

REPEALED

ORDINANCE NO. 27

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, ADOPTING BY REFERENCE CERTAIN TRAFFIC INFRACTIONS IN THE WASHINGTON MODEL TRAFFIC ORDINANCE, PROVIDING FOR ENFORCEMENT THEREOF, AND ESTABLISHING THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, the City is authorized by RCW 35A.13.180 and 35A.12.140 to adopt by reference the Model Traffic Ordinance; and

WHEREAS, the City wishes to avail itself of the opportunity to establish traffic infractions and receive revenue associated with the disposition of traffic infractions immediately after incorporation ; and

WHEREAS, for the first six months following incorporation by the City of Shoreline, King County will continue to prosecute at the County's sole expense all criminal violations of state law which occur within city limits; and

WHEREAS, the City of Shoreline does not need to adopt any criminal traffic provisions during this six month period; and

WHEREAS, the City has determined that certain provisions of the Model Traffic Ordinance should not be adopted by the City; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Traffic Infractions Adopted by Reference.

A. The following sections of the State of Washington's Model Traffic Ordinance promulgated in the Washington Administrative Code, Chapter 308-330, including all future amendments thereto, are adopted by reference:

010, 100, 133, 136, 139, 151, 154, 157, 160, 163 169, 175, 190, 195, 205, 220, 312, 314, 316, 322, 400, 403, 409, 412, 415, 421, 430, 433, 436, 439, 442, 445, 448, 451, 454, 457, 460, 462, 466, 469, 472, 475, 478, 481, 545, 550, 555, 560, 700, 710, 720, 730, 740, 800, 810, 815, 820, and 825.

B. Section 308-330-197 of the Washington Administrative Code, including all future amendments thereto, is adopted by reference, except that RCW 46.09.130, relating to penalties for additional operating violations, is not adopted.

C. Section 308-330-200 of the Washington Administrative Code, including all future amendments thereto, is adopted by reference, except that RCW 46.10.130, relating to penalties for additional snowmobile violations, is not adopted.

D. Section 308-330-300 of the Washington Administrative Code, including all future amendments thereto, is adopted by reference, except that RCW 46.12.300, relating to serial numbers on vehicles, is not adopted.

E. Section 308-330-305 of the Washington Administrative Code, including all future amendments thereto, is adopted by reference, except that RCW 46.16.010(2), relating to licensing of a vehicle in another state by a resident of this state, and RCW 46.16.023(3), relating to false statement in application for special plate, are not adopted.

F. Section 308-330-307 of the Washington Administrative Code, including all future amendments thereto, is adopted by reference, except that RCW 46.20.342, relating to driving while license suspended or revoked, RCW 46.20.394, relating to occupational driver's licenses, RCW 46.20.410, relating to occupational driver's licenses - penalties, RCW 46.20.420, relating to operation of motor vehicle under other license or permit prohibited while license suspended or revoked, and RCW 46.20.750, relating to ignition interlocks, are not adopted.

G. Section 308-330-310 of the Washington Administrative Code, including all future amendments thereto, is adopted by reference, except that RCW 46.29.605(6), relating to operation of motor vehicle while registration suspended, is not adopted.

H. Section 308-330-320 of the Washington Administrative Code, including all future amendments thereto, is adopted by reference, except that RCW 46.44.180, relating to operation of mobile home pilot vehicle without insurance, is not adopted.

I. Section 308-330-325 of the Washington Administrative Code, including all future amendments thereto, is adopted by reference, except that RCW 46.52.020, relating to duty in case of injury to or death of person or damage to attended vehicle or other property, is not adopted.

J. Section 308-330-408 of the Washington Administrative Code, including all future amendments thereto, is adopted by reference, except that RCW 46.61.024, relating to attempting to elude pursuing police vehicle, is not adopted.

K. Section 308-330-425 of the Washington Administrative Code, including all future amendments thereto, is adopted by reference, except that RCW 46.61.500, relating to reckless driving, RCW 46.61.502, relating to driving under the influence, RCW 46.61.504, relating to physical control of vehicle under the influence, RCW 46.61.530, relating to racing of vehicles on highways and reckless driving, and RCW 46.61.535, relating to advertising of unlawful speed attained and reckless driving, are not adopted.

L. Section 308-330-464 of the Washington Administrative Code, including all future amendments thereto, is adopted by reference, except that RCW 46.61.600(2)(b) and RCW 46.61.600(3), relating to unattended motor vehicles, are not adopted.

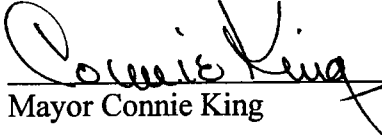
Section 2. Enforcement. Officers of the Police Department, or such officers as are authorized to provide police services to the City, shall enforce the provisions of this Ordinance.

Section 3. Copy Available. One copy of each statute or portion of statute, adopted by reference by this ordinance shall be authenticated and recorded by the city clerk together with this ordinance. Not less than one copy of each such statute or portion of statute shall be available in the office of the city clerk for use and examination by the public.

Section 4. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

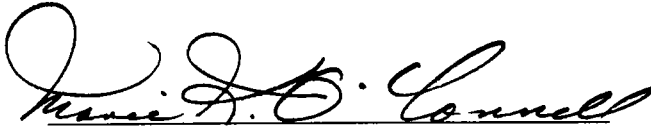
Section 5. Effective Date and Publication. A summary of this ordinance consisting of its title shall be published in the official newspaper of the City. This ordinance shall take effect and be in full force commencing at 12:01 a.m. on August 31, 1995.

PASSED BY THE CITY COUNCIL ON JULY 10, 1995



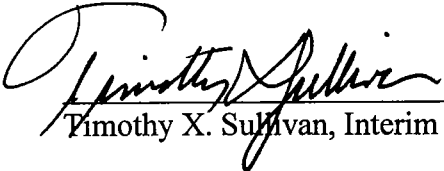
Mayor Connie King

ATTEST:



Marie K. O'Connell, Interim City Clerk

APPROVED AS TO FORM:



Timothy X. Sullivan, Interim City Attorney

Date of Publication: 7/12/95
Effective Date: 8/31/95