

CITY OF GRANITE FALLS

ORDINANCE NO. 889-2015

AN ORDINANCE OF THE CITY OF GRANITE FALLS, WASHINGTON RELATING TO AND ALLOWING WATVE USE ON PUBLIC ROADWAYS WITHIN THE CITY BY ENACTING A NEW CHAPTER 10.29 GRANITE FALLS MUNICIPAL CODE ENTITLED "WHEELED ALL-TERRAIN VEHICLES,] PROVIDNG FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE

Whereas the Washington State Legislature enacted RCW 46.09.255 in 2013 authorizing a City to allow the operation of wheeled all-terrain vehicles within a city and if allowed to designate the public roadways available for use, and requiring the public roadways allowed for use to be listed publicly and made accessible from the main page of the city website;

Whereas the City wishes to authorize said use consistent with the requirements of state law and to establish an effective date when such use may begin;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GRANITE FALLS, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. A new Chapter 10.92 Granite Falls Municipal Code entitled "Wheeled All-Terrain Vehicles" is hereby enacted reading as follows:

Chapter 10.92

WHEELED ALL-TERRAIN VEHICLES

Sections

10.92.010 Definitions

10.92.020 Authorized for use on designated public roadway

10.92.030 Public listing on main page of City Website

10.92.040 Equipment to comply with State Law

10.92.050 Operators to comply with State Law

10.92.060 Violations

10.92.010 Definitions

All definitions of Title 46 RCW pertaining to wheeled all-terrain vehicles as now existing or amended are hereby incorporated into this Chapter.

10.92.020 Authorized for use on designated public roadway

The operation of wheeled all-terrain vehicles is allowed within the City of Granite Falls on the public roadways within the City where the speed limit is 35 mph or less. Use on any other public roadway within the City is prohibited.

10.92.030 Public Listing on main page of City Website

The public roadways within the City on which the operation of wheeled all-terrain vehicles is allowed shall be listed on the main page of the City of Granite Falls Website.

10.92.040 Equipment to comply with State Law

Only wheeled all-terrain vehicles complying with the equipment requirements of RCW 46.09.457 as now existing or as may be hereinafter amended may be operated on allowed public roadways within the City. All wheeled all-terrain vehicles operated on allowed public roadways of the City shall at all times while in operation on allowed public roadways comply completely with the equipment requirements of RCW 46.09.457 as now existing or as may be hereinafter amended.

10.92.050 Operators to comply with State Law

Only operators allowed to operate a wheeled all-terrain vehicle on a public roadway under Title 46 RCW shall be allowed to operate a wheeled all-terrain vehicle on the allowed public roadways of the City. Operators shall operate a wheeled all-terrain vehicle on allowed public roadways of the City only in compliance with the standards and requirements of Title 46 RCW.

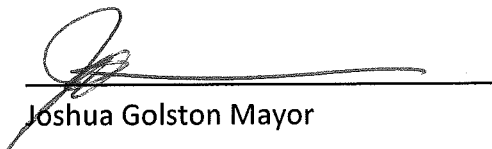
10.92.060 Violations

All operating violations as specified in Section 46.09.470 and 46.09.485 as now existing or as may be hereinafter amended are operating violations in the City which shall be enforced in accordance with State law.

Section 2 If any section of this Ordinance, or if any part of Chapter 10.92 adopted hereby is declared unlawful or unenforceable, the remainder of this Ordinance and said Chapter shall remain in full force and effect.

Section 3. This ordinance shall be effective five (5) days after publication.

Said Ordinance was passed in open session by the City Council of the City of Granite Falls on the 18th day of March, 2015 and signed in authentication of its passage this 30th day of March 2015.

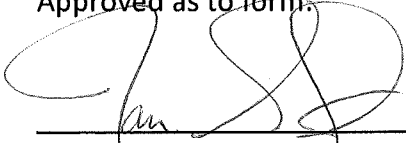

Joshua Golston Mayor

ATTEST:



Darla Reese, CMC, City Clerk

Approved as to form:



Thomas H. Graafstra, City Attorney

Date of Publication: 3/26/2015

Effective Date: 3/31/2015