

Bond Case Briefs

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MUNICIPAL ORDINANCE - WASHINGTON

City of Seattle v. Evans

Court of Appeals of Washington, Division 1 - June 30, 2014 - P.3d - 2014 WL 2931586

Defendant was convicted in the trial court of unlawful use of weapons. Defendant appealed, and the Superior Court affirmed. The Court of Appeals granted discretionary review.

The Court of Appeals held that:

- Fixed-blade kitchen knife found in defendant's pants pocket was not "arms" within meaning of state constitutional provision protecting an individual's right to bear arms; and
- As matter of first impression in Washington, city ordinance that prohibited carrying a fixed-blade knife in public was substantially related to city's important interest in public safety, and, therefore, survived intermediate scrutiny in an as-applied challenge asserted under the Second Amendment right to bear arms.