

ORDINANCE 2023 - 15

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, ADDING A NEW CHAPTER ENTITLED MISCELLANEOUS CRIMES TO THE SUNNYSIDE CRIMINAL CODE AND A SECTION TO THAT NEW CHAPTER MAKING IT A CRIME TO EXPOSE A MINOR CHILD TO DOMESTIC VIOLENCE. THE ORDINANCE ALSO SETS FORTH THE EFFECTIVE DATE OF THE ORDINANCE AND PROVIDES THAT ITS PROVISIONS ARE SEVERABLE FROM ONE ANOTHER AND PROVIDES FOR PUBLICATION BY SUMMARY.

THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Sunnyside Chapter 9.75 is hereby enacted to read as follows:

9.75 Miscellaneous Crimes

Section 2. Sunnyside Municipal Code Section 9.75.010 is hereby enacted to read as follows:

9.75.010 Exposing minor child to domestic violence.

A. A person commits the crime of exposing children to domestic violence when he or she:

1. Commits a crime of domestic violence, as defined in RCW 10.99.020, as currently enacted or as hereafter amended or recodified from time to time; and
2. The crime is committed in the immediate presence of, or is witnessed by, the suspect's or the victim's minor child, minor stepchild, or a minor child residing within the household of the suspect or victim. For the purposes of this section, "witnessed" shall mean if the crime is seen or directly perceived in any other manner by the child.

B. A violation of this section is a gross misdemeanor. Any person convicted of this crime shall be punished by imprisonment of not less than 30 days.

Section 3. SEVERABILITY. The provisions of this ordinance are hereby declared to be severable. If any section, subsection, sentence, clause, or phrase of this ordinance or its application to any person or circumstance is for any reason held to be invalid or unconstitutional, the remainder of this ordinance shall not as a result of said section, sentence, clause, or phrase be held unconstitutional or invalid.

Section 4. This ordinance shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

PASSED this 28th day of August, 2023.

ATTEST:



DEAN BROERSMA, MAYOR

JACQUELINE RENTERIA, CITY CLERK

Approved as to form:
SAXTON RILEY & RILEY, PLLC:



BY: BENJAMIN J. RILEY
CITY ATTORNEYS FOR THE CITY OF SUNNYSIDE

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