

ORDINANCE NO. 44-20

AN ORDINANCE of the City of Richland amending Richland Municipal Code Section 9.06.075 related to second degree criminal trespass.

WHEREAS, the City has need, from time to time, to amend the Richland Municipal Code (RMC) to bring it into alignment with state law or eliminate ambiguity; and

WHEREAS, the Richland City Prosecutor has identified a deficiency in RMC Section 9.06.075 in its failure to define the term “premises”; and

WHEREAS, amendment is necessary to remedy the deficiency.

NOW, THEREFORE, BE IT ORDAINED by the City of Richland as follows:

Section 1. Richland Municipal Code Section 9.06.075, entitled Trespass – Second degree, as first enacted by Ordinance No. 20-11, and last amended by Ordinance No. 02-13, is hereby amended to read as follows:

9.06.075 Trespass – Second degree.

It is unlawful for any person to knowingly enter or remain, unlawfully, upon the premises of another. For the purpose of this section, a person “enters or remains, unlawfully,” in or upon the premises of another when he is not then licensed, invited, or otherwise privileged to so enter or remain. “Premises” includes any real property (fenced or unfenced), vehicle, railway car, cargo container, or other similar structure.

Trespass in the second degree shall be a misdemeanor.

Section 2. This Ordinance shall take effect the day following its publication in the official newspaper of the City of Richland.

Section 3. Should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, that decision shall not affect the validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

Section 4. The City Clerk and the codifiers of this Ordinance are authorized to make necessary corrections to this Ordinance, including but not limited to the correction of scrivener’s errors/clerical errors, section numbering, references, or similar mistakes of form.


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PASSED by the City Council of the City of Richland, Washington, at a regular meeting on the 3rd day of November, 2020.



Ryan Lukson, Mayor

Attest:



Jennifer Rogers, City Clerk

Approved as to form:



Heather Kintzley, City Attorney

Date Published: November 8, 2020