

TITLE 11

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CHAPTER 11.04

MODEL TRAFFIC ORDINANCE

11.04.010 – Adoption by Reference. The “Washington Model Traffic Ordinance”, Chapter 308-330 WAC from Chapter 46.90 RCW, together with all amendments and modifications thereto, hereinafter referred to as the “MTO”, is hereby adopted by reference as and for the traffic ordinance of this Town as if set forth in full herein with the exception of the penalty provisions thereof which are superseded by the penalty provisions of this chapter as set forth in Section 3 and except as provided in Section 2 hereof.

11.04.020 – Sections Not Adopted. The following sections of the MTO are not adopted by reference and are expressly deleted: RCW 46.90.275, RCW 46.90.500, RCW 46.90.505, RCW 46.90.510, RCW 46.90.515, RCW 46.90.520, RCW 46.90.525, RCW 46.90.530, RCW 46.90.535, and RCW 46.90.540.

11.04.030 – Penalties. Any person found to have committed a traffic infraction as set forth in RCW 43.63.020 shall be assessed a monetary penalty not to exceed the limits set forth in RCW 46.63.110. Violations of all other provisions of the MTO, except traffic infractions, shall be a misdemeanor. Any person who is convicted of violating or failing to comply with any of the criminal provisions of this Chapter shall be punished only by fine of not more than \$500.00, except that any person who is convicted of violating or failing to comply with any of the provisions of the following Revised Code of Washington sections adopted as part of the MTO shall be subject to the maximum punishment as set forth in the MTO for violations thereof: RCW 46.20.336, RCW 46.20.342, RCW 46.20.410, RCW 46.52.020, RCW 46.61.502, RCW 46.61.504, RCW 46.64.020.

11.04.040 – Disposition of Traffic Penalties, Fines and Forfeitures. All penalties, fines or forfeitures collected upon conviction or upon the forfeiture of bail of any person charged with a violation of any of the provisions of this Ordinance or collected from any person found to have committed a traffic infraction shall be paid into the general fund of the Town.

11.04.050 – Official Misconduct. Failure, refusal or neglect on the part of any judicial or other officer or employee receiving or having custody of any such fine or forfeiture of bail, either before or after a deposit in said general fund, to comply with the provisions of Section 4 hereof shall constitute misconduct in office and shall be grounds for removal therefrom, provided appropriate removal action is taken pursuant to State law relating to removal of public officials.

11.04.060 – Copies on File. Incident to the adoption of the MTO by reference, by this ordinance, copies of the text of the adopted MTO shall be filed as required by RCW 35.21.180 for use and examination by the public.

11.04.070 – Severability. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance, or the application of the provision to other persons or circumstances is not affected.

11.04.080 – Speed Zones- School Crosswalk on State Route 195. Notwithstanding laws contrary to this chapter,

Section 1: The following speed zones on State Route 195 (Broadway Street) through the corporate limits of the Town of Colton should be as follows:

1. The speed limit shall be 30 miles per hour between MP 7.82 (east city limits) and MP 8.46 (approximately 740 feet east of west city limits).
2. The speed limit shall be 60 miles per hour between MP 8.46 (approximately 740 feet east of west city limits) and MP 8.60 (west city limits).
3. In addition, between MP 8.41 (Gregor St.) and MP 8.26 (just east of Union St.) this section of highway is hereby designated as a 20 MPH SCHOOL CROSSWALK SPEED ZONE when children are present.

CHAPTER 11.08

RUBBER-WHEELED ALL-TERRAIN VEHICLES—SPECIFIED USES

11.08.010 – Purpose and Intent. It is the purpose and intent of this chapter to provide for the limited use of rubber-wheeled all-terrain vehicles for the purposes of maintenance of properties, snow removal, lawn care, transportation of equipment, community service, and other household uses.

11.08.020 – Definitions. For the purposes of this chapter, the following definitions will apply:

- A. “Rubber-wheeled all-terrain vehicle” is defined as a motorized vehicle having inflatable tires and not capable of being licensed pursuant to RCW 46.16.010.
- B. “Household use” is defined as uses for the purposes of maintenance of properties, snow removal, lawn care, community service, and transportation of equipment and shall not include recreational uses.
- C. “Recreational use” is defined as those uses that are not household uses.

11.08.030 – Prohibition. It shall be unlawful for any person to operate or cause to be operated, a rubber-wheeled all-terrain vehicle on the streets within the limits of the Town of Colton except in conformance with the provisions of this chapter.

11.08.040 – Exceptions. It shall be unlawful to operate or cause to be operated, a rubber-wheeled all-terrain vehicle on the streets within the limits of the Town of Colton for maintenance of properties, snow removal, lawn care, transportation of equipment, community service and other household uses, according to the following:

- A. Operation of a rubber-wheeled all-terrain vehicle within the limits of the Town of Colton shall be allowed on all streets; and
- B. The hours during which a rubber-wheeled all-terrain vehicle may be operated in accordance with this ordinance shall be between the hours of 6:00 a.m. and 10:00 p.m., and
- C. The rubber-wheeled all-terrain vehicle shall be equipped with, and have illuminated at all times, a headlight and taillight: and
- D. The operator of a rubber-wheeled all-terrain vehicle shall be subject to any licensing requirements of RCW Chapter 46.20.

11.08.050 – Notice. Signs shall be erected at the entrances to the Town of Colton giving public notice referencing this chapter.

11.08.060 – Savings Clause. If any section, sentence, clause or phrase of this chapter shall be determined to be invalid or unconstitutional, such invalidity or unconstitutionally shall not affect the validity or constitutionally of any other section, sentence, clause or phrase of this ordinance.

CHAPTER 11.12

PROHIBITED PARKING ALONG STATE ROUTE I95

11.12.010 – Prohibited Parking. That no person shall stop, stand or park a vehicle for any purpose upon Broadway Street, including the north side and south side of said street, from Union Street west to the Colton Town limits.

11.12.020 – Traffic Control Device. The appropriate traffic control devices shall be installed designating such parking restrictions. Said traffic control devices shall be placed and shall conform to the Manual of Uniform Traffic Control Devices.

11.12.030 – Savings Clause. If a section, subsection, paragraph, sentence, clause or phrase of this chapter is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

CHAPTER 11.16

HIGHWAY ACCESS MANAGEMENT

11.16.010 – Purpose and Intent. This chapter is adopted to implement Chapter 47.50 RCW for the regulation and control of vehicular access and connection points of ingress to, and egress from, the state highway system within the incorporated areas of Colton.

11.16.020 – Adoption by Reference. Pursuant to the requirements and authority of RCW 47.50, there is hereby adopted by reference the provisions of Chapter 468-51 and Chapter 468-52 of the

Washington Administrative Code, together with all future amendments, in order to implement the requirements of Chapter 47.50 RCW.