

ORDINANCE NO. 163 -17

AN ORDINANCE DELETING SUPERSEDED AND OBSOLETE SECTIONS OF THE COUNTY CODE REGARDING TRSN AND THE WAHKIAKUM FAMILY PRACTICE CLINIC, CURFEW, AND FIREARM RESTRICTIONS, THE DELETED SECTIONS TO BE RCWC CHAPTERS 2.84, 2.140, AND 9.05, AND RCWC 53.08.130 AND 53.12.150

WHEREAS, the Wahkiakum County Code has been in existence for many decades; and

WHEREAS, over this time the needs of the county, the organizational structure of the county, and the laws of the State of Washington have changed, and the courts have more clearly defined the limits of the law under the constitutions of the State of Washington and the United States of America; and

WHEREAS, these changes over the years have rendered unconstitutional or unnecessary a number of items in the Wahkiakum County Code that remain on the books despite being superseded, declared unconstitutional, or simply no longer necessary to the operation of the County; to-wit:

1. RCWC Chapter 2.84, regarding relations with the Timberlands Regional Support Network, which is defunct as an organization;
2. RCWC Chapter 2.140, regulating the employees of the Wahkiakum Family Practice Clinic, which the County used to operate but which is now defunct;
3. RCWC Chapter 9.05, a 1967 chapter creating a youth curfew, which chapter is unlikely, due to the past fifty years' constitutional jurisprudence, to be enforceable today; and
4. RCWC 53.08.130 and RCWC 53.12.150, prohibiting firearms in County Line Park and Skamokawa Vista Park, which have been preempted by state law.

NOW THEREFORE, BE IT HEREBY ORDAINED AS FOLLOWS:

1. RCWC Chapters 2.84 and 2.140 and 9.05, and RCWC 53.08.130 and RCWC 53.12.150, are hereby deleted in their entirety.
2. This Ordinance shall take effect immediately upon enactment.

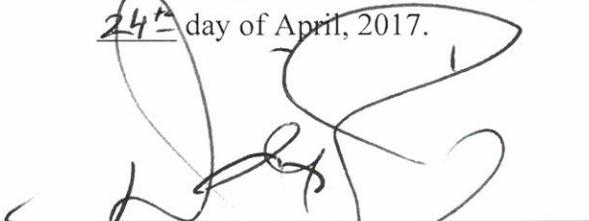
DULY PASSED AND ADOPTED this 16th day of May, 2017.

**BOARD OF COUNTY COMMISSIONERS
OF WAHKIAKUM COUNTY, WASHINGTON**

ATTEST:


Elizabeth Johnson
Clerk of the Board

APPROVED AS TO FORM this
24th day of April, 2017.


Daniel H. Bigelow
Prosecuting Attorney


Blair H. Brady, Chairman


Daniel L. Cothren, Commissioner


Mike Backman, Commissioner