

Ordinance No. 2209

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2  
3 AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, RELATING TO  
4 THE REGULATION OF GAMBLING ACTIVITIES AND AMUSEMENT GAMES.

5  
6 WHEREAS, the City has determined that its gambling regulations should be updated to reflect  
7 changes in state gambling laws passed since the last amendments to the City's gambling regulations.

8  
9 NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LYNNWOOD, WASHINGTON,  
10 DO ORDAIN AS FOLLOWS:

11  
12 Section 1. Sections 10.30.015, 10.30.020, 10.30.030, 10.30.040, 10.30.050, 10.30.060, and 10.30.070  
13 of the Lynnwood Municipal Code are hereby repealed, superceded, and amended to read as follows:

14  
15 **10.30.020 State statutes adopted by reference.** The following statutes of the state of Washington,  
16 as now existing or as they may be hereafter amended, are adopted by reference:

17  
18 RCW9.46.010 Legislative declaration.

19  
20 RCW9.46.0201 "Amusement game."

21  
22 RCW9.46.0205 "Bingo."

23  
24 RCW9.46.0209 "Bona fide charitable or nonprofit organization."

25  
26 RCW9.46.0213 "Bookmaking."

27  
28 RCW9.46.0217 "Commercial stimulant."

29  
30 RCW9.46.0221 "Commission."

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32 RCW9.46.0225 "Contest of chance."

33  
34 RCW9.46.0229 "Fishing derby."

35  
36 RCW9.46.0233 "Fund raising event."

37  
38 RCW9.46.0237 "Gambling."

39  
40 RCW9.46.0241 "Gambling device."

41  
42 RCW9.46.0245 "Gambling information."

43  
44 RCW9.46.0249 "Gambling premises."

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46 RCW9.46.0253 "Gambling record."

47  
48 RCW9.46.0257 "Lottery."

49  
50 RCW9.46.0261 "Member," "bona fide member."

1  
2 RCW9.46.0265 "Player."  
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4 RCW9.46.0269 "Professional gambling."  
5  
6 RCW9.46.0273 "Punch boards," "pull-tabs."  
7  
8 RCW9.46.0277 "Raffle."  
9  
10 RCW9.46.0282 "Social card game."  
11  
12 RCW9.46.0285 "Thing of value."  
13  
14 RCW9.46.0289 "Whoever," "person."  
15  
16 RCW9.46.0305 Dice or coin contests for music, food, or beverage payment.  
17  
18 RCW9.46.0311 Charitable, nonprofit organizations – Authorized gambling activities.  
19  
20 RCW9.46.0315 Raffles – No license required, when.  
21  
22 RCW9.46.0321 Bingo, raffles, amusement games – No license required, when.  
23  
24 RCW9.46.0325 Social card games, punch boards, pull-tabs authorized.  
25  
26 RCW9.46.0335 Sports pools authorized.  
27  
28 RCW9.46.0341 Golfing sweepstakes authorized.  
29  
30 RCW9.46.0345 Bowling sweepstakes authorized.  
31  
32 RCW9.46.0351 Social card, dice games – Use of premises of charitable, non-profit organizations.  
33  
34 RCW9.46.0355 Promotional contest of chance authorized.  
35  
36 RCW9.46.0361 Turkey shoots authorized.  
37  
38 RCW9.46.110 Taxation of gambling activities – Limitations Restrictions on punchboards and pull  
39 tabs.  
40  
41 RCW9.46.120 Restrictions as to management or operation personnel – Restriction as to leased  
42 premises.  
43  
44 RCW9.46.120 Restrictions as to management or operation personnel – Restriction as to leased  
45 premises.  
46  
47 RCW9.46.130 Inspection and audit of premises, paraphernalia, books and records Reports for the  
48 commission  
49  
50 RCW9.46.150 Injunctions – Voiding of licenses, permits, or certificates.  
51



- 1 RCW9.46.185 Causing person to violate rule or regulation.  
2  
3 RCW9.46.190 Violations relating to fraud and deceit.  
4  
5 RCW9.46.196 Cheating.  
6  
7 RCW9.46.195 Obstruction of public servant in administration or enforcement as violation – penalty.  
8  
9 RCW9.46.200 Action for money damages due to violations – interest – Attorneys’ fees – Evidence  
10 for exoneration.  
11  
12 RCW9.46.210 Enforcement – Commission as a law enforcement agency.  
13  
14 RCW9.46.217 Gambling records – Penalty – Exceptions.  
15  
16 RCW9.46.222 Professional gambling in the third degree.  
17  
18 RCW9.46.231 Gambling devices, real and personal property – Seizure and forfeiture.  
19  
20 RCW9.46.240 Gambling information, transmitting or receiving as violation – Penalty.  
21  
22 RCW9.46.235 Slot machines, antique – Defenses concerning – presumption created.  
23  
24 RCW9.46.250 Gambling property or premises – Common nuisances, abatement-Termination of  
25 mortgage, contract, or leasehold interests, licenses – Enforcement.  
26  
27 RCW9.46.260 Proof of possession as evidence of knowledge of its character.  
28  
29 RCW9.46.270 Chapter as exclusive authority for taxation of gambling activities.  
30  
31 RCW9.46.293 Fishing derbies exempted.  
32  
33 RCW9.46.295 Licenses as legal authority to engage in activities for which issued – Exception.  
34  
35 RCW9.46.350 Civil action to collect fees, interest, penalties, or tax – Writ of attachment – Records as  
36 evidence.  
37  
38 RCW9.46.400 Wildlife raffle.

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40 One or more copies of the above-referenced statutes shall be kept on file in the office of the Finance  
41 Director for use and examination by the public.  
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45 **10.30.030 Unlawful practices.** In addition to the unlawful offenses contained in the state laws  
46 adopted by reference in Lynnwood Municipal Code Section 10.30.010, and in accordance with RCW  
47 9.46.295, (1) engaging in or conducting gambling or gambling activities, (2) possessing or permitting  
48 gambling devices to be used or placed in any building, or (3) permitting a building to be to be used or  
49 intended to be used for gambling or gambling activity, (4) operating or conducting amusement games  
50 shall be unlawful within the City, and each violation thereof constitute a gross misdemeanor, except it  
51 shall not be unlawful.

1  
2 To engage in activities, authorized by RCW 9.46, as now or hereafter amended, which activities are  
3 exempted from regulation or licensing by said RCW 9.46;  
4

5 For bona fide charitable or non profit organizations to conduct activities authorized by RCW Chapter  
6 9.46, as now or hereafter amended, when licensed, conducted or operated pursuant to State law,  
7 including rules and regulations of the Washington State Gambling Commission;  
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9 For any person, association or organization operating an established business primarily engaged in the  
10 selling of food or drink for consumption on premises to utilize punch boards and pull tabs as a  
11 commercial stimulant to such business, when licensed, conducted and operated pursuant to State law,  
12 including rules and regulations of the Washington State Gambling Commission.  
13


14 **10.30.040 Nuisances defined.** The conducting of bingo games, or raffle, as defined in this chapter,  
15 without a license or beyond the scope of a license as required under state law or the conduct of any  
16 gambling activity, or operating or conducting amusement games prohibited by this chapter, is  
17 declared a common nuisance and shall be subject to abatement by injunction or as otherwise provided  
18 by law. All gambling devices in such cases are common nuisances and shall be subject to seizure  
19 immediately upon detection and to confiscation and destruction by order of a superior court or district  
20 court, except when in the possession of officers enforcing this chapter. No property right in any such  
21 gambling device shall exist or be recognized in any person, except the possessory right of officers in  
22 enforcing this chapter  
23

24 Section 2: Severability. If any section, subsection sentence, clause, phrase or word of this Ordinance  
25 should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity  
26 or unconstitutionality thereof shall not affect the validity or constitutionality of any other section,  
27 subsection, sentence, clause, phrase or word of this ordinance.  
28

29 Section 3: Savings. Sections 10.30.015, 10.30.020, 10.30.030, 10.30.040, 10.30.050, 10.30.060, and  
30 10.30.070 of the Lynnwood Municipal Code, which are repealed by this ordinance, shall remain in  
31 force and effect until the effective date of this ordinance.  
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33 Section 4: Effective Date. This ordinance being subject to referendum, shall take effect and be in  
34 force thirty (30) days after its passage, so long as approval and publication have occurred.  
35

36 Passed this 26th day of October, 1998 and signed in authentication of its passage this  
37 27th day of October, 1998  
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40 

41 Tina Roberts, Mayor

42  
43 ATTEST:

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45 

46 Finance Director  
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48

49 APPROVED AS TO FORM

50 

51 Office of City Attorney