

Ordinance No. 00082

[Council Minutes 96/06/17](#)

ORDINANCE NO. 82

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AN ORDINANCE of the City Council of the City of Lakewood, Washington, creating and establishing a new Section 9.82.085 of the Lakewood Municipal Code providing for the offense of loitering for prostitution purposes

WHEREAS, the current provisions of the Lakewood Municipal Code provide for violations relating to prostitution including such things as prostitution, promoting prostitution, permitting prostitution, patronizing prostitution and violating areas of prostitution emphasis; and,

WHEREAS, in addition to those areas of activity identified and related to prostitution, there are also problems relating to individuals who loiter for purposes of prostitution, although their activities may not reach the point of constituting the offenses of prostitution or any of the other currently provided prostitution related violations; and,

WHEREAS, in order to fully address the scope of conduct involving prostitution related activities, it would be appropriate to incorporate in the City Code a violation relating to loitering for purposes of prostitution, similar to violations existing in the Pierce County Code and in other Municipal Codes.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKEWOOD, WASHINGTON, DO ORDAIN as Follows:

Section 1. That new Section 9.82.085 of the Lakewood Municipal Code be, and the same hereby is, created to read as follows:

9.82.085 Loitering for Prostitution Purposes

It shall be unlawful for any person to loiter in or near any thoroughfare or place open to the public in any manner and under circumstances manifesting the purpose of committing, or inducing, enticing, soliciting or procuring another to permit, an act of prostitution. Among the circumstances which may be considered in determining whether such purpose is manifest shall be: That the person is a known prostitute or panderer, repeatedly beckons to, stops or attempts to stop, or engages passers by in conversation, or repeatedly stops or attempts to stop motor vehicle operators by hailing, waving of arms or any other bodily gesture.

For the purposes of this section, a known prostitute or panderer is a person who, within three (3) years previous to the date of arrest for violation of this section, has within the knowledge of the arresting officer been convicted of violating any ordinance or law of any jurisdiction within the State of Washington defining and punishing acts of soliciting, committing, or offering or agreeing to commit prostitution.

Violation of this section shall constitute a misdemeanor punishable by a jail sentence of up to ninety (90) days, or a fine of up to \$1,000, or both such jail time and fine.

Section 2. Severability. If any portion of this Ordinance or its application to any person or circumstances is held invalid, the remainder of the Ordinance or the application of the provision to other persons or circumstances shall not be affected.

Section 3. Effective Date. That this Ordinance shall be in full force and effect five (5) days after publication of the Ordinance Summary.

ADOPTED by the City Council this 17th day of June, 1996.

CITY OF LAKEWOOD

/S/

Bill Harrison, Mayor

Attest:

/S/

Alice M. Bush, CMC, City Clerk

Approved as to Form:

/S/

Daniel B. Heid, City Attorney

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