((his))~~ or the principal's
1179 servants and agents ~~((:))~~ to abide by the terms of this title and all ordinances relating to the
1180 sale, installation, alteration or repair or heating, air-conditioning, ventilation and exhaust
1181 systems equipment.

1182 ~~((C.))~~ 3. To save harmless and indemnify all persons for damages sustained
1183 on account of the failure of the principal of such bond to comply with the terms of this title
1184 and all ordinances relating to the sale, installation, alteration or repair of heating, air-
1185 conditioning, ventilation and exhaust systems equipment~~((:));~~

1186 ~~((D.))~~ 4. Claims shall be maintained under the bond only if the claimant
1187 serves upon the surety and King County notice of the amount of such claim and the nature
1188 thereof within six months after the principal on the bond is completed or abandoned the
1189 work giving rise to the claim, whereupon any bona fide payment of any such claim by the
1190 surety, with prompt notice thereof to King County, shall reduce the amount of the bond by
1191 the amount so provided, that if there is at one time more than one unliquidated claim under
1192 the bond, of which notice has been given as herein provided, and the total of such

1193 unliquidated claims exceeds the amount of the bond at that time, the recoveries shall be
1194 prorated so that the totals of recoveries against the surety under any circumstances shall not
1195 exceed one thousand dollars, except as the bond may be reinstated with King County.

1196 B. In the event any such bond or extension thereof is terminated or the amount
1197 thereof reduced, any license granted under ~~((Section))~~ K.C.C. 6.32.010 shall be suspended
1198 until such time as there is filed with King County a consent of the surety to the restoration
1199 of the amount of the bond to the full sum of one thousand dollars or until the filing of a new
1200 bond in the sum of one thousand dollars, any such consent of surety or new bond is
1201 approved as provided for a new bond.

1202 SECTION 46. Resolution 36055, Section 5, and K.C.C. 6.36.060 are each
1203 hereby amended to read as follows:

1204 No renewal license shall issue to any junk shop owner or to any junk wagon
1205 owner until the applicant shall show that ~~((he))~~ the owner has made a return to the King
1206 County assessor of the property in ~~((his))~~ the owner's possession or ownership and the
1207 value thereof for tax assessment purposes and has paid the tax due.

1208 SECTION 47. Resolution 36055, Section 6, as amended, and K.C.C.
1209 6.36.070 are each hereby amended to read as follows:

1210 Every licensee operating a junk wagon shall obtain from the director two junk
1211 wagon vehicle licenses for each vehicle to be so used. On each license there shall be
1212 stamped or painted the word "junk" and the license number of the licensee. Each license
1213 shall be securely fastened to each outer side of the vehicle. In addition, such vehicle shall
1214 also be prominently and plainly marked with the name of the licensee and the street address
1215 of ~~((his))~~ the licensee's place of business. The vehicle marking license shall remain the

1216 property of King County, and it is unlawful for any person other than the licensee to whom
1217 the plates were issued to possess or use any such plate. Plates possessed or used in
1218 violation of ~~((the provisions of))~~ this section, or used after the junk wagon license has
1219 expired or been suspended, or if by a dealer, after ~~((his))~~ the dealer's junk shop license has
1220 expired or been suspended, shall be taken up by any ~~((police officer))~~ sheriff's deputy or the
1221 director.

1222 SECTION 48. Resolution 36055, Section 8, and K.C.C. 6.36.090 are each
1223 hereby amended to read as follows:

1224 It is unlawful for any junk shop or junk wagon owner, or any clerk, agent, or
1225 employee of such junk shop or junk wagon to fail, neglect~~((;))~~ or refuse to make any
1226 material entry in the records required herein, or to make any false entry therein, or to
1227 obliterate, destroy~~((;))~~ or remove from ~~((his))~~ the place of business such record within five
1228 years from the date of transaction.

1229 SECTION 49. Resolution 36055, Section 9, as amended, and K.C.C.
1230 6.36.100 are each hereby amended to read as follows:

1231 All books and other records of any junk shop operator or any junk wagon
1232 operator relating to the purchase or receipt of any goods, wares, merchandise, junk, or other
1233 articles or things of value, shall be at all times open for inspection by the ~~((director of the~~
1234 ~~Department of Public Safety or his))~~ sheriff or deputy; and all junk wagon operators shall at
1235 any time allow inspection of their license and junk or other articles contained in the junk
1236 wagon.

1237 SECTION 50. Resolution 36055, Section 10, and K.C.C. 6.36.110 are each
1238 hereby amended to read as follows:

1239 Anyone who sells or otherwise gives any property to a junk shop operator or
1240 junk wagon operator shall sign the records required to be kept by such operator with ((his))
1241 the person's true name and shall include ((his)) the person's correct residence address.

1242 SECTION 51. Resolution 36055, Section 11, as amended, and K.C.C.
1243 6.36.120 are each hereby amended to read as follows:

1244 A. It is unlawful for any person to purchase any junk from any person under
1245 the age of eighteen years, without receiving from such person a written authority from the
1246 person owning such junk, authorizing ((him)) the person selling the junk to sell the
1247 ((same)) junk. Such a written authority shall be placed on file by the person receiving such
1248 junk. It is unlawful for any junk shop operator or junk wagon operator to receive any
1249 article or thing known by ((him)) the operator to be stolen, any article or thing from any
1250 person who is under eighteen years of age; intoxicated; an habitual drunkard; addicted to
1251 the use of drugs; or from any person who is known to be a thief or a receiver of stolen
1252 property, or from any person who ((he)) the operator has reason to suspect or believe to be
1253 such.

1254 B. It is unlawful for any ((keeper)) operator of a junk shop, or person operating
1255 a junk wagon to purchase any junk between the hours of seven p.m. and seven a.m. of the
1256 following day.

1257 SECTION 52. Resolution 36055, Section 12, as amended, and K.C.C.
1258 6.36.130 are each hereby amended to read as follows:

1259 No junk shop operator or junk wagon operator shall sell or otherwise dispose of
1260 any article received or purchased by ((him)) the operator, or remove or permit the same to
1261 be removed from ((his)) the operator's place of business within ten days after receipt of the

1262 articles have been reported to the ~~((department of public safety))~~ sheriff's office as herein
1263 provided, except when the articles have been inspected by a regular member of the
1264 ~~((department of public safety))~~ sheriff's office, and ~~(he)~~ the operator has been authorized to
1265 dispose of such goods within a lesser ~~((period of))~~ time.

1266 SECTION 53. Resolution 36055, Section 13, and K.C.C. 6.36.140 are each
1267 hereby amended to read as follows:

1268 It is unlawful for any ~~((keeper))~~ operator of a junk shop or a junk wagon to
1269 refuse to allow any ~~((police officer))~~ sheriff's deputy to inspect ~~((his))~~ the operator's place
1270 of business or the operator's junk wagon, and all articles of junk kept therein, or to conceal
1271 or hide away any article or thing bought or received by ~~((him))~~ the operator.

1272 SECTION 54. Ordinance 7919, Section 5, and K.C.C. 6.40.040 are each
1273 hereby amended to read as follows:

1274 A. ~~((Massage business—public bathhouse.))~~ All applications for a massage
1275 business/public bathhouse shall be submitted in the name of the person or entity proposing
1276 to conduct such massage business/public bathhouse on the business premises and shall be
1277 signed by ~~((such))~~ the person or ~~((his))~~ the person's agent and notarized or certified as true
1278 under penalty of perjury. All applications shall be submitted on a form supplied by the
1279 director, which shall require the following information:

- 1280 1. The name, home address, home telephone number, date and place of
1281 birth~~((s))~~ and social security number of the applicant if the applicant is an individual;
- 1282 2. The business name, address and telephone number of the establishment;
- 1283 3. The names, addresses, telephone numbers, and social security numbers of
1284 any partners, corporate officers, shareholders who own ten percent or more of the business,

1285 or other persons who have a substantial interest or management responsibilities in
1286 connection with the business, specifying the interest or management responsibility of each.
1287 For the purpose of this subsection "substantial interest" shall mean ownership of ten
1288 percent or more of the business, or any other kind of contribution to the business of the
1289 same or greater size; and

1290 4. Terms of any loans, leases, secured transactions and repayments therefor
1291 relating to the business;

1292 B. ~~((Massage practitioner.))~~ All applications for a massage practitioner's
1293 license shall be signed by the applicant and notarized or certified to be true under penalty of
1294 perjury. All applications shall be submitted on a form supplied by the director, which shall
1295 require, at a minimum, the following information:

1296 1. The applicant's name, home address, home telephone number, date and
1297 place of birth;

1298 2. A letter from the owner of the business indicating intent to employ the
1299 applicant; and

1300 3. Written proof that the applicant is eighteen years of age or older. Written
1301 proof shall mean the following:

1302 a. a motor vehicle operator's license issued by any State bearing the
1303 applicant's photograph and date of birth;

1304 b. an identification card issued by the ~~((S))~~state of Washington which bears
1305 the applicant's photograph and date of birth; or

1306 c. a passport.

1307 C. Applications will be submitted to a background check in accordance with

1308 the procedures of the ~~((King County department of public safety))~~ sheriff's office.

1309 D. A license shall be issued within four weeks of receipt ~~((provided that))~~ if
1310 there are no grounds to deny the license pursuant to the sections of this code.

1311 SECTION 55. Ordinance 7919, Section 6, and K.C.C. 6.40.050 are each
1312 hereby amended to read as follows:

1313 A. Massage business or public bathhouse license.

1314 1. The director shall deny any massage business/public bathhouse license
1315 applied for under ~~((the provisions of))~~ this chapter if ~~((he))~~ the director determines that the
1316 applicant has:

1317 a. ~~((M))~~made any material misstatement in the application for a license;

1318 b. ~~((P))~~proposed a place of business or an establishment to be licensed

1319 which would not comply with all applicable requirements of this code including but not
1320 limited to the zoning, building, health or fire codes of King County; or

1321 c. ~~((N))~~not complied with the operating requirements set out in Section
1322 6.40.080 of this chapter.

1323 2. The director may deny any massage business/public bathhouse license
1324 applied for under ~~((the provisions of))~~ this chapter if ~~((he))~~ the director determines that the
1325 applicant has, within three years prior to the date of application:

1326 a. ~~((H))~~had any convictions or bail forfeitures ~~((which))~~ that have a direct
1327 connection with the licensed activity including, but not limited to, theft, controlled
1328 substances, prostitution, promoting or permitting prostitution, sexual offenses, consumer
1329 fraud, or obscenity; or

1330 b. ~~((H))~~had a massage business/bathhouse license denied or revoked by this

1331 county or any other jurisdiction.

1332 B. Massage practitioner license.

1333 1. The director shall deny any massage practitioner license if ~~((he))~~ the
1334 director determines that the applicant/licensee has:

1335 a. ~~((M))~~made any material misstatement in the application for a license; or

1336 b. ~~((N))~~not complied with the operating requirements set out in ~~((Section))~~
1337 K.C.C. 6.40.080 ~~((of this chapter))~~.

1338 2. The director may deny any massage practitioner's license if ~~((he))~~ the
1339 director determines that the applicant/licensee has:

1340 a. ~~((H))~~had any convictions or bail forfeitures which have a direct
1341 connection with the licensed activity including, but not limited to, theft, controlled
1342 substances, prostitution, sexual offenses, consumer fraud or obscenity, within three years
1343 prior to the date of application; or

1344 b. ~~((H))~~had a massage practitioner license revoked or suspended by the
1345 county or any other jurisdiction within one year prior to the date of application.

1346 C. ~~((Effect of license denial.))~~ If any applicant has ~~((his or her))~~ the
1347 applicant's license denied ~~((pursuant to Section))~~ under K.C.C. 6.40.050 A.2.a. or
1348 ~~((Section 6.40.050))~~ B.2.a. ~~((of this chapter))~~, a license may not be granted within three
1349 years from the date of ~~((such))~~ the denial ~~((provided such))~~, if the denial was based on a
1350 conviction classified as a felony. All other convictions ~~((pursuant to Section))~~ under
1351 K.C.C. 6.40.050 A.2.a. or ~~((Section 6.40.050))~~ B.2.a. ~~((of this chapter))~~ will preclude the
1352 issuance of a license under this chapter for a period of at least one year from the date of
1353 such denial. All applicants must comply with all application procedures, pursuant to this

1354 chapter.

1355 SECTION 56. Ordinance 7919, Section 10, and K.C.C. 6.40.090 are each
1356 hereby amended to read as follows:

1357 A. No massage business or public bathhouse license issued under this chapter
1358 shall be transferable from one person to another. Upon the sale or transfer of any
1359 substantial interest in a massage business/public bathhouse, the license therefore shall be
1360 null and void. A new application shall be made by any person desiring to operate or
1361 maintain the establishment and shall include a release of interest statement from the
1362 previous licensee and/or a signed lease or rental agreement for the establishment.

1363 B. The massage practitioner license, when issued, shall be valid only for the
1364 massage establishment listed on the license(~~(; provided,))~~. ~~((h))~~However, if the practitioner
1365 provides massage solely in the client's home, the license will so note and will be valid for
1366 such purpose. Before commencing work as a massage practitioner for a new employer, a
1367 massage practitioner shall submit a letter from the new employer indicating intent to
1368 employ the applicant and must have ~~((his or her))~~ the massage practitioner's license
1369 amended by the director for a fee of ~~(((\$2.00))~~ two dollars.

1370 SECTION 57. Ordinance 7919, Section 11, and K.C.C. 6.40.100 are each
1371 hereby amended to read as follows:

1372 Health and sanitary requirements may include, but are not necessarily limited
1373 to, the following:

1374 A. Each room or enclosure where massage services are performed on patrons
1375 shall be provided with adequate lighting in accordance with the building code, and in
1376 addition, at least one artificial light of not less than forty watts shall be provided in each

1377 room or enclosure where services are performed on patrons and shall be in operation when
1378 such services are performed((-));

1379 B. The premises shall have equipment for disinfecting and cleaning non-
1380 disposable instruments and materials used in administering massage services. Such
1381 materials and instruments shall be cleaned after each use((-);

1382 C. Hot and cold running water shall be provided at all times((-);

1383 D. Closed cabinets shall be provided and used for the storage of all equipment,
1384 supplies and clean linens. All used disposable materials and soiled linens and towels shall
1385 be kept in covered containers or cabinets, which containers or cabinets shall be kept
1386 separate from clean storage cabinets((-);

1387 E. Clean linen and towels shall be provided for each massage patron. No
1388 common use of towels or linens shall be permitted((-);

1389 F. All massage tables, bathtubs, shower stalls, sauna baths, steam or bath areas
1390 and all floors shall have surfaces which may be readily cleaned((-);

1391 G. Oils, creams, lotions or other preparations used in administering massages
1392 shall be kept in clean containers or cabinets((-);

1393 H. Shower ~~((and/))~~ or bathtub, dressing, locker and toilet facilities shall be
1394 provided upon request for all patrons served at any given time. Upon the request of a
1395 patron, the licensee shall provide the patron with facilities to lock or secure personal
1396 property. ~~((Male and female p))~~ Patrons of different genders shall not simultaneously use
1397 common shower ~~((and/))~~ or bathtub, dressing, toilet and massage room facilities((-);

1398 I. All walls, ceilings, floors, pools, showers, bathtubs, steam rooms and all
1399 other physical facilities shall be in good repair and maintained in a clean and sanitary

1400 condition. Wet and dry heat rooms, steam or vapor rooms, or steam or vapor cabinets,
1401 shower compartments, and toilet rooms shall be thoroughly cleaned each day the business
1402 is in operation. Bathtubs and showers shall be thoroughly cleaned after each use((-));

1403 J. Each massage practitioner shall wash ~~((his or her))~~ the massage
1404 practitioner's hands in hot running water using soap or disinfectant before and after
1405 administering a massage to each patron((-));

1406 K. No person shall consume food or beverages in massage work areas.

1407 L. Animals, except for seeing-eye dogs, shall not be permitted in massage
1408 establishments((-));

1409 M. A person suffering from infectious or contagious disease(~~((s))~~) or diseases
1410 shall not be treated by any licensed massage business or public bathhouse or massage
1411 practitioner. A massage practitioner who is suffering from infectious or contagious
1412 disease(~~((s))~~) or diseases shall not administer massage services((-)); and

1413 N. All massage establishments shall continuously comply with all applicable
1414 building, fire or health ordinances and regulations.

1415 SECTION 58. Ordinance 7919, Section 12, and K.C.C. 6.40.110 are each
1416 hereby amended to read as follows:

1417 A. The following standards of conduct(~~((/))~~) and operation must be adhered to
1418 by the owner, proprietor, manager or person in charge of any massage business or public
1419 bathhouse((-));

1420 1. Any person who is employed to give a massage in such establishment must
1421 be at least eighteen years of age and be validly licensed as a massage practitioner;

1422 2. At all times during the hours held open for business(~~((, and/))~~) or during the

1423 presence of patrons, or both, at least one validly licensed massage practitioner must be on
1424 the premises. Public bathhouses must have a manager or supervisor on the premises at all
1425 times during the hours held open for business and/or during the presence of patrons; and

1426 3. Any person who is employed by such establishment must present
1427 documentation that ~~((he or she))~~ the employee has attained the age of eighteen years when
1428 an inspection pursuant to this chapter is conducted. Any of the following shall be accepted
1429 as documentation of age:

1430 a. a motor vehicle operator's license issued by any ~~((S))~~state bearing the
1431 applicant's photograph and date of birth;

1432 b. an identification card issued by the ~~((S))~~state of Washington ~~((which~~
1433 ~~bears))~~ bearing the applicant's photograph and date of birth; or~~((;))~~

1434 c. a passport.

1435 ~~((Any violation of this section shall be grounds for revocation or suspension of the~~
1436 ~~license.))~~

1437 B. It shall be unlawful for any employee or agent or any massage business or
1438 public bathhouse to:

1439 1. ~~((i))~~Intentionally touch or manipulate the genitals of a massage patron;

1440 2. ~~((m))~~Masturbate or fondle the genital area of a massage patron;

1441 3. ~~((a))~~Administer a massage to a massage patron unless such massage
1442 practitioner's sexual and genital body parts are completely covered by opaque clothing; or

1443 4. ~~((a))~~Administer a massage to massage patrons in the same room or
1444 enclosure at the same time.

1445 C. Any violation of this section shall be grounds for revocation or suspension

1446 of the license.

1447 SECTION 59. Ordinance 7919, Section 13, and K.C.C. 6.40.120 are each
1448 hereby amended to read as follows:

1449 A. ~~((Massage business or public bathhouse license.))~~ 1. The director shall
1450 revoke or suspend a massage business/public bathhouse license if ~~((he))~~ the director
1451 determines that the licensee has:

1452 a. ~~((F))~~ failed to comply with the applicable safety and sanitation
1453 requirements ~~((set out))~~ in ~~((Section))~~ K.C.C. 6.40.100 ~~((of this chapter)); ((or,))~~

1454 b. ~~((F))~~ failed to comply with the applicable standards of conduct ~~((set out))~~
1455 in ~~((Section))~~ K.C.C. 6.40.110 ~~((of this chapter)); ((or,))~~

1456 c. ~~((F))~~ failed to comply with the applicable building, fire and zoning code
1457 provisions; or~~((;))~~

1458 d. ~~((E))~~ employed persons who, within ~~((a period of))~~ one year, have been
1459 convicted of prostitution or consumer fraud stemming from activities conducted on the
1460 licensed premises, or who have been arrested for such offenses and ~~((which))~~ that lead to
1461 such convictions, ~~((provided that))~~ but only if there are two or more such convictions
1462 within one year, or two or more arrests leading to such convictions within one year.

1463 2. The director may revoke or suspend a massage business/public bathhouse
1464 license if ~~((he))~~ the director determines that the licensee has:

1465 a. ~~((F))~~ failed to comply with any of the operating requirements ~~((set out))~~ in
1466 ~~((Section))~~ K.C.C. 6.40.080 of this chapter; ~~((or,))~~

1467 b. ~~((H))~~ had any convictions or bail forfeitures which have a direct
1468 connection with the licensed activity, including, but not limited to, consumer fraud, theft,

1469 controlled substances, prostitution, permitting or promoting prostitution, sexual
1470 offenses~~((;))~~ or obscenity; or~~((;))~~

1471 c. ~~((F))~~ failed to comply with or done anything which constitutes a basis for
1472 denying a license.

1473 3. If the director determines during an inspection that the condition of any
1474 massage business needs correction, a written notice of violation shall be issued to the
1475 supervisor, manager, owner or person in charge specifying such violations. Those same
1476 violations shall be remedied immediately or by a later date determined by the director.
1477 Failure to comply with any written notice of violation by the director to make corrections
1478 may result in suspension or revocation of the massage business.

1479 B. ~~((Massage practitioner license.))~~ 1. The director shall suspend or revoke
1480 any massage practitioner's license if ~~((he))~~ the director determines that the licensee has~~((; a-~~
1481 ~~F))~~ failed to comply with the applicable standards of conduct ~~((set out))~~ in ~~((Section))~~
1482 K.C.C. 6.40.110 ~~((of this chapter;))~~.

1483 2. The director may suspend or revoke any massage practitioner's license if
1484 ~~((he))~~ the director determines that the licensee has:

1485 a. ~~((F))~~ failed to comply with any of the operating requirements ~~((set out))~~ in
1486 ~~((Section))~~ K.C.C. 6.40.080 ~~((of this chapter;))~~; ~~((or;))~~

1487 b. ~~((H))~~ had any convictions or bail forfeitures which have a direct
1488 connection with the licensed activity including, but not limited to, theft, controlled
1489 substances, prostitution, consumer fraud, obscenity~~((;))~~ or sexual offenses; or

1490 c. ~~((F))~~ failed to comply with or done anything which constitutes a basis for
1491 denying a license.

1492 C. ~~((Effect of license revocation.))~~ If any applicant under this chapter has ~~((his~~
1493 ~~or her))~~ the applicant's license revoked, a license shall not be granted under this chapter for
1494 a period of at least one year from the date of such revocation.

1495 D. The director may suspend a license for no more than six months.

1496 SECTION 60. Ordinance 187, Section 5, and K.C.C. 6.52.050 are each
1497 hereby amended to read as follows:

1498 A. ~~((Location.))~~ No permit for an outdoor musical assembly shall be granted
1499 unless the assembly is to be held in those areas of unincorporated King County ~~((which))~~
1500 that have been zoned for parks and recreation~~((, provided.))~~. ~~((h))~~However, ~~((that))~~ a
1501 permit may be granted for other areas if a zoning variance has been granted in advance by
1502 the executive department for ~~((such))~~ the location.

1503 B. ~~((Sanitary Facilities.))~~ No permit shall be granted unless the applicants
1504 obtain the written approval of ~~((the))~~ public health - Seattle((-) & King County ~~((health~~
1505 ~~department))~~ indicating that the applicants for the permit have complied with the health
1506 requirements of the department for like or similar facilities. The approval shall indicate
1507 the type and adequacy of water supply to be provided, the type and adequacy of toilet,
1508 waste collection and washing facilities to be provided, and if there is to be food served on
1509 the premises the type and adequacy of food preparation and food service facilities to be
1510 provided.

1511 C. ~~((Fire Prevention Standards.))~~ No permit shall be granted hereunder
1512 unless the applicant has shown that the King County fire marshal has approved fire
1513 protection devices and equipment available at such assembly. Fire prevention standards
1514 shall be as set out in K.C.C. chapter 17.04.

1515 D. (~~Cash Bond and Indemnification~~) No permit shall be issued hereunder
1516 unless the applicant has on deposit with the (~~King County comptroller~~) director of
1517 finance and business operations a cash bond in the amount as set out below to save and
1518 protect the streets, pavements, bridges, road signs and other property in the county from
1519 any and all damage that may be caused by vehicles, employees, or participants in such
1520 outdoor musical assembly and to be used, if necessary, to restore the ground where such
1521 assembly is held to a sanitary condition and pay all charges and losses of the county for
1522 damages to the streets, pavements, bridges and other property. Further, any extraordinary
1523 law enforcement costs incurred by the county which are the result of the activity shall be
1524 met by the cash bond. The amount of such a bond shall be determined as follows:

1525 For gatherings of 0 to 10,000 persons, a \$5,000 cash bond;

1526 For gatherings of 10,000 to 20,000 persons, a cash bond of \$7,500;

1527 For gatherings of 20,000 to 30,000 persons, a cash bond of \$10,000;

1528 And a cash bond shall be raised in increments of \$2,500 for each additional
1529 10,000 persons expected.

1530 The deposit or its balance to be returned when the director certifies to the
1531 King County comptroller that no damage has been done or that the cost of making the
1532 above mentioned repairs was less than the cash bond amount and that the balance thereof
1533 should be returned. Further, the sponsors shall be required to furnish evidence of a
1534 liability insurance policy providing for a minimum of one hundred thousand dollars
1535 bodily injury coverage per person; three hundred thousand dollars bodily injury coverage
1536 per occurrence and one hundred thousand dollars property damage covering, naming
1537 King County as an additional insured.

1538 E. (~~Public Safety~~) No permit shall be granted hereunder unless the
1539 applicant obtained the written approval of the (~~King County Department of Public~~
1540 ~~Safety~~) sheriff's office indicating that the following conditions have been complied with
1541 by the applicant:

1542 1. That adequate traffic control and crowd protection policing have been
1543 contracted for or otherwise provided by the applicant;

1544 2. That traffic control and crowd control personnel shall be licensed
1545 (~~merchant patrolmen~~) private patrol persons or named persons meeting the department's
1546 requirements for becoming (~~merchant patrolmen~~) private patrol persons;

1547 3. That there shall be provided one traffic control person for each four
1548 hundred persons expected or reasonably to be expected to be in attendance at any time
1549 during the event; and

1550 4. Further that there shall be provided one crowd control person for each
1551 four hundred persons expected or reasonably expected to be in attendance at any time
1552 during the event; provided that if at any time during the event the size of the crowd
1553 exceeds by twenty percent the number of persons represented by the sponsors to be
1554 expected to be in attendance the (~~King County Department of Public Safety~~) sheriff's
1555 office shall have the discretion to require the sponsor to limit further admissions.

1556 Any person with more than a ten percent proprietary interest in the event shall
1557 be required to be in attendance at the activity and shall be responsible for insuring that no
1558 person shall be allowed to remain on the premises if the person is violating state or
1559 county laws. Any such person having a duty to remove law violators who willfully fails
1560 to do so shall be deemed to be an aider or abettor of such violation.

1561 F. ~~((Parking Facilities.))~~ Application for a permit hereunder shall be
1562 accompanied by a scale drawing showing adequate parking facilities have been made
1563 available within or adjacent to the location for which the permit is requested. Such
1564 parking facilities shall provide parking space for one vehicle for every four persons
1565 expected or reasonably to be expected. Adequate ingress and egress shall be provided to
1566 or from such parking area to facilitate the movement of any vehicle at any time to or from
1567 the parking area. ~~((Provided, that i))~~If any nonadjacent parking facilities ~~((be))~~ are
1568 approved, shuttle buses shall be used to transport the public to the event on a no-charge
1569 basis.

1570 SECTION 61. Resolution 36053, Section 2, and K.C.C. 6.56.020 are each
1571 hereby amended to read as follows:

1572 A. The term "pawnbroker" as used in this chapter, means and includes every
1573 person who takes or receives by way of pledge, pawn, or exchange goods, wares, or
1574 merchandise or any kind of personal property whatever, for the repayment of security of
1575 any money loaned thereon, or to loan money on deposit of personal property, or who
1576 makes a public display of any sign indicating that ~~((he))~~ the pawnbroker has money to loan
1577 on personal property on deposit or pledge.

1578 B. The term "pawnshop" means and includes every place at which the business
1579 of pawnbroker is being carried on.

1580 SECTION 62. Resolution 36053, Section 5, and K.C.C. 6.56.050 are each
1581 hereby amended to read as follows:

1582 No renewal license shall be issued to any pawnbroker until the applicant ~~((shall~~
1583 ~~show that he has made a))~~ returns to King County assessor of the property in ~~((his))~~ the

1584 applicant's possession or ownership and the value thereof for tax assessment purposes and
1585 has paid the tax due.

1586 SECTION 63. Resolution 36053, Section 7, and K.C.C. 6.56.080 are each
1587 hereby amended to read as follows:

1588 Every pawnbroker shall maintain at ~~((his))~~ the pawnbroker's place of business a
1589 book in which ~~((he))~~ the pawnbroker shall at the time of such loan, purchase or sale, enter,
1590 in the English language, written in ink, the following information:

1591 A. The date of the transaction;

1592 B. The name of the person conducting the transaction and making the entries
1593 required herein;

1594 C. The printed name, signature, age, street and house number, the general
1595 description of the dress, complexion, color of hair and facial appearance of the person with
1596 whom the transaction is had, including the identification which the customer shall present
1597 to verify ~~((his))~~ the customer's identity, and the account or other number of such
1598 identification;

1599 D. The name and street and house number of the owner of the property bought
1600 or received in pledge;

1601 E. The street and house number of the place from which the property bought
1602 or received in pledge was last removed;

1603 F. A description of the property bought or received in pledge, which shall
1604 include the name of the maker of such property or manufacturer thereof and the serial
1605 number, if the article has such marks on it, or any other inscriptive or identifying marks;
1606 provided, that when the article received is furniture or the contents of any house or room,

1607 actually inspected on the premises where the sale is made, a general description of the
1608 property shall be sufficient;

1609 G. The price paid or the amount loaned; and

1610 H. The number of any pawn tickets issued therefor.

1611 SECTION 64. Resolution 36053, Section 8, and K.C.C. 6.56.090 are each
1612 hereby amended to read as follows:

1613 It is unlawful for any pawnbroker or any clerk, agent, or employee of such
1614 pawnbroker to fail, neglect((;)) or refuse to make any material entry in this record, as
1615 required by this chapter, or to make any false entry therein, or to obliterate, destroy((;)) or
1616 remove from ((his)) the pawnbroker's place of business such record within five years from
1617 date of transaction.

1618 SECTION 65. Resolution 36053, Section 9, as amended, and K.C.C.
1619 6.56.100 are each hereby amended to read as follows:

1620 A. ((Transcript Required.)) It is the duty of every pawnbroker to deliver to the
1621 ((King County Department of Public Safety)) sheriff's office at the close of every business
1622 week a full, true and correct transcript of the record of all transactions occurring during the
1623 preceding week.

1624 B. ((Duty to Report.)) It is also the duty of any pawnbroker having good cause
1625 to believe any property in ((his)) the pawnbroker's possession has been previously lost or
1626 stolen, to report such fact to the ((Department of Public Safety)) sheriff immediately,
1627 together with the name of the owner, if known, and the date and name of the person from
1628 whom the same was received by such pawnbroker.

1629 SECTION 66. Resolution 36053, Section 11, and K.C.C. 6.56.120 are each

1630 hereby amended to read as follows:

1631 Anyone who pledges, sells, or consigns any property to or with a pawnbroker
1632 shall sign the records required to be kept by such pawnbroker with ~~((his))~~ the seller or
1633 consignee's true name and shall include ~~((his))~~ the seller or consignee's correct residence
1634 address.

1635 SECTION 67. Resolution 36053, Section 13, and K.C.C. 6.56.140 are each
1636 hereby amended to read as follows:

1637 The fact of loaning money upon or purchasing goods from any of the classes
1638 enumerated in ~~((Section))~~ K.C.C. 6.56.130 shall be prima facie evidence of an intent on the
1639 part of such pawnbroker, ~~((his))~~ the pawnbroker's agent or employee, to violate this
1640 chapter.

1641 SECTION 68. Resolution 36053, Section 14, and K.C.C. 6.56.150 are each
1642 hereby amended to read as follows:

1643 No pawnbroker shall sell any property held by ~~((him))~~ the pawnbroker as
1644 security for a loan until ninety days after the period for redemption shall have expired.

1645 SECTION 69. Resolution 36053, Section 15, as amended, and K.C.C.
1646 6.56.160 are each hereby amended to read as follows:

1647 A. It is unlawful for any pawnbroker, ~~((his))~~ the pawnbroker's clerk or
1648 employee to receive in pledge, or purchase, any article or thing known to ~~((him))~~ the
1649 pawnbroker or the pawnbroker's clerk or employee to be stolen, any article or thing from
1650 any person who is under eighteen years of age; intoxicated; addicted to the use of drugs; or
1651 from any person who is known to be a thief, or a receiver of stolen property, or from any
1652 person who ~~((he))~~ the pawnbroker or the pawnbroker's clerk or employee has reason to

1653 suspect or believe to be such.

1654 B. It is unlawful for any pawnbroker, ~~((his))~~ the pawnbroker's clerk or
1655 employee, to refuse to return property which has been identified as stolen or pawned
1656 without authorization, to any person the pawnbroker, ~~((his))~~ the pawnbroker's clerk or
1657 employee knows to be the rightful owner, or to charge a fee for the return of such property
1658 to the rightful owner.

1659 1. "Identified as stolen~~((/))~~ or pawned without authorization" shall mean any
1660 property which has been reported by the rightful owner to legitimate authority as missing
1661 or stolen.

1662 2. "The rightful owner,"~~((s))~~ unless otherwise proven, shall be considered to
1663 be the person having possession of the property prior to the theft or removal without
1664 authorization.

1665 SECTION 70. Resolution 36053, Section 16, and K.C.C. 6.56.170 are each
1666 hereby amended to read as follows:

1667 It is unlawful for any pawnbroker to conduct or carry on the business of the
1668 pawnbroker, in whole or in part, directly or indirectly, or to open or keep open, ~~((his))~~ the
1669 pawnshop for the transaction of any business whatsoever therein, between the hours of
1670 eight p.m. and seven a.m., except that from December 1~~((st))~~ to December 24~~((th))~~ of each
1671 year, when pawnbrokers may remain open until ten p.m.

1672 SECTION 71. Resolution 36054, Section 5, and K.C.C. 6.60.060 are each
1673 hereby amended to read as follows:

1674 No renewal license shall be issued to any secondhand dealer until the applicant
1675 ~~((shows that he has made a))~~ returns to the King County assessor of the property in ~~((his))~~

1676 the applicant's possession or ownership and the value thereof for tax assessment purposes
1677 and has paid the tax due.

1678 SECTION 72. Resolution 36054, Section 6, as amended, and K.C.C.
1679 6.60.070 are each hereby amended to read as follows:

1680 Any person having more than one place of business where secondhand goods
1681 are bought, sold, traded, bartered, or exchanged, shall be required to procure a separate
1682 license for each and every such place of business. A secondhand dealer's license shall not
1683 be transferable from one person to another, but the licensee may have (~~his~~) the license
1684 transferred to a new location by the director, and the change of address shall be noted on
1685 the license, together with the date of which the change was made.

1686 SECTION 73. Resolution 36054, Section 7, and K.C.C. 6.60.080 are each
1687 hereby amended to read as follows:

1688 Every secondhand dealer shall maintain at (~~his~~) the secondhand dealer's place
1689 of business a book in which (~~he~~) the secondhand dealer shall at the time of purchase of
1690 any secondhand goods enter, in the English language, written in ink, the following
1691 information:

1692 A. The date of the transaction;

1693 B. The name of the person conducting the transaction and making the entries
1694 required herein;

1695 C. The printed name, signature, age(~~s~~) and address of the person with whom
1696 the transaction is had;

1697 D. The address of the place from which the property was last removed;

1698 E. An accurate description of the property bought, which shall include the

1699 name of the maker of such property or manufacturer thereof and the serial number, if the
1700 article has such marks on it, or any other inscriptive or identifying marks(~~(; provided)~~),
1701 except that when the article received is furniture or the contents of any house or room,
1702 actually inspected on the premises where the sale is made, the general description of the
1703 property shall be sufficient; and

1704 F. An itemized statement of the price or amount paid for the property
1705 purchased.

1706 SECTION 74. Resolution 36054, Section 8, and K.C.C. 6.60.090 are each
1707 hereby amended to read as follows:

1708 It is unlawful for any secondhand dealer, or any clerk, agent, or employee of
1709 such secondhand dealer to fail, neglect, or refuse to make any material entry in this record,
1710 as required by this chapter, or to make any false entry therein, or to obliterate, destroy, or
1711 remove from ~~((his))~~ the secondhand dealer's place of business such record within five years
1712 from the date of the transaction.

1713 SECTION 75. Resolution 36054, Section 9, as amended, and K.C.C.
1714 6.60.100 are each hereby amended to read as follows:

1715 A. ~~((Transcript Required.))~~ It is the duty of every secondhand dealer to deliver
1716 to the ~~((King County Department of Public Safety))~~ sheriff's office at the close of every
1717 business week a full, true~~((;))~~ and correct transcript of the record of all transactions
1718 occurring during the preceding week. Secondhand goods taken on consignment or trade-in
1719 will be recorded in the same manner as goods purchased outright.

1720 B. ~~((Duty to Report.))~~ It is also the duty of any secondhand dealer having
1721 good cause to believe any property in ~~((his))~~ the secondhand dealer's possession has been

1722 previously lost or stolen, to report such act to the ~~((Department of Public Safety))~~ sheriff
1723 immediately, together with the name of the owner, if known, and the date and name of the
1724 person from whom the same was received by such secondhand dealer.

1725 SECTION 76. Resolution 36054, Section 11, and K.C.C. 6.60.120 are each
1726 hereby amended to read as follows:

1727 Anyone who sells or otherwise leaves any property with a secondhand dealer
1728 shall sign the records required to be kept by such dealer with ~~((his))~~ the seller's or leaver's
1729 true name and shall include ~~((his))~~ the seller's or leaver's correct residence address.

1730 SECTION 77. Resolution 36054, Section 12, as amended, and K.C.C.
1731 6.60.130 are each hereby amended to read as follows:

1732 No dealer in secondhand goods shall sell or dispose of any article received or
1733 purchased by ~~((him))~~ the secondhand dealer or permit the same to be removed from ~~((his))~~
1734 the secondhand dealer's place of business within ten days after the receipt of ~~((such))~~ the
1735 goods has been reported to the ~~((director of the Department of Public Safety))~~ sheriff as
1736 provided herein, except when the goods have been inspected by regular members of the
1737 ~~((Department of Public Safety))~~ appropriate sheriff personnel, and they have authorized the
1738 secondhand dealer to dispose of such goods within a lesser period of time~~((; provided))~~,
1739 except that consigned property sold at auction need only be held for three days prior to sale.

1740 SECTION 78. Resolution 36054, Section 13, as amended, and K.C.C.
1741 6.60.140 are each hereby amended to read as follows:

1742 A. It is unlawful for any secondhand dealer, ~~((his))~~ the secondhand dealer's
1743 clerk or employee, to purchase or receive any article or thing known by ~~((him))~~ the
1744 secondhand dealer or the secondhand dealer's clerk or employee to be stolen, any article or

1745 thing from a person who is under eighteen years of age, intoxicated, addicted to the use of
1746 drugs, or from any person who is known to be a thief, or a receiver of stolen property, or
1747 from any person who ~~((he))~~ the secondhand dealer or the secondhand dealer's clerk or
1748 employee has reason to suspect or believe to be such.

1749 B. It is unlawful for any secondhand dealer, ~~((his))~~ the secondhand dealer's
1750 clerk or employee to refuse to return property which has been identified as stolen or sold
1751 without authorization, to any person the secondhand dealer, ~~((his))~~ the secondhand dealer's
1752 clerk or employee, knows to be the rightful owner, or to charge a fee for the return of such
1753 property to the rightful owner.

1754 1. "Identified as stolen or sold without authorization" shall mean any property
1755 which has been reported by the rightful owner to legitimate authority as missing or stolen.

1756 2. "The rightful owner,"~~((s))~~ unless otherwise proven, shall be considered to
1757 be the person having possession of the property prior to the theft or removal without
1758 authorization.

1759 SECTION 79. Ordinance 10498, Sections 80-85, as amended, and K.C.C.
1760 6.64.690 are each hereby amended to read as follows:

1761 A. A driver shall load or unload passengers at Sea-Tac airport only as
1762 permitted by the Sea-Tac International Airport Schedule of Rules and Regulations.

1763 B. A driver, when available, shall not drive, be in control of or operate a
1764 vehicle to pick up passengers at Sea-Tac airport without having on display a Port of Seattle
1765 authorized permit.

1766 C. A driver shall not solicit on Sea-Tac property.

1767 D. A driver of a taxicab or for-hire vehicle may solicit passengers only from

1768 the driver's seat or standing immediately adjacent to the vehicle, and only when the vehicle
1769 is safely and legally parked.

1770 E. A driver of a taxicab or for-hire vehicle shall not use any other person to
1771 solicit passengers.

1772 F. A driver shall not hold ~~((himself))~~ out for designated destinations.

1773 SECTION 80. Ordinance 8659, Section 2, as amended, and K.C.C. 6.72.020
1774 are each hereby amended to read as follows:

1775 The definitions in this section apply throughout this chapter unless the context
1776 clearly requires otherwise.

1777 A. "Minor" means any individual who is less than ~~((18))~~ eighteen years old.

1778 B. "Retailer" means any person, firm, association, company, partnership or
1779 corporation who operates a store, stand, booth, concession or other place at which sales are
1780 made to purchasers for consumption or use.

1781 C. "Sales conducted in person" means payment for the purchase of the tobacco
1782 item is received directly and in person from the purchaser by the seller or ~~((his))~~ the seller's
1783 employee. Tobacco vending machines ~~((which))~~ that are located in plain view of the seller
1784 or ~~((his))~~ the seller's employee and controlled by an electronic device activated by the seller
1785 or ~~((his or her))~~ the seller's employee, upon the buyer's presentation of acceptable
1786 identification as required in K.C.C. 6.72.040, shall be deemed "sales conducted in person."

1787 D. "Tobacco vending machine" means and includes any machine or device
1788 designated for or used for the vending of cigarettes, cigars, tobacco or tobacco products
1789 upon the insertion of coins, trade checks or slugs.

1790 SECTION 81. Ordinance 8659, Section 3, and K.C.C. 6.72.030 are each

1791 hereby amended to read as follows:

1792 (~~(After February 1, 1989, t)~~)Tobacco vending machines or any other
1793 mechanism or method of retail sales of cigarettes or other tobacco products (~~(which)~~) that
1794 do not require a sale to be conducted in person by the seller or agent of the seller are
1795 prohibited in unincorporated King County(~~(; provided that)~~). However, this section shall
1796 not prohibit the installation and use of a tobacco vending machine by a proprietor, (~~(his)~~)
1797 the proprietor's agents or employees eighteen years or greater in:

1798 A. Any premises or portion thereof to which access by minors is expressly
1799 prohibited by law, if, and only if, the tobacco vending machine is located fully within such
1800 premises from which minors are prohibited and not less than ten (~~((10))~~) feet from all
1801 entrance and/or exit ways; or

1802 B. Commercial buildings or industrial plants or portions thereof where the
1803 public is expressly prohibited and where such machines are strictly for the use of
1804 employees therein; provided that, the area must be signed as not open to the public and no
1805 minor employees are usually admitted.

1806 SECTION 82. Ordinance 8659, Section 8, and K.C.C. 6.72.070 are each
1807 hereby amended to read as follows:

1808 A. Application for a tobacco retailers license shall be submitted in the name of
1809 the entity or person proposing to conduct retail tobacco sales on the business premise and
1810 shall be signed and notarized by such person or (~~(his)~~) the applicant's agent. All
1811 applications shall be submitted on a form supplied by the director and contain the following
1812 information:

1813 1. The name, home address, home telephone number, date and place of birth,

1814 and social security number of the applicant if the applicant is an individual;

1815 2. The names, addresses, telephone numbers, and social security numbers of
1816 any partners or corporate officers;

1817 3. The business name, address, and telephone number of each establishment
1818 where tobacco is retailed.

1819 B. Upon receipt of an application for a tobacco retail license the director shall
1820 issue a license which must be prominently displayed at the location where tobacco retail
1821 sales are conducted.

1822 SECTION 83. Ordinance 1603, Section 1, as amended, and K.C.C. 6.76.010
1823 are each hereby amended to read as follows:

1824 For the purposes of this chapter, ((F))the following words and terms, unless a
1825 different meaning clearly appears from the context, shall mean as follows:

1826 A. "Charitable" means and includes the words patriotic, philanthropic, social
1827 service, welfare, benevolent, educational, civic or ((~~fraternal~~)) social, either actual or
1828 purported; provided, such term shall not include "religious" and "religion," which terms
1829 shall be given their commonly accepted definitions;

1830 B. "Contributions" means and includes alms, food, clothing, money, credit,
1831 subscription, property, financial assistance or other thing of value and including any
1832 donations under the guise of a loan of money or property;

1833 C. "Direct gift" means and includes an outright contribution of food, clothing,
1834 money, credit, property, financial assistance or other thing of value to be used for a
1835 charitable or religious purpose and for which the donor receives no consideration or thing
1836 of value in return;

1837 D. "Person" means any individual, firm, partnership, corporation, company,
1838 association or joint stock association, church, religious sect, religious denomination,
1839 society, organization or league, and includes any trustee, receiver, assignee, agent or other
1840 similar representative thereof;

1841 E. "Promoter" means any person who promotes, manages, supervises,
1842 organizes or attempts to promote, manage, supervise or organize a campaign of solicitation,
1843 but shall not include either a bona fide full-time salaried officer or employee of a charitable
1844 organization whose salary or other compensation is not computed on funds raised or to be
1845 raised, or a temporary employee who is employed to contact volunteer workers by
1846 telephone but who may not ((himself)) solicit contributors directly;

1847 F. "Sale and benefit affair" means and includes, but is not limited to, athletic or
1848 sports event, bazaar, benefit, campaign, circus, dance, drive, entertainment, exhibition,
1849 exposition, party, performance, picnic, sale, social gathering, theater or variety show, which
1850 the public is requested to patronize or attend or to which the public is requested to make a
1851 contribution for any charitable or religious purpose connected therewith;

1852 G. "Solicit" and "solicitation" mean the request within the county directly or
1853 indirectly of money, credit, property, financial assistance or other thing of value on the plea
1854 or representation that such money, credit, property, financial assistance or other thing of
1855 value will be used for a charitable or religious purpose, and include:

- 1856 1. Any oral or written request,
- 1857 2. The distribution, circulation, mailing, posting or publishing of any
1858 handbill, written advertisement of publication,
- 1859 3. The making of any announcement to the press, by radio or television, by

1860 telephone or telegraph concerning an appeal, assemblage, athletic or sports event, bazaar,
1861 benefit, campaign, circus, contest, dance, drive, entertainment, exhibition, exposition,
1862 party, performance, picnic, sale, social gathering, theater or variety show, which the public
1863 is requested to patronize or to which the public is requested to make a contribution for any
1864 charitable or religious purpose connected therewith,

1865 4. The sale of, offer or attempt to sell any advertisement, advertising space,
1866 book, card, chance, coupon, device, magazine, membership, subscription, ticket, admission,
1867 article or other thing in connection with which any appeal is made for any charitable or
1868 religious purpose, or where the name of any charitable or religious organization,
1869 association or person is used or referred to in any such appeal or where in connection with
1870 any such sale, any statement is made that the whole or any part of the proceeds from any
1871 such sale will go or be donated to any charitable or religious purpose.

1872 A "solicitation" shall be deemed completed when made, whether or not the
1873 person making the same received any contribution or makes any sale referred to in this
1874 section.

1875 SECTION 84. Ordinance 1603, Section 2, and K.C.C. 6.76.020 are each
1876 hereby amended to read as follows:

1877 No person shall solicit contributions for ~~((himself))~~ the person's own self in or
1878 upon any public street or public place in the King ~~((e))~~County ~~((of King))~~.

1879 SECTION 85. Ordinance 1603, Section 4, and K.C.C. 6.76.040 are each
1880 hereby amended to read as follows:

1881 An application for a charitable solicitation permit shall be made to the director
1882 upon forms provided by ~~((him))~~ the director. Such an application shall be executed under

1883 oath by the applicant, and if a promoter is involved in the solicitation, ~~((he))~~ the promoter
1884 shall likewise execute under oath ~~((such))~~ the application. The application shall be
1885 submitted to the director at least thirty days prior to the time at which the permit applied for
1886 shall become effective~~((; provided, however, that))~~, but the director may for good cause
1887 shown allow the application to be submitted less than thirty days prior to the effective date
1888 of the permit applied for. The application ~~((herein required))~~ shall contain the following
1889 information or, in lieu thereof, a detailed statement of the reason or reasons why ~~((such))~~
1890 the information cannot be furnished:

1891 A. The name and address or headquarters of the person applying for the
1892 permit;

1893 B. If applicant is not an individual, the names and addresses of the applicant's
1894 principal officers and managers, and a copy of the resolution, if any, authorizing ~~((such))~~
1895 the solicitation, certified to as a true and correct copy of the original by the officer having
1896 charge of applicant's records;

1897 C. If some organization other than the applicant is to be the beneficiary of the
1898 funds solicited hereunder and if that beneficiary organization's name will be used in the
1899 campaign of solicitation, there must be filed with the director a statement signed by the
1900 board of directors or other governing body of that beneficiary organization, authorizing the
1901 use of that organization's name in the solicitation campaign;

1902 D. The purpose for which ~~((such))~~ the solicitation is to be made, the total
1903 amount of funds proposed to be raised thereby, and the use or disposition to be made of any
1904 receipts therefrom;

1905 E. The name and address of the person or persons by whom the receipts of

1906 ((such)) the solicitation shall be disbursed;

1907 F. The names, addresses and dates of birth of the person or persons who will
1908 be in direct charge of conducting the solicitation and the names and dates of birth of all
1909 promoters connected or to be connected with the proposed solicitation;

1910 G. An outline of the method or methods to be used in conducting the
1911 solicitation and location of any telephone solicitation headquarters;

1912 H. The time when ((such)) the solicitations shall be made, giving the dates for
1913 the beginning and ending of ((such)) the solicitations;

1914 I. The amount of any wages, fees, commissions, salaries, expenses or
1915 emoluments to be expended or paid to any person in connection with ((such)) the
1916 solicitations, and the names and addresses of all ((such)) the persons;

1917 J. A financial statement for the last preceding fiscal year of any funds collected
1918 for charitable purposes by the applicant, ((said)) that statement giving the amount of money
1919 so raised, together with the cost of solicitation, and final distribution of the balance. This
1920 financial statement shall be submitted on a uniform reporting form provided by the
1921 director;

1922 K. A detailed statement of the charitable work being done by the applicant
1923 within the King ((e))County ((of King));

1924 L. An itemization of the estimated cost of the solicitation;

1925 M. A statement that the cost of the solicitation will not exceed twenty percent
1926 of the total gross amount to be raised by direct gifts, fifty-five percent of the total gross
1927 amount to be raised by sale and benefit affairs; and that in either case all wages, fees,
1928 commissions, salaries and emoluments paid or to be paid to all ((salesmen)) salespeople,

1929 solicitors, collectors, conductors and managers will not exceed twenty percent of the total
1930 gross amount collected;

1931 N. A statement to the effect that if a permit is granted, it will not be used or
1932 represented in any way as an endorsement by the King ~~((e))~~ County ~~((of King))~~ or by any
1933 department or officer thereof of solicitations made thereunder;

1934 O. A statement that applicant, and if applicant is not an individual, its principal
1935 officers, and any promoter, has read and understands ~~((the provisions of))~~ this chapter; and

1936 P. Such other information as may be reasonably required by the director in
1937 order for ~~((him))~~ the director to determine the character of the applicant ~~((and/or))~~,
1938 promoters and agents, and the kind and character of the proposed solicitation.

1939 If, while any application is pending, or during the term of any permit granted
1940 thereon, there is any change in fact, policy or method that would alter the information given
1941 in the application, the applicant shall notify the director in writing thereof within twenty-
1942 four hours after ~~((such))~~ the change.

1943 SECTION 86. Ordinance 1603, Section 5, and K.C.C. 6.76.050 are each
1944 hereby amended to read as follows:

1945 The director shall examine all applications filed under ~~((Section))~~ K.C.C.
1946 6.76.040 and shall make, or cause to be made, such further investigation of the application
1947 and the applicant as the director deems necessary. Upon request by the director, the
1948 applicant shall make available for inspection by the director ~~((, or any person designated as
1949 his representative for such purpose,))~~ all of the applicant's books, records and papers at any
1950 reasonable time before the permit is granted, during the time a permit is in effect, or after a
1951 permit has expired.

1952 SECTION 87. Ordinance 1603, Section 7, as amended, and K.C.C. 6.76.070

1953 are each hereby amended to read as follows:

1954 A. The director shall issue the permit provided for in ~~((Section))~~ K.C.C.
1955 6.76.030 whenever ~~((he))~~ the director finds the following facts to exist:

- 1956 1. That all of the statements made in application are true;
- 1957 2. That the applicant and the officers of the organization on whose behalf
1958 charitable solicitations are to be made and all persons supervising the solicitations and any
1959 promoters connected therewith shall not, to the knowledge of the applicant and/or
1960 promoter, have had a record of arrest and conviction with any federal or state law
1961 enforcement agency involving misstatement, misrepresentation, deception or fraud;
- 1962 3. That the control and supervision of the solicitation will be under
1963 responsible and reliable persons;
- 1964 4. That the applicant ~~((and))~~ and, if not an individual, the officers, agents or
1965 promoters ~~((has))~~, have not engaged in any fraudulent transactions or enterprises;
- 1966 5. That the proposed solicitation will be conducted to finance the charitable
1967 cause described in the application, and not for purposes of private gain;
- 1968 6. That the cost of raising the funds will not exceed twenty percent of the
1969 total gross amount to be raised by direct gifts, or fifty-five percent of the total gross amount
1970 to be raised by sale and benefit affairs; and that in either case all wages, fees, commissions,
1971 salaries or emoluments paid or to be paid to all ~~((salesmen))~~ salespeople, solicitors,
1972 collectors, conductors and managers will not exceed twenty percent of the total gross
1973 amount collected;
- 1974 7. That the method or methods for solicitation outlined in the application do

1975 not include any of the following methods of solicitation:

1976 a. ~~((C))~~ charitable solicitations by children under fourteen years of age where
1977 the children will be paid for such solicitation or retain a portion of the solicited funds. This
1978 prohibition shall not apply where both of the following exist:

1979 (1) ~~((F))~~ the children are members of the organization for whose benefit the
1980 solicitation is made; and

1981 (2) ~~((A))~~ all funds so solicited, less permissible costs, shall be expended
1982 locally and solely for the direct benefit of children in such organization~~((s))~~;

1983 b. ~~((D))~~ delivery by mail or otherwise of any unordered merchandise~~((s))~~;

1984 c. ~~((S))~~ solicitation by means of coin or currency boxes or receptacles except:

1985 (1) ~~((W))~~ when each such a box or receptacle shall be the responsibility of a
1986 bona fide member, agent or solicitor of the soliciting organization; and

1987 (2) ~~((W))~~ when such responsible person shall be required to pick up each
1988 such a box or receptacle at the end of the solicitation period; and

1989 (3) ~~((W))~~ when the use of such boxes and receptacles in the solicitation is
1990 expressly authorized by the director; and

1991 8. That the person or organization has tax-exempt status from the
1992 government of the United States.

1993 B. The director may request the ~~((director of the Department of Public Safety~~
1994 ~~to))~~ sheriff investigate the truth of the statements in the application and all other matters
1995 ~~((which))~~ that tend to aid the director in determining whether to grant the permit. The
1996 ~~((director of the Department of Public Safety))~~ sheriff shall report to the director any
1997 reasons ~~((he))~~ the sheriff may have for objecting to the granting of a permit.

1998 C. The director is authorized to make and enforce rules and regulations, not
1999 inconsistent with ~~((the provisions of))~~ this chapter, and it is unlawful to violate or not to
2000 comply with any of the rules and regulations. All of such rules and regulations as are
2001 promulgated by the director from time to time shall be reduced to writing and shall be
2002 made available to applicants under this chapter.

2003 SECTION 88. Ordinance 1603, Section 10, and K.C.C. 6.76.100 are each
2004 hereby amended to read as follows:

2005 All persons to whom charitable solicitation permits have been issued shall
2006 furnish to each of their agents and solicitors credentials approved as to form by the director.
2007 Such credentials shall include the permit number, the name and telephone number of the
2008 permit holder, the purpose of the solicitation, the signature of the applicant, and the name,
2009 address and signature of the solicitor to whom such credentials are issued, and the period of
2010 time during which the solicitor is authorized to solicit on behalf of the permit holder. The
2011 director may authorize the use of the identification approved by the Director of the
2012 Department of ~~((Motor Vehicles))~~ Licensing for the state of Washington for any person or
2013 organization validly registered under the charitable solicitation law ~~((; provided the above))~~,
2014 but only if the credentials information listed in this section appears ~~((thereon))~~ on the
2015 identification. It is unlawful for any person to solicit under any such charitable solicitation
2016 permit without having in ~~((his))~~ the person's possession the credentials required by this
2017 section. The credentials must be shown, upon request, to all persons solicited or to any
2018 ~~((police officer of King County))~~ sheriff's deputy or ~~((agent of))~~ the director.

2019 SECTION 89. Ordinance 1603, Section 17, and K.C.C. 6.76.150 are each
2020 hereby amended to read as follows:

2021 Every person to whom a charitable solicitation permit has been issued under
2022 this chapter shall maintain a system of accounting whereby all contributions and all
2023 disbursements are entered upon the books or records of such person's treasurer or other
2024 financial officer. For each solicitation a separate folder containing all vouchers supporting
2025 the accounting and containing a record of all contributions and disbursements will be
2026 maintained and available for inspection by the director (~~((or his agent))~~) for a period of one
2027 year from the end of the period of solicitation.

2028 SECTION 90. Ordinance 1603, Section 19, and K.C.C. 6.76.170 are each
2029 hereby amended to read as follows:

2030 A. No person shall solicit contributions for any religious purpose within King
2031 County without a certificate of registration issued by the director(~~((; provided, however))~~),
2032 except that (~~((the provisions of))~~) this section shall not apply to solicitations by any religious
2033 organization conducted among the members thereof by other officers or members
2034 voluntarily and without remuneration for making such solicitations, or to solicitations for or
2035 collections of contributions at the regular assemblies, meetings or services of such
2036 organizations. Application for a certificate shall be made to the director upon forms
2037 provided by (~~((him))~~) the director. Such an application shall be sworn to or affirmed, and
2038 shall contain the following information, or in lieu thereof, a statement of the reason or
2039 reasons why such information cannot be furnished:

2040 1. The name and local address or headquarters of the person applying for the
2041 certificate;

2042 2. If applicant is not an individual, the names and addresses of the applicant's
2043 principal officers and managers and a copy of the resolution, if any, authorizing such

2044 solicitation, certified to as a true and correct copy of the original by the officer having
2045 charge of applicant's records;

2046 3. The purpose for which such solicitation is to be made, the total amount of
2047 funds proposed to be raised thereby((;)) and the use or disposition to be made of any
2048 receipts therefrom;

2049 4. The name and address of the person or persons by whom the receipts of
2050 ((such)) the solicitation shall be disbursed;

2051 5. The name and address of the person or persons who will be in direct
2052 charge of conducting the solicitation and the names of all promoters connected or to be
2053 connected with the proposed solicitation;

2054 6. An outline of the method to be used in conducting the solicitation;

2055 7. The time when such solicitation shall be made, giving the dates for the
2056 beginning and ending of such solicitations;

2057 8. The estimated cost of the solicitation;

2058 9. The amount of any wages, fees, commissions, expenses or emoluments to
2059 be expended or paid to any person in connection with such solicitations, and the names and
2060 addresses of all such persons;

2061 10. A financial statement for the last preceding fiscal year of any funds
2062 solicited by the applicant for religious purposes from the public pursuant to a certificate of
2063 registration hereunder, said statements giving the amount of money so raised, together with
2064 the cost of raising it, and final distribution thereof;

2065 11. A detailed statement of the religious work being done by the applicant
2066 within King County;

2067 12. A statement to the effect that the certificate will not be used or
2068 represented in any way as an endorsement by King County or by any department or officer
2069 thereof.

2070 B. If, while any application is pending or during the term of any certificate
2071 granted thereon, there is any change in fact, policy or method that would alter the
2072 information given in the application, the applicant shall notify the director in writing
2073 thereof within twenty-four hours after such a change.

2074 SECTION 91. Ordinance 1603, Section 20, and K.C.C. 6.76.180 are each
2075 hereby amended to read as follows:

2076 Upon receipt of such application, the director shall issue the applicant a
2077 certificate of registration. The certificate shall remain in force and effect for a period of six
2078 months after the issuance thereof, and shall be renewed upon the expiration of this period
2079 upon the filing of a new application as provided for in ~~((Section))~~ K.C.C. 6.76.190.

2080 Certificates of registration shall bear the name and address of the person by whom the
2081 solicitation is to be made, the number of the certificate, the date issued and a statement that

2082 the certificate does not constitute an endorsement by King County or by any of its
2083 departments or officers of the purpose or the person conducting the solicitation. All

2084 persons to whom certificates of registration have been issued shall furnish credentials to
2085 their agents and solicitors in the same manner and subject to the same conditions as set

2086 forth in ~~((Section))~~ K.C.C. 6.76.100 relating to credentials to solicit for charitable purposes.
2087 No person shall solicit under any such certificate of registration without such credentials in

2088 ~~((his))~~ the person's possession, and such person shall, upon demand, present these
2089 credentials to any person solicited or to the director ~~((or his agent))~~ or to any ~~((police~~

2090 ~~officer of King County)) sheriff's deputy.~~

2091 SECTION 92. Ordinance 1603, Section 21, and K.C.C. 6.76.190 are each
2092 hereby amended to read as follows:

2093 It is unlawful for any person to directly or indirectly solicit contributions for
2094 any purpose by misrepresentation of ~~((his))~~ the person's name, occupation, financial
2095 condition, social condition or residence, and no person shall make or perpetrate any other
2096 misstatement, misrepresentation, deception or fraud in connection with any solicitation of
2097 any contribution for any purpose in the King ~~((e))~~County ~~((of King))~~ or in any application
2098 or report filed in connection therewith.

2099 SECTION 93. Ordinance 11177, Section 4, and K.C.C. 6.84.020 are each
2100 hereby amended to read as follows:

2101 A. "Operator" means the operating license applicant, and any of its officers,
2102 directors, partners, or owners.

2103 B. "Range" means any individual or group of firing positions for a specific
2104 shooting type.

2105 C. "Range ~~((master))~~ safety officer" means a person or persons appointed by
2106 the operators of a shooting sports facility to oversee the safe discharge of shotguns, rifles,
2107 or handguns in accordance with the safety specifications of this chapter and any
2108 additional safety specifications which may be adopted by the operators of the shooting
2109 sports facility.

2110 D. "Shooting sports facility" means a facility designed and specifically
2111 delineated for safe shooting practice with firearms. Archery ranges are specifically
2112 excluded from this definition.

2113 E. "Shooting types" means rifle, handgun or shotgun shooting.

2114 SECTION 94. Ordinance 11177, Section 10, and K.C.C. 6.84.080 are each
2115 hereby amended to read as follows:

2116 All shooting sports facilities licensed pursuant to this chapter shall comply with
2117 the following safety standards and specifications:

2118 A. All structures, installations, operations, and activities shall be located at
2119 such a distance from property lines as will protect off-site properties from hazard, when the
2120 ranges are used in accordance with range safety rules and practices.

2121 B. Range site design features and safety procedures shall be installed and
2122 maintained to discourage errant rounds from escaping all shooting positions, when such
2123 positions are used in accordance with range safety rules and practices.

2124 C. A plan shall be submitted with the license application which shows the
2125 location of all buildings, parking areas and access points; safety features of the firing range;
2126 elevations of the range showing target area, backdrops or butts; and approximate location
2127 of buildings on adjoining properties.

2128 D. A safety plan shall be submitted which cites rules for each range, sign-in
2129 procedures, and restrictions on activities in the use of ranges, and every safety plan shall
2130 prohibit loaded firearms except as provided by the range safety specifications and operating
2131 procedures.

2132 E. All shooting sports facilities shall have a designated range (~~master~~)
2133 safety officer. A range (~~master~~) safety officer must be present whenever the shooting
2134 sports facility is open to the public and may oversee as many as three simultaneous public
2135 events within a shooting sports facility.

2136 F. Where urban residentially zoned property or residential streets are located
2137 adjacent to property containing an outdoor shooting sports facility, warning signs shall be
2138 installed and maintained along the shooting sports facility property line.

2139 G. Shooting sports facilities shall be used for the shooting activities they
2140 were designed to accommodate unless redesigned to safely accommodate new shooting
2141 activities.

2142 H. The range operator shall report in writing to the manager of the records
2143 and licensing services division all on-site and off-site gunshot wounds resulting from
2144 activity at the shooting sports facility.

2145 I. All shooting sports facilities shall provide a telephone available to range
2146 participants and spectators for the purpose of contacting emergency medical services.

2147 J. A first-aid kit approved by the manager of the records and licensing
2148 services division shall be readily available at each shooting sports facility for emergency
2149 treatment or care of minor injuries.

2150 SECTION 95. Ordinance 18618, Section 99, as amended, and K.C.C.

2151 3.42.055 are each hereby amended to read as follows:

2152 A. The procedures in this section shall apply to any investigating official
2153 except the ombuds or the judicial branch. Investigations by the ombuds shall be
2154 conducted in accordance with K.C.C. 3.42.057.

2155 B. When an appropriate investigating official who is not the ombuds receives
2156 a report of improper governmental action, the ((ombuds)) investigating official shall
2157 respond to the reporting employee in writing within thirty days of when the report was
2158 received with either a final report or a preliminary report, with a copy of the response to

2159 the ombuds. If responding with a preliminary report, the official shall include a summary
2160 of the status of the investigation and information obtained thus far, and identifying
2161 matters for further research or inquiry. If the identity of the reporting employee is not
2162 known, the response shall be sent to the ombuds.

2163 C. The investigating official shall complete the investigation and issue a final
2164 report no later than one year from when the report of improper governmental action was
2165 received. If the final report concludes that there was improper governmental action, it
2166 shall include an action plan for addressing the improper governmental action and provide
2167 reasonable timelines for completing corrective actions.

2168 D. The investigating official shall send a copy of the final report to the
2169 reporting employee and the ombuds.

2170 E. When conducting an investigation of improper governmental action
2171 occurring within the legislative branch, the prosecutor may at any stage, issue subpoenas,
2172 administer oaths, examine witnesses, and compel the production of documents or other
2173 evidence; refer the matter to the state auditor, law enforcement authorities or other
2174 governmental agency; and issue reports; or any combination thereof, each as deemed
2175 appropriate.

2176 F. If the investigating official determines that that the employee reporting
2177 improper governmental action has been retaliated against or is at great risk of retaliation,
2178 the investigating official may seek temporary preventive action, including but not limited
2179 to the transfer of the reporting employee to another department at the request of the
2180 reporting employee or authorizing leave with pay for the reporting employee. If the
2181 investigating official deems it necessary, the investigating official's recommendation may

2182 be made to the executive. Such a temporary preventative action may continue until the
2183 conclusion of any investigation and a permanent resolution of the matter.

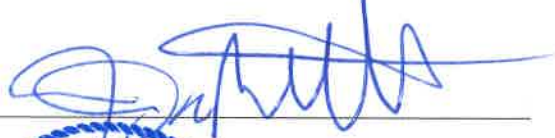
2184 G. To the extent allowed by law, investigating officials are encouraged to
2185 enter into cooperative agreements or arrangements for receiving and processing
2186 complaints with other agencies or entities that are investigating related complaints, so

2187 that duplication of functions shall be minimized and multiple redundant investigations
2188 avoided.

Ordinance 18728 was introduced on 3/5/2018 and passed as amended by the Metropolitan King County Council on 5/7/2018, by the following vote:

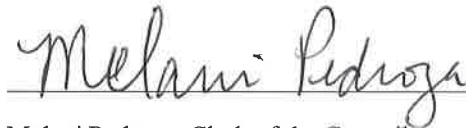
Yes: 9 - Mr. von Reichbauer, Mr. Gossett, Ms. Lambert, Mr. Dunn,
Mr. McDermott, Mr. Dembowski, Mr. Upthegrove, Ms. Kohl-Welles
and Ms. Balducci
No: 0
Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



Joseph McDermott, Chair

ATTEST:



Melani Pedroza, Clerk of the Council



RECEIVED
2018 MAY 16 AM 11:20
CLERK
KING COUNTY COUNCIL

APPROVED this 16 day of MAY, 2018.



Dow Constantine, County Executive

Attachments: None