

3
4
5 ORDINANCE NO. 2007-15
6
7

8 **An Ordinance of the Pierce County Council Adopting a New Chapter 9.45 of**
9 **the Pierce County Code, "Stay Out of Areas of Prostitution**
10 **Orders."**
11

12 **Whereas**, incidents of street level prostitution are on the increase; and
13

14 **Whereas**, street level prostitution is occurring in areas of unincorporated Pierce
15 County, such as along Pacific Avenue from the City of Tacoma border to the Roy Wye
16 area; and
17

18 **Whereas**, street level prostitution most often occurs by the same individuals and
19 by individuals who appear in areas often associated with prostitution activity; and
20

21 **Whereas**, one way to prevent street level prostitution is to provide the courts with
22 the authority to prevent individuals from going into or remaining in those areas which
23 are known for street level prostitution; and
24

25 **Whereas**, the criminal justice system has had success with such orders in areas
26 associated with drug use, by the use of Stay Out of Drug Area orders, as provided by
27 Chapter 9.44 of the Pierce County Code (PCC); and
28

29 **Whereas**, both the City of Tacoma and the City of Lakewood have implemented
30 ordinances relating to the creation of Stay Out of Areas of Prostitution orders; and
31

32 **Whereas**, prostitution is a crime and seriously impacts the quality of life and the
33 standard of commercial activity in an area; and
34

35 **Whereas**, this Ordinance would be in the best interest of the both the citizens of
36 Pierce County and assist the criminal justice system in dealing with criminal enterprise;
37

38 **Now Therefore**,



BE IT ORDAINED by the Council of Pierce County:

Section 1. A new Chapter 9.45 of the Pierce County Code, "Stay Out of Areas of Prostitution Orders" is hereby adopted as shown in Exhibit A, which is attached hereto and incorporated herein by reference.

PASSED this _____ day of _____, 2007.

ATTEST:

PIERCE COUNTY COUNCIL
Pierce County, Washington

Denise D. Johnson
Clerk of the Council

Terry Lee
Council Chair

John W. Ladenburg
Pierce County Executive
Approved _____ Vetoed _____, this
_____ day of _____,
2007.

Date of Publication of
Notice of Public Hearing: _____

Effective Date of Ordinance: _____



"NEW CHAPTER"

Chapter 9.45

STAY OUT OF AREAS OF PROSTITUTION ORDERS

Sections:

- 9.45.010 Definitions.**
- 9.45.020 Violation of Order.**
- 9.45.030 Penalty.**
- 9.45.040 Additional Penalties.**

9.45.010 Definitions.

For the purpose of this Chapter, the following terms shall apply:

- A. "Stay Out of Areas of Prostitution Orders" means any written order by any court of competent jurisdiction that enjoins a person from entering or remaining in a designated area of prostitution activity.
- B. "Area of Prostitution Activity" means any specifically described area, private or public, contained in a Stay Out of Area of Prostitution Orders.

The perimeter of the Area of Prostitution Activity shall be clearly defined and shall include all real property contained therein, where prostitution, promoting prostitution, pandering, permitting prostitution, pedestrian or vehicular traffic attendant to such activity, or other activity associated with prostitution offenses confirms a pattern associated with prostitution. The area may include the full width of streets, alleys and sidewalks on the perimeter, common areas, planting strips, parks and parking areas within the area described.

9.45.020 Violation of Order.

It is unlawful for any person who is the subject of and has actual notice of a Stay Out of Areas of Prostitution Orders as defined in subsection A. of Section 9.45.010 to knowingly violate such order.

9.45.030 Penalty.

Any person who violates any of the provisions of Section 9.45.020 shall be guilty of a gross misdemeanor.

9.45.040 Additional Penalties.

Any person who disobeys a Stay Out of Areas of Prostitution Orders issued under Section 9.45.010 shall be subject to criminal penalties as provided by this Chapter and may be found in contempt of court and subject to penalties prescribed by Chapter 7.21 RCW and RCW 9.92.040.

