

ORDINANCE NO. 2005-04-037

AN ORDINANCE OF THE CITY OF BELLINGHAM, WASHINGTON, AMENDING BELLINGHAM MUNICIPAL CODE SECTION 10.36.005 REGARDING ADOPTING BY REFERENCE CERTAIN CRIMINAL PROVISIONS OF THE REVISED CODE OF WASHINGTON CHAPTER 9.46, GAMBLING.

WHEREAS, Bellingham Municipal Code ("BMC") Section 10.36.005 adopts by reference certain criminal provisions of the Washington State Gambling Act as set forth in Chapter 9.46, Revised Code of Washington ("RCW"); and,

WHEREAS, RCW 9.46.192 authorizes cities to enact sections of RCW Chapter 9.46 that constitute a misdemeanor or gross misdemeanor; and,

WHEREAS, RCW 9.46.193 provides jurisdiction to municipal courts to hear, try, and determine violations of these criminal offenses; and,

WHEREAS, the BMC should be revised to include these criminal offenses to protect the public; and,

WHEREAS, this Ordinance is in the best interests of the City of Bellingham;

NOW, THEREFORE, THE CITY OF BELLINGHAM DOES ORDAIN:

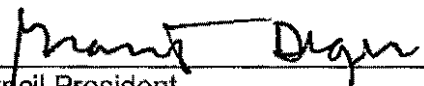
**Section 1:** Bellingham Municipal Code Section 10.36.005 is hereby amended as follows:

**10.36.005 - Adoption By Reference**

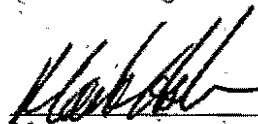
The following provisions of the Revised Code of Washington as presently constituted or hereinafter amended are adopted by reference:

RCW 9.46.222	Professional gambling in the third degree
RCW 9.46.196	Cheating
RCW 9.46.217	Gambling records
RCW 9.46.198	Working in gambling activity without license
RCW 9.46.190	Deceptive or fraudulent act
RCW 9.46.240	Gambling information, transmitting or receiving
RCW 9.46.185	Causing a person to violate rule or regulation
RCW 9.46.195	Obstruction of a public servant
RCW 9.46.1962	Cheating in the second degree

PASSED by the Council this 25<sup>TH</sup> day of APRIL, 2005.

  
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Council President

APPROVED by me this 2nd day of May 2005.

  
Mayor

Attest:   
Finance Director

Approved as to form:

  
Office of the City Attorney

Published: APRIL 25, 2005