



KING COUNTY
Signature Report

ATTACHMENT 4
1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

January 30, 2017

Ordinance

Proposed No. 2016-0402.1

Sponsors Lambert

1 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

2 SECTION 1. ~~Sections 2 through 21 of this ordinance should constitute a new~~
3 ~~chapter in K.C.C. Title 46. In accordance with Section 880 of the King County Charter,~~
4 ~~there is adopted Title XX of the King County Code.~~

5 SECTION 2. ~~Section 3 of this ordinance should constitute a new chapter in~~
6 ~~K.C.C. Title XX.~~

7 NEW SECTION. SECTION 23. The definitions in ~~this~~ chapter ~~14.01~~ apply
8 throughout this title unless the context clearly requires otherwise.

9 ~~NEW SECTION. SECTION 3.~~ ~~"Angle parking" means the direction of parking~~
10 ~~as follows:~~

11 ~~— A. "Back in" angle parking means the parking of a vehicle with the front of the~~
12 ~~vehicle facing towards the main traveled portion of the road; and~~

13 ~~— B. "Front in" angle parking means the parking of a vehicle with the rear of the~~
14 ~~vehicle facing toward the main traveled portion of the roadway.~~

15 ~~NEW SECTION. SECTION 4.~~ ~~"Bus" means every motor vehicle designed for~~
16 ~~carrying more than ten passengers and used for transportation of persons, and every~~
17 ~~motor vehicle, other than a taxicab or transportation network company, designed and~~
18 ~~used for the transportation of persons for compensation.~~

19 ~~NEW SECTION. SECTION 5. "Bus stop" means a fixed portion of the county~~
20 ~~road parallel and adjacent to the curb to be reserved exclusively for buses for layover in~~
21 ~~operating schedules or while waiting for, loading, or unloading passengers: Provided,~~
22 ~~That such bus provides regularly scheduled service within the jurisdiction of King~~
23 ~~County.~~

24 ~~NEW SECTION. SECTION 6. "Deputy" means a sheriff's deputy.~~

25 ~~NEW SECTION. SECTION 7. "Director" means the director of the King~~
26 ~~County department of transportation.~~

27 ~~NEW SECTION. SECTION 8. "Holidays" include the first day of January,~~
28 ~~commonly called New Year's Day; the third Monday in January, commonly called Martin~~
29 ~~Luther King Jr. day; the third Monday of February, commonly called Presidents' Day; the~~
30 ~~last Monday of May, commonly known as Memorial Day; the fourth day of July, being~~
31 ~~the anniversary of the Declaration of Independence; the first Monday in September, to be~~
32 ~~known as Labor Day; the fourth Thursday in November, to be known as Thanksgiving~~
33 ~~Day; the twenty-fifth day of December, commonly called Christmas Day; and any other~~
34 ~~day specified by ordinance to be a holiday. Whenever any holiday falls upon a Sunday,~~
35 ~~the following Monday shall be a holiday.~~

36 ~~NEW SECTION. SECTION 9. "Impoundment" means the removal of a vehicle~~
37 ~~or watercraft to a storage facility either by a deputy or authorized agent of the sheriff or~~
38 ~~by a towing contractor in response to a request from a deputy or authorized agent of the~~
39 ~~sheriff.~~

40 ~~NEW SECTION. SECTION 10. "Loading zone" means a space reserved for the~~
41 ~~exclusive use of vehicles during the loading or unloading of property or passengers.~~

42 ~~NEW SECTION. SECTION 11. "Passenger loading zone" means a place~~
43 ~~reserved for the exclusive use of vehicles while receiving or discharging passengers.~~

44 ~~NEW SECTION. SECTION 12. "Public place" means an area, whether publicly~~
45 ~~or privately owned, generally open to the public and includes, but is not limited to, the~~
46 ~~doorways and entrances to buildings or dwellings and the grounds enclosing them,~~
47 ~~streets, sidewalks, bridges, alleys, plazas, parks, driveways and parking lots.~~

48 ~~NEW SECTION. SECTION 13. "School bus zone" means a designated portion~~
49 ~~of the county road along the curb reserved for loading and unloading school buses during~~
50 ~~designated hours.~~

51 ~~NEW SECTION. SECTION 14. "Taxicab" means a motor vehicle for hire used~~
52 ~~for the transportation of persons for compensation, and not operated exclusively over a~~
53 ~~fixed route or between fixed termini.~~

54 ~~NEW SECTION. SECTION 15. "Towing contractor" means any firm,~~
55 ~~partnership, tow operator, association or corporation duly licensed by the state of~~
56 ~~Washington to perform towing and storage services that enters into a contract with the~~
57 ~~sheriff, or the sheriff's designee, to perform towing and storage services under the~~
58 ~~provisions of this chapter.~~

59 ~~NEW SECTION. SECTION 16. "Unlawful race event" means an event in which~~
60 ~~persons willfully compare or contest relative speeds by operation of one or more motor~~
61 ~~vehicles.~~

62 ~~NEW SECTION. SECTION 17. "U-turn" means turning a vehicle so as to~~
63 ~~proceed in the opposite direction on the same roadway.~~

64 ~~NEW SECTION. SECTION 18.~~ "Vehicle" shall have the same definition as in
65 ~~RCW 46.04.670, and shall also include any junk vehicle as defined in RCW 46.55.010~~
66 ~~and watercraft as defined in this chapter.~~

67 ~~NEW SECTION. SECTION 19.~~ "Watercraft" means a vessel used to transport
68 ~~persons on water.~~

69 ~~NEW SECTION. SECTION 20.~~ "Workday" means Monday through Friday, not
70 ~~including Saturday and Sunday or holidays.~~

71 ~~NEW SECTION. SECTION 21.~~ "Wrecked, dismantled or inoperative vehicle"
72 ~~means a motor vehicle or the remains or remnant parts of a motor vehicle, or an~~
73 ~~extensively damaged recreational vehicle or boat, that is clearly inoperative and either~~
74 ~~cannot be made operative without the addition of vital parts or mechanisms or is damaged~~
75 ~~to the extent that it prevents normal operation of the vehicle, or both.~~

76 SECTION 224. Sections ~~235~~ through ~~37~~ of this ordinance should constitute a
77 new chapter in K.C.C. Title 46.

78 NEW SECTION. SECTION 235. This ~~chapter title~~ applies to all public roads
79 within unincorporated King County.

80 NEW SECTION. SECTION 246. Except as otherwise provided in this chapter,
81 the maximum speed limit that a person may ~~operate-drive~~ a vehicle ~~of any character~~ upon
82 any county road is thirty-five miles per hour except where a different speed limit has
83 been posted.

84 NEW SECTION. SECTION 257. The maximum speed limit that a person may
85 drive a vehicle of any type on a county road in a ~~residential district~~ designated urban area

86 or rural town is twenty-five miles per hour except where a different speed limit has been
87 posted.

88 SECTION 8. Section 9 of this ordinance should constitute a new chapter in
89 K.C.C. Title 14A.

90 NEW SECTION. SECTION 269. In addition to the duties of drivers of vehicles
91 entering intersections in RCW 46.61.190, every driver of a vehicle approaching a stop
92 sign shall stop at the point nearest the intersecting roadway where the driver has a view of
93 approaching traffic on the intersecting roadway before entering the roadway, even if that
94 necessitates a secondary stop beyond the stop line or crosswalk.

95 ~~NEW SECTION. SECTION 27. It shall be the general duty of the traffic~~
96 ~~engineer to determine the installation of traffic control devices, to conduct engineering~~
97 ~~analysis of traffic accidents and devise remedial measures, to conduct engineering~~
98 ~~investigations of traffic conditions, to plan the operation of traffic on county roads, to~~
99 ~~cooperate with other officials in the development of ways and means to improve traffic~~
100 ~~conditions, and to carry out the additional powers and duties imposed by any county~~
101 ~~ordinances.~~

102 ~~NEW SECTION. SECTION 28. The traffic engineer may:~~

103 ~~A. Place and maintain traffic control devices when and as required under federal~~
104 ~~or state law or this title, and may place and maintain such additional traffic control~~
105 ~~devices as the traffic engineer deems necessary to regulate, warn or guide traffic.~~

106 ~~B. Place and maintain such traffic control devices as the traffic engineer deems~~
107 ~~necessary to regulate, warn or guide traffic of construction, detours, emergencies and~~
108 ~~special conditions;~~

- 109 ~~—— C. Designate and maintain, by appropriate devices, marks or lines upon the~~
110 ~~surface of the roadway, crosswalks at intersections where the traffic engineer deems~~
111 ~~necessary;~~
- 112 ~~—— D. Establish safety zones of such a kind and character and at such places as the~~
113 ~~traffic engineer deems necessary for the protection of pedestrians;~~
- 114 ~~—— E. Mark traffic lanes upon the roadway of any highway where a regular~~
115 ~~alignment of traffic is necessary;~~
- 116 ~~—— F. Regulate the timing of traffic signals so as to permit the movement of traffic in~~
117 ~~an orderly and safe manner;~~
- 118 ~~—— G. Place and maintain traffic control devices within or adjacent to intersections~~
119 ~~indicating the course to be traveled by vehicles turning at the intersections;~~
- 120 ~~—— H. Determine those intersections at which drivers of vehicles shall not make a~~
121 ~~right, left or U turn, and place and maintain proper signs at those intersections. The~~
122 ~~making of the turns may be prohibited between certain hours of any day and permitted at~~
123 ~~other hours, but the prohibitions shall be plainly indicated on the signs or the signs may~~
124 ~~be removed when the turns are permitted;~~
- 125 ~~—— I. Erect and maintain stop signs, yield signs or other traffic control devices to~~
126 ~~designate arterial highways or to designate intersection or other roadway junctions at~~
127 ~~which vehicular traffic on one or more of the roadways shall yield or stop and yield~~
128 ~~before entering the intersection or junction, except as provided in RCW 46.61.195;~~
- 129 ~~—— J. Issue special permits to authorize the backing of a vehicle to the curb for the~~
130 ~~purpose of loading or unloading property subject to the terms and conditions of the~~
131 ~~permits. The permits may be issued either to the owner or lessee of real property~~

132 ~~alongside the curb or to the owner of the vehicle and shall grant to the person the~~
133 ~~privilege as therein stated and authorized by this section;~~

134 ~~——— K. Erect and maintain signs indicating no parking upon both sides of a highway~~
135 ~~when the width of the improved roadway does not exceed twenty feet, or erect and~~
136 ~~maintain signs upon one side of a highway when the width of the improved roadway is~~
137 ~~between twenty and twenty-eight feet;~~

138 ~~——— L. Determine when standing or parking may be permitted upon the left hand side~~
139 ~~of any roadway when the highway includes two or more separate roadways and traffic is~~
140 ~~restricted to one direction upon any such a roadway and erect and maintain signs giving~~
141 ~~notice of the permission;~~

142 ~~——— M. Determine and designate by proper signs places in which the stopping,~~
143 ~~standing or parking of vehicles would create an especially hazardous condition or would~~
144 ~~cause unusual delay to traffic;~~

145 ~~——— N. Determine the location of loading zones, passenger loading zones and tow-~~
146 ~~away zones, and shall place and maintain appropriate signs or curb markings~~
147 ~~supplemented with the appropriate words stenciled on the curb indicating the same and~~
148 ~~stating the hours during which the provisions of this chapter are applicable;~~

149 ~~——— O. Establish bus stops, bus stands, taxicab stands and stands for other for-hire~~
150 ~~vehicles on such highways, in such places and in such a number as the traffic engineer~~
151 ~~determines to be of the greatest benefit and convenience to the public, and every such a~~
152 ~~bus stop, bus stand, taxicab stand or other stand shall be designated by appropriate signs~~
153 ~~or by curb markings supplemented with the appropriate words stenciled on the curb;~~

154 ~~—— P. Erect and maintain traffic control devices on any highway or part thereof to~~
155 ~~impose gross weight limits on the basis of an engineering and traffic investigation;~~

156 ~~—— Q. Erect and maintain traffic control devices on any highway or part thereof to~~
157 ~~prohibit the operation of trucks exceeding ten thousand pounds gross vehicle weight on~~
158 ~~the basis of an engineering and traffic investigation, but the devices shall not prohibit~~
159 ~~necessary local operation on such highways for the purpose of making a pickup or~~
160 ~~delivery;~~

161 ~~—— R. Erect and maintain traffic control devices on any highway or part thereof to~~
162 ~~impose vehicle size restrictions on the basis of an engineering and traffic investigation;~~

163 ~~—— S. Determine and designate those heavily traveled highways upon which are~~
164 ~~prohibited any class or kind of traffic that the traffic engineer deems to be incompatible~~
165 ~~with the normal and safe movement of traffic on the basis of an engineering and traffic~~
166 ~~investigation, and shall erect appropriate traffic control devices giving notice thereof;~~

167 ~~—— T. Install parking meters in the established parking meter zones upon the curb~~
168 ~~adjacent to each designated parking space;~~

169 ~~—— U. Designate the parking space adjacent to each parking meter for which the~~
170 ~~meter is to be used by appropriate markings upon the curb and/or the pavement of the~~
171 ~~highway;~~

172 ~~—— V. Designating certain locations as unlawful for pedestrians to use when crossing~~
173 ~~highways, when the crossing would endanger either pedestrian or vehicular traffic using~~
174 ~~the highway, and posting appropriate signs at those locations;~~

175 ~~—— W. Test new or proposed traffic control devices under actual conditions of traffic;~~

176 ~~— X. Designate parking meter zones upon those highways or parts thereof where~~
177 ~~the installation of parking meters is necessary to regulate parking.~~

178 ~~— NEW SECTION. SECTION 29. A. The King County traffic engineer may~~
179 ~~propose revised speed limits on county roads, only if the speed limit revision does not~~
180 ~~differ more than ten miles per hour from the existing speed limit and only if the proposed~~
181 ~~change in speed limit is based upon the factors:~~

182 ~~— 1. Road surface characteristics, shoulder conditions, grade, alignment and sight~~
183 ~~distance;~~

184 ~~— 2. The eighty-fifth percentile speed and pace speed;~~

185 ~~— 3. Roadside development and land use;~~

186 ~~— 4. Safe speed for curves within the speed zone;~~

187 ~~— 5. Parking practices and pedestrian activity; and~~

188 ~~— 6. Most recently reported collision history for the preceding thirty-six months.~~

189 ~~— B. The traffic engineer may perform an engineering and traffic investigation to~~
190 ~~determine if the existing maximum speed limit permitted is appropriate and safe under~~
191 ~~the conditions found to exist upon a roadway. The investigation may be initiated by a~~
192 ~~county road engineer or by a citizen request.~~

193 ~~— C. If the traffic engineer, after consideration of the findings of the engineering~~
194 ~~and traffic investigations, determines that a change in the existing speed limit is~~
195 ~~appropriate, based on current engineering standards and guidelines, the traffic engineer~~
196 ~~shall provide a public comment period of at least fourteen calendar days and may hold a~~
197 ~~public meeting to solicit public input on the proposed change. The public may submit its~~
198 ~~testimony to the traffic engineer by letter or email during the comment period. The~~

199 ~~traffic engineer shall publish notice of the public comment period in a newspaper of~~
200 ~~general circulation in the area where the change in the existing speed limit is proposed.~~
201 ~~———D. If the traffic engineer concludes that there should be a change in the speed~~
202 ~~limit, based on the engineering and traffic investigations results and public comments, the~~
203 ~~traffic engineer may propose the speed limit revision to the King County road engineer.~~
204 ~~If the road engineer concurs, then the speed limit amendment takes effect when signed by~~
205 ~~the road engineer. The road engineer shall then prepare and distribute copies of the speed~~
206 ~~limit amendment to the clerk of the council. The clerk of the council shall distribute~~
207 ~~copies of the amendment to councilmembers, the sheriff's office and the records and~~
208 ~~licensing services division. The office of the traffic engineer shall also maintain a copy~~
209 ~~of the speed limit amendment and make the amendment available to the public during~~
210 ~~regular business hours.~~
211 ~~———E. An appeal of a speed limit revision may be submitted to the clerk of the~~
212 ~~council within thirty business days from the date the road engineer signs the amendment~~
213 ~~authorizing the revised speed limit. The appeal must be submitted to the clerk of the~~
214 ~~council in the form of one paper copy and one electronic copy, and the clerk shall then~~
215 ~~forward copies of the appeal to all councilmembers and to the lead staff of the~~
216 ~~transportation, economy and environment committee, or its successor. When an appeal is~~
217 ~~received, the council, with administrative support from the department of transportation,~~
218 ~~shall review the issues raised in the appeal, and, if appropriate based on new or corrected~~
219 ~~information raised by the appellant, may modify the road engineer's decision by~~
220 ~~ordinance.~~

221 ~~NEW SECTION. SECTION 30.~~ The office of the traffic engineer shall maintain
222 a list of all county roads with a designation of maximum speed limits. The department of
223 transportation shall make copies of the list available to the public during regular business
224 hours.

225 ~~NEW SECTION. SECTION 31.~~ The traffic engineer may designate school
226 speed zones in accordance with RCW 46.61.440(2).

227 ~~NEW SECTION. SECTION 32.~~ The King County road engineer, in addition to
228 those duties in 36.80 RCW, may:

229 ~~A. Determine and declare parking meter zones upon those county roads or parts
230 thereof where the installation of parking meters will be necessary to regulate parking;~~

231 ~~B. Close any county road or parts thereof temporarily to any or all traffic;~~

232 ~~C. Determine and declare one way highways as authorized by RCW 46.61.135;~~

233 ~~D. Determine and declare arterial highways as authorized by RCW 46.61.195 and
234 46.61.435; and~~

235 ~~E. Revise speed limits on county roads after performing an engineering and
236 traffic investigation to determine if the existing maximum speed limit permitted is
237 appropriate and safe under the conditions found to exist upon a roadway.~~

238 ~~NEW SECTION. SECTION 33.~~ The road engineer may set reduced temporary
239 speed limits for special conditions, such as where there is construction on or near a
240 county road, if the locations are posted with signs in accordance with the Manual on
241 Uniform Traffic Control Devices adopted in the King County Road Standards. The
242 temporary speed limits may reduce the posted speed limit by more than ten miles per
243 hour.

244 SECTION 10. Sections 11 and 12 of this ordinance should constitute a new
245 chapter in K.C.C. Title 14A.

246 NEW SECTION. SECTION 3411. ~~With the exception of funeral processions~~
247 ~~and parades of the armed forces of the United States, the military forces of this state and~~
248 ~~the forces of the sheriff and fire departments;~~ Processions or parades shall not be
249 conducted on county roads except in accordance with a special use permit issued by the
250 county.

251 NEW SECTION. SECTION 3512. A person shall not interfere with a parade or
252 procession. A person shall not ~~operate-drive~~ a vehicle that is not part of a parade or
253 procession between the vehicles of a parade or procession. This ~~sub~~section does not
254 apply at intersections where traffic is controlled by traffic control devices unless a deputy
255 is present at the intersections to direct traffic so as to preserve the continuity of the parade
256 or procession.

257 ~~NEW SECTION. SECTION 36. A person shall not ride upon any portion of a~~
258 ~~vehicle not designed or intended for the use of passengers.~~

259 ~~NEW SECTION. SECTION 37. A violation of this chapter is a traffic infraction~~
260 ~~punishable in accordance with chapter 46.63 RCW.~~

261 SECTION 3817. Sections ~~3918~~ through ~~4928~~ of this ordinance should constitute
262 a new chapter in K.C.C. Title ~~46XX~~.

263 NEW SECTION. SECTION 3918. Except when necessary to avoid conflict with
264 traffic or in compliance with the law or at the direction of a ~~police officer~~ deputy or
265 official traffic-control device, it is unlawful for any person to park a vehicle upon any

266 streets or parts of the streets outside the allowed time period when signs are erected
267 giving notice when parking is allowed.

268 NEW SECTION. SECTION 4019. Except when necessary to avoid conflict with
269 traffic or in compliance with the law or at the direction of a ~~police officer~~ deputy or
270 official traffic-control device, it is unlawful for any person to park a vehicle upon streets
271 that have been marked or signed for either back-in or front-in angle parking, at an angle
272 in relation to the curb or margin of the shoulder, other than is consistent with the
273 markings or signs.

274 NEW SECTION. SECTION 4120. Except when necessary to avoid conflict with
275 traffic or in compliance with the law or at the direction of a ~~police officer~~ deputy or
276 official traffic-control device, it is unlawful for any person to park a commercial vehicle
277 that is more than eighty inches wide overall on any county road or portion of county road
278 between midnight and 6:00 a.m.

279 NEW SECTION. SECTION 4221. Except when necessary to avoid conflict with
280 traffic or in compliance with the law or at the direction of a ~~police officer~~ deputy or
281 official traffic-control device, it is unlawful for any person to park a trailer, either
282 attached to or detached from a motor vehicle at any time, upon any county road or
283 portion of the county road when signs are erected giving notice that trailer parking is
284 prohibited.

285 NEW SECTION. SECTION 4322. Except when necessary to avoid conflict with
286 traffic or in compliance with the law or at the direction of a ~~police officer~~ deputy or
287 official traffic-control device, it is unlawful for any person to park directly adjacent to a

288 curbside, next to clearly visible residential ~~mail boxes~~ mailboxes between 10:00 a.m. and
289 5:00 p.m. on any day of scheduled mail delivery by the United States Postal Service.

290 NEW SECTION. SECTION 4423. Except when necessary to avoid conflict with
291 traffic or in compliance with the law or at the direction of a ~~police officer~~ deputy or
292 official traffic-control device, it is unlawful for any person to park a vehicle upon a
293 highway county road in a manner or under conditions that leave less than ten feet of the
294 width of the roadway available for free movement of vehicular traffic. ~~A person shall not~~
295 ~~stop, stand or park a vehicle within an alley in a position that blocks the driveway~~
296 ~~entrance to any abutting property.~~

297 NEW SECTION. SECTION 24. Except when necessary to avoid conflict with
298 traffic or in compliance with the law or at the direction of a deputy or official traffic
299 control device, it is unlawful for any person to stop, stand or park a vehicle within an
300 alley in a position that blocks the driveway entrance to any abutting property.

301 NEW SECTION. SECTION 4525. Except when necessary to avoid conflict with
302 traffic or in compliance with the law or at the direction of a ~~police officer~~ deputy or
303 official traffic-control device, it is unlawful for any person to stop, stand or park a vehicle
304 for any purpose or period other than for the expeditious loading or unloading of
305 passengers in any place marked as a passenger loading zone during hours when the
306 provisions applicable to the loading zone are effective, and then only for a maximum of
307 three minutes.

308 NEW SECTION. SECTION 4626. A. Except when necessary to avoid conflict
309 with traffic or in compliance with the law or at the direction of a ~~police officer~~ deputy or
310 official traffic-control device, it is unlawful for an operator of a bus to stop, stand or park

311 the bus upon any highway county road at any place other than a designated bus stop.

312 This subsection does not prevent the operator of a bus from temporarily stopping in
313 accordance with other stopping, standing or parking provisions at any place for the
314 purpose of and while actually engaged in the expeditious loading or unloading of
315 passengers or their baggage.

316 B. Except when necessary to avoid conflict with traffic or in compliance with the
317 law or at the direction of a ~~police officer~~ deputy or official traffic-control device, it is
318 unlawful for the operator of a bus to enter a bus stop or passenger loading zone on a
319 highway county road in such a manner that ~~the bus~~, when stopped to load or unload
320 passengers or baggage, ~~is in a position with~~ the right front wheel of the bus ~~at most is~~
321 more than eighteen inches from the curb and the bus ~~is not aligned~~ approximately parallel
322 to the curb so as not to unduly impede the movement of other vehicular traffic.

323 C. Except when necessary to avoid conflict with traffic or in compliance with the
324 law or at the direction of a ~~police officer~~ deputy or official traffic-control device, it is
325 unlawful for the operator of a taxicab or a vehicle for hire or transportation network
326 company to stop, stand or park the taxicab or vehicle for hire upon any highway county
327 road at any place other than in a designated taxicab stand. This subsection does not
328 prevent the operator of a taxicab or vehicle for hire from temporarily stopping in
329 accordance with other stopping, standing or parking provisions at any place for the
330 purpose of and while actually engaged in the expeditious loading or unloading of
331 passengers.

332 NEW SECTION. SECTION 4727. Except when necessary to avoid conflict with
333 traffic or in compliance with the law or at the direction of a ~~police officer~~ deputy or

334 official traffic-control device, it is unlawful for any person to stop, stand or park a vehicle
335 in a bus stop or a taxicab stand, other than a bus in a bus stop or a taxicab or vehicle for
336 hire in a taxicab stand, when the stop or stand has been designated and signed. However,
337 the driver of a passenger vehicle may temporarily stop in a bus stop or a taxicab stand for
338 the purpose of, or while actually engaged in, loading or unloading passengers when the
339 stopping does not interfere with any bus, taxicab or vehicle for hire waiting to enter or
340 about to enter the stop or stand.

341 NEW SECTION. SECTION 48. A person violating this chapter commits a traffic
342 infraction and is subject to the monetary penalty ~~authorized by RCW 46.63.110 as set forth in the~~
343 ~~Infraction Rules for Courts of Limited Jurisdiction in effect on the effective date of the infraction~~
344 ~~and any additional monetary penalty or administrative costs related to the infraction.~~ listed in the
345 following table. A person violating this chapter within one half mile of a King County
346 park or trailhead for a recreational trail maintained by a federal, state, county or local
347 recreational agency shall be assessed a monetary penalty equal to twice the base
348 monetary penalty listed in the table.

349 <u>K.C.C. 14A, Sections 18-27</u>	<u>Base Penalty</u>
350 <u>Section 18: Parking outside allowed time period</u>	<u>\$20</u>
351 <u>Section 19: Back-in and Angle parking</u>	<u>\$20</u>
352 <u>Section 20: Parking wide commercial vehicle on county road</u>	<u>\$20</u>
353 <u>Section 21: Parking trailer on county road</u>	<u>\$20</u>
354 <u>Section 22: Parking next to mailboxes</u>	<u>\$20</u>
355 <u>Section 23: Parking that obstructs vehicular traffic on county road</u>	<u>\$20</u>
356 <u>Section 24: Blocking driveway entrance by stopping, standing or parking in an alley</u>	<u>\$20</u>
357 <u>Section 25: Stopping, standing or parking a vehicle in a passenger loading zone</u>	<u>\$20</u>

358 Section 26: Bus stop, bus parking, taxicab, vehicle for hire parking \$20

359 Section 27: Stopping, standing or parking in a bus stop or taxi stand \$20

360

361 ~~NEW SECTION. SECTION 49. Monetary penalties related to traffic infractions~~
362 ~~authorized by RCW 46.63.110 shall be the penalties in Section 6.2 of the Infraction Rules~~
363 ~~for Courts of Limited Jurisdiction except violations of the provisions of RCW 46.61.560~~
364 ~~through 46.61.575 and this chapter shall be subject to a penalty of one hundred dollars.~~

365 NEW SECTION 5013. Sections ~~5114~~ through ~~5316~~ of this ordinance should
366 constitute a new chapter in K.C.C. Title ~~46XX~~.

367 NEW SECTION. SECTION 5114. A. A person operating a motorized foot
368 scooter shall ensure that the scooter is equipped with a brake that enables the operator to
369 make the braked wheels skid on dry, level, clean pavement.

370 B. A person shall not use a motorized foot scooter at any time from one half hour
371 before sunset to one half hour after sunrise.

372 C. A person shall not operate a motorized foot scooter on county roads, alleys
373 and sidewalks and county recreational trails and park property unless the operator is at
374 least sixteen years old.

375 D. A person operating a motorized foot scooter or riding as a passenger on a
376 motorized foot scooter upon any county road, alley, sidewalk, recreational trail or park
377 property shall comply with all laws related to the use of bicycle helmets, including
378 wearing a protective helmet designed for bicycle safety that meets or exceeds the safety
379 standards adopted by the United States Consumer Product Safety Commission or set by
380 the American National Standards Institute in effect on the effective date of this ordinance,

381 or such subsequent nationally recognized standard for bicycle helmet performance as the
382 county may adopt by ordinance. The helmet must be equipped with either a neck strap or
383 chinstrap that shall be fastened securely while the motorized foot scooter is in motion.

384 E. A person operating a motorized foot scooter has the same rights and duties
385 applicable to bicycles when on a highway-county road, except when traveling upon a
386 crosswalk or in a pedestrian zone, and shall follow the instructions of traffic-control
387 signals, signs and other control devices applicable to vehicles and pedestrians, unless
388 otherwise directed by a deputy.

389 F. A person shall not operate a motorized foot scooter on a sidewalk.

390 G. A person shall not operate a motorized foot scooter on:

391 1. A county road with a posted maximum speed limit greater than twenty-five
392 miles per hour; or

393 2. County parks facilities, including parks, recreational trails, open space or
394 other property, under the jurisdiction of the parks and recreation division of the
395 department of natural resources and parks, unless the facility has been specifically
396 designated and posted for that use in accordance with K.C.C. chapter 7.12.

397 NEW SECTION. SECTION 5215. ~~A person shall not violate this chapter or fail~~
398 ~~to perform any act required by RCW 46.61.710.~~ The parent of a child or the guardian of
399 a ward shall not authorize or knowingly permit the child or ward to violate ~~this chapter~~
400 section 14 of this ordinance.

401 NEW SECTION. SECTION 5316. A person violating this chapter commits a
402 traffic infraction and is subject to a monetary penalty of forty-eight dollars in accordance
403 with the Infraction Rules for Courts of Limited Jurisdiction in effect on the effective date

404 ~~of the infraction and any additional monetary penalty or administrative costs related to~~
405 ~~the infraction.~~

406 SECTION 5429. Sections ~~55, 56 and 58~~ 30 and 31 of this ordinance, ~~K.C.C.~~
407 ~~46.08.050, as recodified by this ordinance,~~ K.C.C. 46.08.055, as recodified by this
408 ordinance, K.C.C. 46.08.060, as recodified by this ordinance, K.C.C. 46.08.070, as
409 recodified by this ordinance, and sections ~~66 through 74~~ and sections 38 through 46 of
410 this ordinance should constitute a new chapter in K.C.C. Title ~~46XX~~.

411 NEW SECTION. SECTION 5530. As authorized in RCW 46.55.113, whenever
412 the driver of a vehicle is arrested for violation of RCW 46.20.342 or 46.20.420, the
413 vehicle is subject to summary impoundment, at the discretion of the deputy, at the
414 business location of a registered tow truck operator at the direction of the sheriff or a
415 deputy. ~~The sheriff's office shall negotiate and contract with one or more licensed and~~
416 ~~authorized tow truck operators to tow, store and release vehicles impounded under this~~
417 ~~chapter. At minimum, this contract for services shall include a provision that indemnifies~~
418 ~~the county, and its officials, from liability for any damages caused to the impounded~~
419 ~~vehicle during its tow or storage.~~

420 ~~NEW SECTION. SECTION 56. A.1. When a vehicle is impounded because the~~
421 ~~operator is in violation of RCW 46.20.342(1) (a) or (b), the vehicle will be held, at the~~
422 ~~written direction of the sheriff, a deputy or a Washington State Patrol officer, in impound~~
423 ~~for thirty days before it may be redeemed.~~

424 ~~———— 2. A vehicle impounded because the operator is arrested for a violation of RCW~~
425 ~~46.20.342 may be released only pursuant to a written order to release from the sheriff, a~~
426 ~~deputy or the Washington State Patrol Officer that ordered the vehicle impounded or~~

427 ~~from the court having jurisdiction. The sheriff, deputy or Washington State Patrol Officer~~
428 ~~shall only issue a written order to release upon a showing by the person or entity seeking~~
429 ~~redemption that the requirements of RCW 46.55.120 have been satisfied and upon~~
430 ~~payment of a fee in the amount specified in section 57 of this ordinance.~~

431 ~~——— B. When a vehicle is impounded because the operator is in violation of RCW~~
432 ~~46.20.342 (1)(c), the vehicle shall be held at the written direction of the sheriff, a deputy~~
433 ~~or a Washington State Patrol officer, in impound before it may be redeemed as follows:~~

434 ~~——— 1. The sheriff's office shall issue a written order of release of the vehicle from~~
435 ~~impound from any precinct, during business hours; and~~

436 ~~——— 2. The release is subject to the owner providing proof of ownership, proof of~~
437 ~~valid insurance as required under RCW 46.30.020, proof of valid operator's license and~~
438 ~~upon payment of a fee in the amount as specified in section 57 of this ordinance.~~

439 ~~——— NEW SECTION. SECTION 57. There is hereby added to K.C.C. chapter~~
440 ~~4A.680 a new section to read as follows:~~

441 ~~——— A. In order to offset the costs associated with processing impoundments, all~~
442 ~~impounded vehicle will be subject to an administrative impound fee.~~

443 ~~——— B. The administrative impound fee for release of a vehicle from impound under~~
444 ~~section 56.A. of this ordinance is one hundred dollars.~~

445 ~~——— C. The administrative impound fee for release of a vehicle from impound under~~
446 ~~section 56.B. of this ordinance is one hundred dollars.~~

447 NEW SECTION. SECTION 5831. A vehicle may be impounded as provided ~~in~~
448 ~~chapter 46.55 RCW~~ by law. This section shall not be construed to authorize seizure of a
449 vehicle without a warrant where a warrant would otherwise be required. This section

450 shall not derogate from the powers of the sheriff or deputies under the common law or
451 other statute or ordinance.

452 ~~SECTION 59. K.C.C. 46.08.050, as amended by this ordinance, is hereby~~
453 ~~recodified in the new chapter created in section 54 of this ordinance.~~

454 ~~SECTION 60. Ordinance 10278, Section 5, and K.C.C. 46.08.050 are each~~
455 ~~hereby amended to read as follows repealed:~~

456 ~~A vehicle not subject to impoundment under ((K.C.C. 46.08.040 hereof)) section~~
457 ~~55 and section 58 of this ordinance may be impounded after notice of ((such)) the~~
458 ~~proposed impoundment has been securely attached to and conspicuously displayed on the~~
459 ~~vehicle for ((a period of)) twenty four hours ((prior to such)) before the impoundment if~~
460 ~~((such)) the vehicle is either parked ((and/)or used, or both, in violation of any law,~~
461 ~~ordinance or regulation((; provided, that)); ((i))If the vehicle has current Washington~~
462 ~~registration plates, the ((officer or the King County department of public safety)) sheriff's~~
463 ~~office shall check the records to learn the identity of the last owner of record and shall~~
464 ~~make a reasonable effort to contact the owner by telephone in order to give the owner the~~
465 ~~information on the notice of proposed impoundment.~~

466 ~~SECTION 6132. K.C.C. 46.08.055, as amended by this ordinance, is hereby~~
467 ~~recodified in the new chapter created in section 5429 of this ordinance.~~

468 ~~SECTION 6233. Ordinance 17668, Section 3, and K.C.C. 46.08.055 are each~~
469 ~~hereby amended to read as follows:~~

470 Whenever it appears reasonably necessary to protect persons or property, the
471 sheriff or a deputy may order the impoundment of a watercraft when the watercraft
472 cannot be otherwise secured or released. The sheriff or the deputy in lieu of impound

473 may release the watercraft to a person who, in the sheriff's or the deputy's opinion, can
474 safely operate the watercraft or secure the watercraft to a moorage facility when the
475 moorage facility has been approved for that purpose. A person to whom the sheriff or the
476 deputy releases the watercraft must be legally able operate a watercraft under RCW
477 79A.60.640. If the owner or operator of the watercraft is present, the person's signature
478 on a waiver of impound is required before the ((~~officer~~)) sheriff or the deputy may release
479 the watercraft to a person in lieu of impoundment.

480 SECTION 6334. K.C.C. 46.08.060 is hereby recodified in the new chapter
481 created in section 5429 of this ordinance.

482 SECTION 6435. K.C.C. 46.08.070, as amended by this ordinance, is hereby
483 recodified in the new chapter created in section 54 of this ordinance.

484 SECTION 6536. Ordinance 10278, Section 7, as amended, and K.C.C. 46.08.070
485 are each hereby amended to read as follows:

486 A. When a ~~vehicle or~~ watercraft is impounded, the impounding towing contractor
487 shall notify the legal and registered owner or owners of the impoundment of the ~~vehicle~~
488 ~~or~~ watercraft. The notification shall be in writing and sent within twenty-four hours after
489 the impound by first-class mail to the last known registered and legal owner or owners of
490 the ~~vehicle or~~ watercraft, as identified by the ((~~department of public safety~~)) sheriff's
491 office, and shall inform the owner or owners of the identity of the person or agency
492 authorizing the impound. The notification shall include the name of the impounding tow
493 firm, its address and telephone number, the location and time of the impound and by
494 whose authority the ~~vehicle or~~ watercraft was impounded. The notice shall also include
495 the notice of the right of redemption and opportunity for a hearing to contest the validity

496 of the impoundment under ~~((K.C.C. 46.08.100))~~ section 6740 of this ordinance, as set
497 forth on a form to be provided by the ~~((department of public safety))~~ sheriff's office.

498 B. In the case of an abandoned ~~vehicle-watercraft~~, as defined in RCW
499 46.55.010(1), within twenty-four hours after receiving information on the vehicle owner
500 or owners from the state Department of Licensing ~~through the abandoned vehicle report~~,
501 the towing contractor shall send by certified mail, with return receipt requested, a notice
502 of custody and sale to the legal and registered owner or owners.

503 C. A notice does not need be sent to the legal or registered owner or owners of an
504 impounded ~~vehicle or~~ watercraft if the ~~vehicle or~~ watercraft has been redeemed.

505 D. When a person seeks to redeem an impounded ~~vehicle or~~ watercraft, as
506 provided in either chapter 46.55 RCW or this chapter, the towing contractor shall give the
507 person a copy of the towing and storage receipt as well as written notice of the right of
508 redemption and opportunity for a hearing, as set forth on a form provided by the
509 ~~((department of public safety))~~ sheriff's office. The towing contractor shall maintain a
510 record evidenced by the redeeming person's signature that such notification was
511 provided.

512 E. ~~Similar written notice and record of notification for redemption and~~
513 ~~opportunity for a hearing, as set forth on a form provided by the ((department of public~~
514 ~~safety)) sheriff's office, shall be given by the towing contractor at the time of releasing a~~
515 ~~vehicle or watercraft impounded for investigatory purposes ((in accordance with K.C.C.~~
516 ~~46.08.040.E)), following authorization by the ((department of public safety)) sheriff's~~
517 ~~office to release the vehicle or watercraft. When the sheriff authorizes the release of a~~
518 ~~watercraft that was impounded for investigatory purposes, the towing contractor shall~~

519 give the person a copy of the towing and storage receipt as well as written notice of the
520 right of redemption and opportunity for a hearing, as set forth on a form provided by the
521 sheriff. The towing contractor shall maintain a record evidenced by the redeeming
522 person's signature that such notification was provided.

523 NEW SECTION. SECTION 6637. All vehicles and watercraft impounded by the
524 sheriff shall utilize a written authorization to impound form, approved by the sheriff, ~~or~~
525 ~~the sheriff's designee.~~ The form shall denote the sheriff's authority to impound in
526 chapter 46.55 RCW.

527 NEW SECTION. SECTION 6738. A. In accordance with RCW
528 46.55.240(1)(d), the sheriff shall appoint one or more administrative hearing officers to
529 conduct the hearings specified in and requested under RCW 46.55.120(2). Persons
530 whose watercraft are impounded may also request a hearing, which shall be carried out in
531 accordance with the processes for impound hearings specified in RCW 46.55.120(2).

532 B. In accordance with RCW 46.55.240(1)(d), a decision made by an
533 administrative hearing officer may be appealed to the district court for final judgment.

534 NEW SECTION. SECTION 6839. A. An impounded watercraft not redeemed
535 within fifteen days of mailing of the notice required by RCW 46.55.110 or K.C.C.
536 46.08.070, as recodified by this ordinance, and not listed as ~~a stolen watercraft~~, shall be
537 deemed unclaimed and shall be sold at a public auction in accordance with the provisions
538 and subject to all conditions of RCW 46.55.130. ~~However, in the case of a watercraft~~
539 ~~impounded and held under order of the sheriff or a deputy, the fifteen days shall not~~
540 ~~begin until forty eight hours after the sheriff's office hold has been satisfied. Also,~~
541 When a timely request for a hearing has been made under RCW 46.55.120(2)(b), the

542 sale of the watercraft at public auction shall not take place until after the hearing has been
543 conducted and the hearing officer has entered an order. Before sale at public auction, the
544 towing contractor shall confirm with the sheriff's office that a hearing or hearing appeal,
545 is not pending.

546 B. When an unclaimed watercraft is sold at public auction under subsection A. of
547 this section, the towing contractor may recover its towing and storage charges from the
548 proceeds of the sale. The towing and storage charges shall be limited to the contract rates
549 established under section ~~7143~~ of this ordinance.

550 NEW SECTION. SECTION 6940. ~~Vehicles or w~~Watercraft impounded by the
551 county shall be redeemed under the following circumstances:

552 A. Only those persons authorized by ~~chapter 46.55~~ RCW 46.55.120(1)(a) may
553 redeem an impounded ~~vehicle~~ watercraft.

554 B. A person authorized by chapter 46.55 RCW to redeem an impounded ~~vehicle~~
555 watercraft must pay the towing contractor for the reasonable costs of towing and storage
556 resulting from the impoundment before the ~~vehicle or~~ watercraft may be released from
557 impound.

558 ~~C. A person seeking to redeem an impounded vehicle or watercraft has a right to~~
559 ~~a hearing under section 67 of this ordinance before an administrative hearing officer to~~
560 ~~contest the validity of the impoundment or the amount of towing and storage costs. A~~
561 ~~request for a hearing shall be made in writing on a form provided for that purpose by the~~
562 ~~sheriff's office.~~

563 NEW SECTION. SECTION 7041. The sheriff shall keep a record of all vehicles
564 or watercraft impounded under chapter 46.55 RCW and this chapter. The record shall
565 include at least the following:

- 566 A. Vehicle or watercraft make, year and model;
- 567 B. Vehicle or watercraft license number and state of registration;
- 568 C. Vehicle or watercraft identification number, if ascertainable;
- 569 D. Such other descriptive information as the sheriff deems useful for purposes of
570 vehicle or watercraft identification;
- 571 E. Name of impounding officer and serial number; and
- 572 F. Reason for impoundment, and the time, date and location the approved towing
573 company took custody.

574 NEW SECTION. SECTION 7142. ~~The sheriff, or the sheriff's designee, may~~
575 ~~enter into contracts with towing contractors to provide towing and storage services on~~
576 ~~request of the sheriff's office, in accordance with this chapter.~~ The sheriff shall negotiate
577 and contract with one or more licensed and authorized tow truck operators to tow, store
578 and release vehicles and watercraft impounded under this chapter or chapter 46.55 RCW.
579 At minimum, this contract for services shall include a provision that indemnifies the
580 county, and its officials, from liability for any damages caused to the impounded vehicle
581 or watercraft during its tow or storage. The contracts shall be at no cost to the county and
582 shall provide that the towing contractor may recover the costs of towing and storage only
583 from the person seeking to redeem the impounded vehicle or watercraft, or from the
584 proceeds of sale of an unclaimed vehicle or watercraft as authorized by RCW 46.55 or
585 under section 6839 of this ordinance, and that the county shall not be responsible for

586 payment of the costs except upon order of the administration hearing officer under
587 section ~~6839~~ of this ordinance. The sheriff may specify that towing services shall be on a
588 rotational or other basis in specific geographic areas in the county. The sheriff may
589 specify the rates towing contractors may charge persons seeking to redeem impounded
590 vehicles for towing and storage services provided in accordance with this chapter.

591 NEW SECTION. SECTION 7243. Each towing contractor, in addition to fully
592 complying with the standards set by the sheriff's office, must:

- 593 A. File its towing and storage rates with the sheriff;
- 594 B. For impoundments authorized under K.C.C. chapter 14A.XX (the new chapter
595 created in section 29 of this ordinance,) maintain all vehicle and watercraft impound files
596 transaction files for three years.

597 NEW SECTION. SECTION 7344. A. The abandonment of any vehicle or
598 automobile hulk shall constitute a prima facie presumption that the last owner of record is
599 responsible for such abandonment and thus liable for any costs incurred in removing,
600 storing, and disposing of any abandoned vehicle.

601 B. A registered owner transferring a vehicle shall be relieved from personal
602 liability under this section if ~~within five days of the transfer the owner transmits to the~~
603 ~~department a seller's report of sale on a form prescribed by the director~~ the owner
604 complies with the requirements of RCW 46.12.650.

605 NEW SECTION. SECTION 7445. The sheriff shall report to the chief of the
606 Washington State Patrol all motor vehicles reported to them as stolen or recovered, upon
607 forms to be provided by the chief of the Washington state patrol. The sheriff shall report
608 to the chief of the Washington State Patrol all vehicles or automobile hulks found

609 abandoned on a highway county road or at any other place in the county and the vehicles
610 or automobile hulks shall, at the direction of a sheriff or deputy, be placed in the custody
611 of a tow truck operator registered under chapter 46.55 RCW.

612 ~~SECTION 75. Section 76 and 77 of this ordinance should constitute a new~~
613 ~~chapter in K.C.C. Title 46.~~

614 ~~NEW SECTION. SECTION 76. A. A person shall not:~~

615 ~~1. Have actual or constructive knowledge that the person is in attendance of an~~
616 ~~unlawful race event;~~

617 ~~2. Have actual or constructive knowledge that the unlawful race event is~~
618 ~~occurring, has occurred or is about to occur; and~~

619 ~~3. Be present with the intent to observe, support or encourage the unlawful race~~
620 ~~event.~~

621 ~~B. The circumstances that may be considered in determining whether a violation~~
622 ~~of subsection A. of this section has occurred include, but are not be limited to:~~

623 ~~1. The unlawful race event occurred in a public place;~~

624 ~~2. The person is associating with persons racing in an unlawful race event;~~

625 ~~3. The person, by the person's own statement, demonstrates that the person is in~~
626 ~~attendance of an unlawful race event with the intent to observe or support or encourage~~
627 ~~the unlawful race event;~~

628 ~~4. Statements of other persons, who are shown to be in attendance of an~~
629 ~~unlawful race event, that provide evidence that the person intends to observe or support~~
630 ~~or encourage an unlawful race event;~~

631 ~~5. The person either operates or is a passenger in a vehicle that shares the~~
632 ~~attributes of other vehicles that are in attendance of the unlawful race event or that are~~
633 ~~engaging in, that are about to engage in or that have engaged in an unlawful race event;~~

634 ~~6. The person either operates or is a passenger in a vehicle that is driven in such~~
635 ~~a manner as to show evidence of an attempt to flee or escape detection when a police~~
636 ~~officer arrives on the scene of an unlawful race event; and~~

637 ~~7. The person has no reasonable alternative purpose for being in the area in~~
638 ~~which the unlawful race event is occurring, is about to occur or has occurred.~~

639 ~~NEW SECTION. SECTION 77. A person violating this chapter commits a~~
640 ~~traffic infraction, and is subject to a monetary penalty in accordance with the Rules for~~
641 ~~Courts of Limited Jurisdiction in effect on the effective date of the infraction and any~~
642 ~~additional monetary penalty or administrative costs related to the infraction.~~

643 SECTION 7846. The following are each hereby repealed:

644 A. Ordinance 5292, Section 2, as amended, and K.C.C. 46.04.010;

645 B. Ordinance 5292, Section 3, and K.C.C.46.04.020;

646 C. Ordinance 5292, Section 4, and K.C.C. 46.04.030;

647 D. Ordinance 5292, Section 5, as amended, and K.C.C. 46.04.040;

648 E. Ordinance 5292, Section 6, and K.C.C. 46.04.050;

649 F. Ordinance 5292, Section 7, as amended, and K.C.C. 46.04.060;

650 G. Ordinance 17234, Section 2, and K.C.C. 46.04.062;

651 H. Ordinance 11396, Section 2, and K.C.C. 46.04.065;

652 I. Ordinance 16294, Section 1, and K.C.C. 46.04.080;

653 J. Ordinance 15050, Section 3, and K.C.C. 46.06.010;

- 654 K. Ordinance 15050, Section 4, and K.C.C. 46.06.020;
- 655 L. Ordinance 15050, Section 5, and K.C.C. 46.06.030;
- 656 M. Ordinance 15050, Section 6, and K.C.C. 46.06.040;
- 657 N. Ordinance 15050, Section 7, and K.C.C. 46.06.050;
- 658 O. Ordinance 15050, Section 8, and K.C.C. 46.06.060;
- 659 P. Ordinance 15050, Section 9, and K.C.C. 46.06.070;
- 660 Q. Ordinance 15050, Section 10, and K.C.C. 46.06.080;
- 661 R. Ordinance 10278, Section 1, as amended, and K.C.C. 46.08.010;
- 662 S. Ordinance 5846, Section 4, as amended, and K.C.C. 46.08.040;
- 663 T. Ordinance 10278, Section 5, and K.C.C. 46.08.050;
- 664 TU. Ordinance 10278, Section 9, as amended, and K.C.C. 46.08.080;
- 665 UV. Ordinance 10278, Section 10, as amended, and K.C.C. 46.08.100;
- 666 VW. Ordinance 10278, Section 11, as amended, and K.C.C. 46.08.110;
- 667 WX. Ordinance 5846, Section 12, as amended, and K.C.C. 46.08.120;
- 668 XY. Ordinance 10278, Section 12, as amended, and K.C.C. 46.08.130;
- 669 YZ. Ordinance 10278, Section 13, and K.C.C. 46.08.132;
- 670 ZAA. Ordinance 10278, Section 14, as amended, and K.C.C. 46.08.134;
- 671 AABB. Ordinance 9078, Section 1, and K.C.C. 46.10.010;
- 672 BBCC. Ordinance 9078, Section 2 and K.C.C. 46.10.020;
- 673 CCDD. Ordinance 9078, Section 3, and K.C.C. 46.10.030;
- 674 DDEE. Ordinance 9078, Section 4, as amended, and K.C.C. 46.10.040;
- 675 EEFF. Ordinance 9078, Section 5, and K.C.C. 46.10.050;
- 676 FFGG. Ordinance 9078, Section 6, and K.C.C. 46.10.060; and

677 ~~GGHH~~. Ordinance 9288, Section 1, and K.C.C. 46.10.080.

678 SECTION 7947. 17093, Section 3, as amended, and K.C.C. 4A.700.700 are each
679 hereby amended to read as follows:

680 A. User fees are established for public use of electric vehicle charging station
681 stalls located on property owned or leased by King County.

682 B. The department of transportation shall set the user fees for the use of electric
683 vehicle charging stations stalls in accordance with this section.

684 C. ~~The user fees shall not exceed five dollars per use.~~ The user fees shall be
685 calculated as single, per-use fees intended to cover the county's cost of operations related
686 to public use.

687 1. The county's cost of operations includes, but is not limited to, planning,
688 outreach and administration, maintenance, charging station vendor costs, utility costs
689 related to the charging stations and facility enforcement costs.

690 2. Differing user fees may be established at particular locations and for uses
691 other than typical daytime parking, such as overnight parking, monthly reservations,
692 special event rates and other specific circumstances.

693 D. The department of transportation shall review all user fees twice each year and
694 adjust the fees based on consideration for the costs established in subsections ~~A., B. and~~
695 C. of this section. However, user fees shall not exceed five dollars per use.

696 E. ~~All user fees and civil penalties authorized in this section shall be deposited~~
697 ~~into the public transportation operating account of the public transportation fund and used~~
698 ~~to support the electric vehicle charging station program.~~

699 ~~F.~~ The department of transportation shall post user fees, rules for using the
700 electric vehicle charging station stalls and the penalties for improper use of electric
701 vehicle charging station stall at or near the stalls either via the electronic screen on the
702 charging device or by signage affixed on or near the charging device. The department
703 also shall post the fees, rules and penalties in an appropriate location on the department of
704 transportation website.

705 ~~GF.~~ Failure to pay the applicable user fee or remaining in an electric vehicle
706 charging station stall longer than entitled as a result of the user fee paid, is a violation of
707 this section.

708 ~~HG.~~ The penalty for a violation under subsection G. of this section may result in
709 a civil penalty in an amount established by the department by rule, in accordance with
710 K.C.C. chapter 2.98, not to exceed two hundred dollars. Notice and appeal of the civil
711 penalty shall be as follows:

712 ~~H.~~ The department shall issue a notice and order and serve it as provided for in
713 this section when the department determines that a violation described in subsection ~~HF.~~
714 of this section has occurred. The notice and order shall contain:

- 715 a. a description of the vehicle parked in violation of this section, including
716 make, model, color and license plate number;
- 717 b. date and time the notice and order was issued;
- 718 c. a description sufficient to identify the area where the vehicle was parked
719 when the violation was discovered;

720 d. a statement that the vehicle is parked in violation of subsection G. of this
721 section, with a brief and concise description of the conditions that established the
722 violation;

723 e. a statement that the department is assessing a civil penalty, the amount of
724 the penalty and a time certain by which the penalty shall be paid from the date of the
725 order; and

726 f. statements advising that:

727 (1) the director of transportation may review and reconsider the notice and
728 order, but only if a request for review and reconsideration is made in writing as provided
729 in this section and filed with the director within ten days from the date of service of the
730 notice and order;

731 (2) the address to which the request for review and reconsideration must be
732 sent;

733 (3) failure to timely request director's review and reconsideration will
734 constitute a waiver of all rights to any administrative hearing and determination of the
735 matter;

736 2. The notice and order, and any amended or supplemental notice and order,
737 shall be served by affixing the notice and order to the vehicle for which is the subject of
738 the violation, in a conspicuous location on the vehicle;

739 3. Proof of service of the notice and order shall be made at the time of service
740 by a written declaration under penalty of perjury, executed by the person effecting service
741 and declaring the time, date and manner in which service was made. A copy of the notice
742 and order shall be kept on file by the department of transportation;

743 4. A person served with a notice and order under this section may request in
744 writing, within ten days of being served with a notice and order, that the director review
745 and reconsider the notice and order;

746 5. The review shall be performed without a hearing and be based solely on
747 written information provided by the person requesting review and by county personnel or
748 agents;

749 6. Upon review, the director may uphold the notice and order or waive or
750 reduce the fine or any other penalty contained in the notice and order;

751 7. The director shall mail the written decision to the person requesting review;

752 8. The decision shall notify the person requesting review of the right to appeal
753 the director's decision in accordance with K.C.C. 20.22.080;

754 9. The King County office of the hearing examiner shall hear appeals of the
755 director's decisions under this section;

756 10. ~~Any person having received a director's decision under this section may~~
757 ~~appeal that decision in accordance with K.C.C. 20.22.080;~~

758 ~~11.~~ The procedures for initiating and conducting the appeal shall be governed by
759 K.C.C. chapter 20.22;

760 ~~1211.~~ Enforcement of any notice and order of the department shall be stayed
761 during the pendency of a director's review or an appeal therefrom that is properly and
762 timely filed in accordance with K.C.C. chapter 20.22;

763 ~~1312.~~ The registered owner of a vehicle is liable to pay any civil penalty
764 imposed for a violation under this section. However, the registered owner of a vehicle
765 may avoid liability if the owner proves that the vehicle was reported to the police as a

766 stolen vehicle before the notice and order was issued, and the vehicle had not been
767 recovered;

768 ~~413~~. Except as otherwise provided in subsection H.13. of this section, a civil
769 penalty imposed for failure to pay a user fee at a King County department of
770 transportation facility is a personal obligation of the registered owner of the vehicle
771 involved; and

772 ~~414~~. If the penalties assessed by the department are not paid to King County
773 within thirty days from the service of the notice, the mailing of the director's decision, or
774 the mailing of the hearing examiner's decision, whichever occurs last, then the
775 department may send a final warning letter to the registered owner of the vehicle to the
776 address on file with the state Department of Licensing. If the civil penalties are not paid
777 within ten days after the final warning letter is sent, then the department may pursue other
778 applicable legal remedies. In pursuing payment of civil penalties that remain delinquent
779 after the final warning letter is sent, and to cover administrative expenses associated with
780 the pursuit of the penalties, the department may charge the registered owner of the
781 vehicle an additional fee not to exceed fifty percent of the total delinquent civil penalties.

782 H. All user fees and civil penalties authorized in this section shall be deposited
783 into the public transportation operating account of the public transportation fund and used
784 to support the electric vehicle charging station program.

785 I. In addition or as an alternative to the civil penalty authorized in subsection ~~IG~~.
786 of this section, the department may impound the vehicle without giving prior notice in
787 accordance with the process provided in K.C.C. chapter ((46-08)) 46.xx (the new chapter
788 created in section 5429 of this ordinance). When impoundment is authorized by this

789 section, a vehicle may be impounded by a towing contractor acting at the request of the
790 director or the director's designee. The director or the director's designee shall provide to
791 the towing contractor a signed authorization for the tow and the impound before the
792 towing contractor may proceed with the impound.

793 SECTION 8048. Ordinance 16553, Section 4, and K.C.C. 7.09.030 are each
794 hereby amended to read as follows:

795 A. The director shall issue a notice and order when the director determines that
796 an applicable parking fee has not been paid. The notice and order shall contain:

797 1. A description of the vehicle parked in violation of this title, including make,
798 model, color and license plate number;

799 2. Date and time issued;

800 3. A description sufficient to identify the area where the vehicle was parked
801 when the violation was discovered such as lot identification letter;

802 4. A statement that the director has found the vehicle parked in violation of
803 parking fee requirements, with a brief and concise description of the conditions that
804 establish the violation;

805 5. A statement that the director is assessing a civil penalty, the amount of the
806 penalty and a time certain by which the penalty shall be paid from the date of the order;
807 and

808 6. Statements advising:

809 a. the director may review and reconsider the notice and order, provided that a
810 request for review and reconsideration is made in writing as provided in this chapter and
811 filed with the director within ten days from the date of service of the notice and order;

- 812 b. the address to which the request for review and reconsideration should be
813 sent;
- 814 c. the director's decision may be appealed in accordance with K.C.C.
815 20.22.080;
- 816 d. failure to timely request director's review and reconsideration will constitute
817 a waiver of all rights to any administrative hearing and determination of the matter;
- 818 e. a vehicle with three or more unpaid notice and orders may be immobilized
819 in accordance with any applicable legal requirements and a vehicle with five or more
820 unpaid notice and orders or a vehicle that has been immobilized for more than twenty-
821 four hours may be towed and impounded without prior notice and at the owner's expense,
822 under this chapter and K.C.C. chapter ((46.08)) ~~46.xx~~ 14Axx (the new chapter created in
823 section 5429 of this ordinance); and
- 824 f. if, in accordance with K.C.C. 7.09.040, the director chooses to provide a
825 uniform automatic civil penalty reduction for prompt payment of a notice and order, then
826 the notice and order shall also include a statement advising how to qualify for that
827 reduction.
- 828 B. The notice and order, and any amended or supplemental notice and order,
829 shall be served by affixing the notice and order to the vehicle for which the parking fee
830 was not paid, in a conspicuous location, usually the windshield.
- 831 C. Proof of service of the notice and order shall be made at the time of service by
832 a written declaration under penalty of perjury, executed by the person effecting service
833 and declaring the time, date, and manner in which service was made. A copy of the
834 notice and order shall be kept on file by the department of natural resources and parks.

835 D. A person served with a notice and order under this section may request in
836 writing, within ten days of being served with a notice and order, that the director review
837 and reconsider the notice and order;

838 1. The review shall be performed without a hearing and be based solely on
839 written information provided by the person requesting review and by county personnel or
840 agents;

841 2. Upon review, the director may uphold the notice and order or waive or
842 reduce the fine or any other penalty contained in the notice and order;

843 3. The director shall mail the written decision to the person requesting review;

844 4. The decision shall notify the person requesting review of the right to appeal
845 the director's decision in accordance with K.C.C. 20.22.080;

846 E. The King County office of the hearing examiner shall hear appeals of the
847 director's decisions under this section;

848 1. The procedures for initiating and conducting the appeal shall be governed by
849 K.C.C. chapter 20.22;

850 2. Enforcement of any notice and order of the department shall be stayed during
851 the pendency of a director's review or an appeal therefrom that is properly and timely
852 filed in accordance with K.C.C. chapter 20.22;

853 3. The registered owner of a vehicle is liable to pay any civil penalty imposed
854 for a violation under this section. However, the registered owner of a vehicle may avoid
855 liability if the owner proves that the vehicle was reported to the police as a stolen vehicle
856 before the notice and order was issued, and the vehicle had not been recovered;

857 F. If the penalties assessed by the department are not paid to King County within
858 thirty days from the service of the notice, the mailing of the director's decision, or the
859 mailing of the hearing examiner's decision, whichever occurs last, then the department
860 may send a final warning letter to the registered owner of the vehicle to the address on
861 file with the state Department of Licensing. If the civil penalties are not paid within ten
862 days after the final warning letter is sent, then the department may pursue other
863 applicable legal remedies. In pursuing payment of civil penalties that remain delinquent
864 after the final warning letter is sent, and to cover administrative expenses associated with
865 the pursuit of the penalties, the department may charge the registered owner of the
866 vehicle an additional fee not to exceed fifty percent of the total delinquent civil penalties.

867 SECTION 8149. Ordinance 16553, Section 11, and K.C.C. 7.09.100 are each
868 hereby amended to read as follows:

869 A. In addition to the remedies provided elsewhere in this chapter and in K.C.C.
870 Title 23, the director may impound a vehicle without giving prior notice to its owner, but
871 only if:

872 1. The vehicle to be towed has received five or more notice and orders under
873 this chapter for which appeals have been waived or been completed; and

874 2. All or a portion of the amount owed pursuant to those notices and orders
875 remains an outstanding debt to King County.

876 B. Before impounding any vehicle under this section, the director shall cause
877 signs to be posted in King County parks and recreation facilities to clearly communicate
878 that parked vehicles may be towed and impounded for failure to pay parking fees.

879 C. When impoundment is authorized by this chapter, a vehicle may be
880 impounded by a towing contractor acting at the request of an employee or other
881 authorized agent of the King County department of natural resources and parks. The
882 employee or authorized agent shall provide to the towing contractor a signed
883 authorization for the tow and the impound before the towing contractor may proceed with
884 the impound.

885 D. Notice to the owner of an impounded vehicle, redemption of impounded
886 vehicles and post impoundment procedures shall occur in accordance with K.C.C.
887 ((46.08.070, 46.08.080, 46.08.100, 46.08.110, 46.08.120, 46.08.130, 46.08.132 and
888 46.08.134)) chapter 46.xx 14A.XX (the new chapter created in section 5429 of this
889 ordinance).

890 ~~E. Nothing in this section shall be construed to authorize seizure of a vehicle~~
891 ~~without a warrant where a warrant would otherwise be required. ((Nothing in t))This~~
892 ~~section does not limit((s K.C.C. 46.08.040, or)) section 58 of this ordinance and does not~~
893 ~~derogate((s)) from the power of police officers under the common law or other statute or~~
894 ~~ordinance.~~

895 ~~SECTION 82. Ordinance 11426, Section 1, and K.C.C. 14.16.010 are each~~
896 ~~hereby amended to read as follows:~~

897 ~~A. It is unlawful for any person to operate a vehicle over any King County bridge~~
898 ~~when ((such)) the vehicle has a gross weight that is greater than the posted maximum~~
899 ~~weight for that bridge, unless the driver is in possession of a limited special permit issued~~
900 ~~by the county road engineer or designee for the safe use of ((such)) the bridge.~~

901 ~~—— B. Notice of closing of individual bridges to certain classes or weights of vehicles~~
902 ~~shall be:~~

903 ~~—— ((A.)) 1. Published in a local newspaper of general circulation((,))₁ and~~

904 ~~—— ((B.)) 2. Posted on signs at each end of subject bridge, on or ((prior to)) before~~

905 ~~the date of publication. All signs shall be erected and maintained in accordance with~~

906 ~~RCW 36.86.040, RCW 46.61.450 and RCW 47.36.030.~~

907 ~~—— C. Maximum gross weights for vehicles operating over King County bridges~~

908 ~~shall be established by ordinance in accordance with RCW 36.75.270 and RCW~~

909 ~~46.44.080.~~

910 ~~—— D. The county road engineer shall have the authority by administrative~~

911 ~~determination to immediately impose temporary gross weight limits on bridges based on~~

912 ~~the results of an engineering and traffic investigation. The traffic engineer shall have the~~

913 ~~authority to immediately erect and maintain ((official)) traffic control devices for~~

914 ~~temporary gross weight limits on bridges as directed by the county road engineer and in~~

915 ~~accordance with ((C))chapter 46.90 RCW((,)) and WAC 308-330-265 ((and K.C.C.~~

916 ~~46.04.010)). The temporary gross weight limits on bridges shall be in effect for not~~

917 ~~longer than one year from the date of posting or until the weight limits are established by~~
918 ~~ordinance.~~
919

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

J. Joseph McDermott, Chair

ATTEST:

Anne Noris, Clerk of the Council

APPROVED this _____ day of _____, _____.

Dow Constantine, County Executive

Attachments: None