

BEFORE THE PACIFIC COUNTY BOARD OF COMMISSIONERS

ORDINANCE NO. 139

AN ORDINANCE PROHIBITING WEAPONS FROM BUILDINGS USED IN CONNECTION WITH COURT PROCEEDINGS.

WHEREAS, the Pacific County Board of Commissioners believes that safety of persons and property is of paramount importance,

WHEREAS, the Pacific County Board of Commissioners desires to reduce the risk of violence surrounding court proceedings,

WHEREAS, the State of Washington has fully occupied and preempted the entire field of firearms regulation within the boundaries of the state; and

WHEREAS, the Pacific County Board of Commissioners desires to carry out the mandates of state law; now, therefore

IT IS HEREBY ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS, COUNTY OF PACIFIC, STATE OF WASHINGTON, that:

(1) It shall be unlawful for a person to enter the following places when he or she knowingly possesses or knowingly has under his or her control a weapon:

- (a) Pacific County Courthouse at South Bend, Washington;
- (b) South District Court at Ilwaco, Washington;

(2) Notices shall be posted at the public entrances to the buildings covered under section (1) of this Ordinance that alert the public as to existence of laws restricting the possession of weapons on the premises. Persons entering the Pacific County Court House may temporarily store any weapons they possess with the Pacific County Sheriff's Office. Persons seeking to store weapons shall go to the window of the Sheriff's Office on the first floor of the Public Safety Building. Persons entering South District Court may temporarily store any weapons they possess with a court clerk. Persons seeking to store weapons with a court clerk shall contact a clerk at the counter immediately inside the public entrance to South District Court.

(3) Section (1) of this Ordinance does not apply to:

- (a) A person engaged in military activities sponsored by the federal or state governments, while engaged in official duties;
- (b) Law enforcement personnel; and
- (c) Licensed and bonded security personnel while engaged in official duties.

(4) Any person violating the provisions of this ordinance is guilty of a misdemeanor and may be punished by a fine of not more than \$1,000.00, by jail time of not more than 90 days, by

forfeiture of weapon(s), or by any combination of these three penalties.

(5) "Weapon" as used in this Ordinance means any firearm, explosive as defined in RCW 70.74.010, or instrument or weapon listed in RCW 9.41.250.

(6) If any provision, or any portion thereof, contained in this Ordinance is held to be unconstitutional, invalid or unenforceable, said provision(s), or portion(s) thereof, shall be deemed severed and the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

(7) This Ordinance shall take effect immediately.

PASSED BY THE BOARD OF PACIFIC COUNTY COMMISSIONERS meeting in regular session at South Bend, Washington, by the following vote, then signed by its membership and attested to by its Clerk in authorization of such passage the 10<sup>th</sup> day of January, 1995.

3 YEA: 0 NAY: 0 ABSTAIN; 0 ABSENT.

APPROVED AS TO FORM:

David J. Burke  
DAVID BURKE,  
SPECIAL CIVIL ATTORNEY

ATTEST:  
Kathy Noren  
CLERK OF THE BOARD

BOARD OF COUNTY COMMISSIONERS  
PACIFIC COUNTY, WASHINGTON

Pat Hamilton  
CHAIRMAN  
Jon C. Kain Jr.  
COMMISSIONER  
Robert M. Wilson  
COMMISSIONER