

Title 10

VEHICLES AND TRAFFIC

Chapters:

- 10.04 Washington Model Traffic Ordinance**
- 10.06 Motor Vehicle Impoundment**
- 10.08 Traffic Engineer**
- 10.12 Speed Limits**
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Chapter 10.04**WASHINGTON MODEL
TRAFFIC ORDINANCE**

Sections:

10.04.010 Adoption by reference.

10.04.010 Adoption by reference.

The "Washington Model Traffic Ordinance," Chapter 308-330 WAC, hereinafter referred to as the "MTO" is adopted by reference as and for the traffic ordinance of this city as if set forth in full. (Ord. 94-476 § 1, 1994)

Chapter 10.06**MOTOR VEHICLE IMPOUNDMENT**

Sections:

10.06.010 Authorization to impound.

10.06.020 Redemption.

10.06.010 Authorization to impound.

A. The city adopts the provisions of RCW 46.55.113 for the purpose of authorizing a city law enforcement officer to impound any vehicle when the driver of the vehicle is arrested for violation of RCW 46.61.502 or 46.61.504 or for RCW 46.20.342 or 46.20.420. In addition, a police officer may take custody of a vehicle and provide for its prompt removal to place of safety under any of the circumstances identified in RCW 46.55.113(1) through (7).

B. Nothing in this section may derogate from the powers of police officers under the common law. (Ord. 01-592 § 1, 2001)

10.06.020 Redemption.

The city adopts the redemption rights and hearing procedures by RCW 46.55.120. (Ord. 01-592 § 1, 2001)

Chapter 10.08**TRAFFIC ENGINEER**

Sections:

- 10.08.010 Position established.
 10.08.020 Appointment.
 10.08.030 Powers and duties.

10.08.010 Position established.

The city council establishes the position of traffic engineer. (Ord. 85-350 § 1, 1985)

10.08.020 Appointment.

The traffic engineer shall be a member of the city council designated by that body to act in said capacity. Such appointment shall be on a year to year basis and shall be renewed the first meeting in January of every calendar year. (Ord. 85-350 § 2, 1985)

10.08.030 Powers and duties.

The traffic engineer shall have the authority and responsibility for regulating all traffic flows within the city, including the setting of speed limits and designating parking and standing areas, and the placement and/or use or exercise of traffic control devices, including the exercise of all powers conferred upon the city as a result of the adoption of model traffic ordinance and the authority to exercise any rights or obligations of the city conferred by that section. (Ord. 85-350 § 3, 1985)

Chapter 10.12**SPEED LIMITS**

Sections:

- 10.12.010 Established.

10.12.010 Established.

Speed restrictions, basic rules and maximum speed limits are established in this chapter and authorized to be the maximum lawful speeds within the corporate limits of the city:

A. Fifty-five miles per hour easterly from the city limits on State Highway 129 to mile 37.1.

B. Thirty-five miles per hour easterly from mile post 37.1 on State Highway 129 to mile 36.8.

C. Twenty-five miles per hour easterly on State Highway 129 mile 36.8 to the Asotin Creek Bridge/First Street to the easterly city limits.

D. Twenty-five miles per hour from the easterly city limits to State Highway 129 mile 36.8.

E. Thirty-five miles per hour westerly from mile 36.8 to mile 37.1 on State Highway 129.

F. Fifty-five miles per hour westerly from mile 37.1 on State Highway 129 to the city limits.

G. Twenty miles per hour in all school zones during school hours or when children are present and all of Meador Street and Cleveland Street.

H. Ten miles per hour in all alleys of the city of Asotin and all of Kings Lane.

I. Twenty-five miles per hour on all other streets of the city. (Ord. 09-733 § 1, 2009; Ord. 95-489 § 1, 1995; Ord. 93-472 § 1, 1993; Ord. 297 § 1, 1981; Ord. 265 § 2, 1978; Ord. 175 § 2, 1969)

Chapter 10.16

PARKING

Sections:

- 10.16.010 Limited parking areas designated.
- 10.16.015 Time control parking.
- 10.16.020 State Highway No. 129 – First Street.
- 10.16.030 Vehicle license required.
- 10.16.040 Wide vehicles.
- 10.16.050 Obstructing traffic.
- 10.16.060 Alleys.
- 10.16.070 Stopping, standing and parking.
- 10.16.075 *Repealed.*
- 10.16.080 More than 10 days.
- 10.16.090 Penalty for violations.

10.16.010 Limited parking areas designated.

A. Second Street in the city, between Filmore and Cleveland Streets, is designated as a limited parking area.

B. First Street (State Highway No. 129) within the city limits is designated as limited parking areas as follows:

1. The north side of First Street, 40 feet from the Filmore Street crosswalk to the entrance of the marina, is designated as two-hour parking;

2. From the entrance of the marina to Madison Street is designated one-hour parking, between the hours of 7:30 a.m. to 3:30 p.m., on regularly scheduled school days;

3. The south side of First Street between 225 feet from Washington Street going west, to 20 feet west of the driveway to the school gym, will be restricted to passenger load and unload only, between the hours of 7:30 a.m. and 3:30 p.m., on regularly scheduled school days;

4. The parking west of the school gym driveway to Filmore Street, parking will be permitted except within 20 feet on both sides of crosswalks and 20 feet on either side of driveway entrances;

5. The Washington State Highway Department is hereby authorized to install proper restricted parking signs which set forth the restrictions as set out above.

C. All vehicles parking, standing or stopping in limited parking area, except that area designated in subsection (B) of this section, shall be parked with the front bumpers thereof facing and adjacent to the curb and sidewalk with the vehicle extending at an angle of approximately 45 degrees from the curbing and sidewalk, within the parking lines as painted upon the pavement. All vehicles parking, standing or stopping in the limited parking area

designated in subsection (B) of this section shall be parallel parked.

D. The traffic engineer, in accordance with Chapter 10.08 AMC, may designate or establish such no parking zones as he/she shall see fit in their discretion. “No parking zones” may be designated by sign or curb painting of either the color red or the color yellow.

E. Any violation of the provisions of this section is deemed a traffic infraction as that term is defined by the Revised Code of Washington and shall carry a civil penalty of \$50.00 for the first violation, \$100.00 for the second violation within a 12-month period within the same “no parking zone” and \$150.00 for the third violation. (Ord. 10-756 § 1, 2010; Ord. 07-713 § 1, 2007; Ord. 06-691 § 1, 2006; Ord. 03-629 § 1, 2003; Ord. 01-595 § 1, 2001; Ord. 93-466 § 1, 1993; Ord. 130 §§ 1, 2, 4, 1962)

10.16.015 Time control parking.

The city through its traffic engineer (as established and constituted pursuant to AMC 10.08.010) shall have the authority to designate areas of the city, including single or multiple parking spaces, as time controlled, and providing a maximum time limit for allowed parking in said areas or spaces. (Ord. 03-629 § 2, 2003; Ord. 95-487 § 1, 1995)

10.16.020 State Highway No. 129 – First Street.

A. Restricted parking shall be established on State Highway No. 129 between First Street and south city limits on Washington Street with the State Highway Department installing “No Parking” signs.

B. Parking of vehicles of any kind is prohibited upon that portion of State Highway No. 129 known as First Street in the city between Madison Street and Monroe Street between the hours of 8:30 a.m. and 5:00 p.m. during school days.

C. The Washington State Highway Department is authorized to install “No Parking” signs specifying the restrictions set forth in subsection (B) of this section.

D. The registered owner of any vehicle parked on First Street in violation of this section shall be deemed prima facie guilty of violating this section. (Ord. 03-629 § 3, 2003; Ord. 206 §§ 1 – 5, 1974; Ord. 175 § 3, 1969)

10.16.030 Vehicle license required.

It is unlawful to park or stand upon any street or public right-of-way in the city any vehicle not

bearing the proper license or tag currently required for such vehicle. (Ord. 95-490 § 1, 1995)

10.16.040 Wide vehicles.

No vehicle having an overall width at the widest portion of the body or chassis in excess of 84 inches shall be parked upon any street or public right-of-way, except for the purpose of loading or unloading. (Ord. 95-490 § 2, 1995)

10.16.050 Obstructing traffic.

No person shall stop, stand or park any vehicle, whether attended or unattended, upon a street in such a manner or under conditions which leave available less than 10 feet of the width of the lane of the roadway being traveled for free movement to vehicular traffic. (Ord. 95-490 § 3, 1995)

10.16.060 Alleys.

No person shall park a vehicle within an alley in such a manner or under conditions which leave available less than eight feet of the width of the roadway for the free movement of vehicular traffic. (Ord. 95-490 § 4, 1995)

10.16.070 Stopping, standing and parking.

This section pertains to the parking of semi-trailers, truck tractors, trailers, boats, camp trailers, and motor homes on the public driveway or public right-of-way, including all residential districts, within the city of Asotin.

A. Semi-Trailers Not Attached to Truck Tractor. A semi-trailer parked on a public roadway or in a public right-of-way, within the city limits of Asotin, including all residential zones, which is not attached and fully engaged onto a truck tractor used primarily for drawing a semi-trailer, is prohibited.

B. Semi-Trailer Attached to Truck Tractor. A semi-trailer that is attached and fully engaged onto a truck tractor used primarily for drawing a semi-trailer shall not be parked on a public roadway or public right-of-way in a residential zone in the city for a period exceeding one hour continuous time, except for the expeditious loading or unloading of articles and materials.

C. Truck Tractors. A truck tractor used primarily for drawing a semi-trailer shall not be parked on a public roadway or public right-of-way in a residential zone in the city for a period exceeding one hour continuous time, except for the expeditious attachment and engagement of a semi-trailer.

D. Boats, Boat Trailers, Utility Trailers, RV Trailers, or Other Licensed Trailers. A boat, boat trailer, utility trailer, RV trailer or any other licensed trailer not included in subsection (A) or (B) of this section that is parked on the public roadway or in the public right-of-way, in all residential districts, is prohibited, except when the trailer is attached and fully engaged to the towing vehicle. If the trailer is attached and fully engaged to the towing vehicle, it may not be parked on the roadway or in the public right-of-way for more than 24 hours.

E. Motor Homes. Motor homes may be legally parked on a public roadway or in the public right-of-way in all residential districts for no more than 24 hours.

F. No person shall park any vehicle, not specifically covered elsewhere in this chapter, upon the public driveway or public right-of-way and leave said vehicle in the same place for a period exceeding seven days. Violation of this section shall be a traffic infraction.

G. Consecutive parking locations within two blocks shall be considered the same parking location for purposes of determining applicability and lapse of any time limit for parking under this chapter. (Ord. 06-688 § 1, 2006; Ord. 03-629 § 4, 2003; Ord. 95-490 § 5, 1995)

10.16.075 Parking more than seven days.

Repealed by Ord. 06-688. (Ord. 03-633 § 1, 2003)

10.16.080 More than 10 days.

Any vehicle found to be in violation of AMC 10.16.070 which remains parked in the same location for more than 10 consecutive days shall, in addition to other penalties provided for in this chapter, be deemed to constitute an obstruction to traffic within the meaning of RCW 46.55.113 and may be impounded by city police subject to a lien for towing charges plus storage to be paid by the owner for redemption of the vehicle. If not redeemed within 60 days from date of impounding, the chief of police or his designated representative may: (1) dispose of the same by public sale after posting three days prior to the sale notice of the time and place of the sale in three public places within the city; or (2) if the vehicle is not salable, it may be junked without liability to the owner or owners thereof. (Ord. 06-688 § 2, 2006; Ord. 95-490 § 6, 1995)

10.16.090 Penalty for violations.

Any violation of the provisions of this chapter, sections or subsections shall be a civil traffic infraction as set out in Chapter 46.63 RCW, as it exists or is hereafter amended. Violations shall be punished by a civil penalty not to exceed \$250.00 for each violation of the provisions herein. (Ord. 03-629 § 5, 2003; Ord. 95-490 § 7, 1995)

Chapter 10.20

SKATEBOARDS, GO CARTS, SCOOTERS, ROLLER SKATES AND OTHER TOY VEHICLES

Sections:

- 10.20.010 Definitions.
- 10.20.020 Use on public streets and other public places prohibited.
- 10.20.025 Bicycles prohibited on public sidewalks.
- 10.20.030 Skateboards prohibited.
- 10.20.040 Violation – Penalty.

10.20.010 Definitions.

Whenever in this chapter the following terms are used, they shall have the meanings respectively set forth in this section:

A. “Bicycles” means every device propelled solely by human power upon which a person or persons may ride having two tandem wheels, either of which is 16 inches or more in diameter; or three wheels, any of which is more than 20 inches in diameter.

B. “Go cart” means a vehicle distinguished by its small wheels (usually four) capable of carrying one person, the operator, propelled by a gas engine, and used or operated on a smooth, hard surface, and designed for use as a sport or toy, rather than for useful transportation.

C. “Roller skate,” as the definition is normally used in the English language, meaning small wheels, either affixed to a shoe or shoe like devices or capable of being clamped or attached to shoes.

D. “Scooters” and “soapbox cars” mean small-wheeled carts or wagons, upon or in which one or more child (or children) rides, having no mechanical driving power, and which is usually propelled by foot by the operator, or pushed by an assistant, or permitted to coast downhill by gravity pull.

E. “Skateboard” means a short board composed of lumber, plastic or other substitute, to which is attached a set of roller skate wheels or other similar wheels, which device is used primarily by children at play, and is usually propelled along a smooth, paved hard surface by the user who sometimes stands, sits, kneels or lies upon the device while it is in motion. (Ord. 99-563 § 1, 1999; Ord. 86-364 § 1, 1986)

10.20.020 Use on public streets and other public places prohibited.

It is unlawful for a person to play with or propel scooters or soapbox carts, or go carts or roller skates over and along the public streets, alleys, sidewalks, parking lots or other public places within the city. (Ord. 86-364 § 2, 1986)

10.20.025 Bicycles prohibited on public sidewalks.

It is unlawful for any person to play with or propel a bicycle over and along, and upon the public sidewalks of the city in an area bounded by Second Street between Cleveland and Filmore Streets; Filmore and Cleveland Streets between First and Second Streets, and on public school property according to existing school policy. (Ord. 99-563 § 2, 1999)

10.20.030 Skateboards prohibited.

A. It is unlawful for any person to play with or propel a skateboard over and along the public streets, alleys, parking lots or other public places in the city except where skateboarding is specifically permitted in said parking lots or other public places or specifically signed as allowing skateboarding.

B. It is unlawful for any person to play with or propel a skateboard over and along and upon the sidewalks of the city in an area bounded on the north by First Street, on the east by the fence line, and a continuation of the fence line of the Asotin School District, on the south by Third Street and on the west by Baumeister Street. (Ord. 86-364 §§ 3, 4, 1986)

10.20.040 Violation – Penalty.

Violation of this chapter shall be a civil infraction, and shall be punished by a civil penalty not to exceed \$250.00; provided, that the bail forfeiture schedule for such infraction shall be \$75.00 for the first infraction within a 12-month period and \$150.00 for the second infraction within a 12-month period. (Ord. 04-641 § 1, 2004; Ord. 86-364 § 5, 1986)

Chapter 10.22

MOTORIZED FOOT SCOOTERS

Sections:

- 10.22.010 Motorized foot scooters – Defined.
- 10.22.020 Operation of motorized scooters.
- 10.22.030 Responsibility.
- 10.22.040 Helmet required.
- 10.22.050 Traffic laws – Applied to persons operating motorized foot scooters.
- 10.22.060 Violation.

10.22.010 Motorized foot scooters – Defined.

“Motorized foot scooter” means a device with no more than two 10-inch or smaller diameter wheels that has handlebars, is designed to be stood or sat upon by the operator, and is powered by an internal combustion engine or electric motor that is capable of propelling the device with or without human propulsion. (Ord. 04-646 § 1, 2004)

10.22.020 Operation of motorized scooters.

A. Motorized foot scooters shall not be operated upon a public roadway by any person under the age of 16 years.

B. Motorized foot scooters shall not be operated on public roadways with a speed limit of greater than 25 miles per hour.

C. Operators of motorized foot scooters shall adhere to all rules of the road applicable to motorized vehicles.

D. Motorized foot scooters shall not be operated on city-owned property, city parks, walkways, paths, sidewalks, or any other place where other motorized vehicles are expressly prohibited.

E. Motorized foot scooters shall not be operated at any time during one-half hour after sunset to one-half hour before sunrise without reflectors which are approved by the State Patrol.

F. At no time shall a passenger be allowed to ride on a motorized foot scooter.

G. Motorized foot scooters shall not be operated in a negligent manner upon any roadway or city way within the city of Asotin. For the purposes of this section, “to operate in a negligent manner” means to operate a motorized scooter in such a manner as to endanger or be likely to endanger any person or property, or to obstruct, hinder or impede the lawful course of travel of any motor vehicle or the lawful use by any pedestrian of public streets, sidewalks, alleys, parking areas, trails or public parks within the city of Asotin.

H. Motorized foot scooters shall be equipped so that the drive motor is engaged through a switch lever or other mechanism that when released will cause the drive motor to disengage or cease to function. (Ord. 04-646 § 1, 2004)

10.22.030 Responsibility.

It is unlawful for any parent, guardian or other person having control or custody of a minor child to allow said minor to operate a motorized foot scooter in violation of this chapter. (Ord. 04-646 § 1, 2004)

10.22.040 Helmet required.

A. Any person operating a motorized foot scooter on the public streets, rights-of-way or alleys of the city of Asotin shall wear an approved helmet designed for safety and shall have either the neck or the chin strap of the helmet fastened securely while the motorized scooter is in motion.

B. “Helmet” means a protective covering for the head consisting of a hard outer shell, padding adjacent to and inside the hard shell, and a neck or chin strap type retention system, with a label required by the Federal Consumer Product Safety Commission adopted by the Code of Federal Regulations, 16 CFR 1203. (Ord. 04-646 § 1, 2004)

10.22.050 Traffic laws – Applied to persons operating motorized foot scooters.

Every person riding a motorized scooter upon a public way shall be granted all of the rights and shall be subject to all of the responsibilities applicable to the driver of the vehicle pursuant to Chapter 46.61 RCW, except special regulations in RCW 46.61.750 through 46.61.780 shall apply to persons operating motorized foot scooters, and except for those provisions of Chapter 46.61 RCW which by way of nature can have no application. (Ord. 04-646 § 1, 2004)

10.22.060 Violation.

Upon a determination that a violation of this chapter has occurred, law enforcement officers may, at their discretion, issue a civil infraction in the following amounts to any included person, including their parent or guardian, in violating any provisions of this chapter. In any case, the amount shall not exceed \$250.00. The following monetary penalties shall apply:

A. First offense: \$75.00;

B. Second offense: \$100.00;

C. Third and future offenses: \$250.00. (Ord. 04-646 § 1, 2004)

Chapter 10.24

COMMERCIAL AND RECREATIONAL VEHICLES

Sections:

- 10.24.010 Definitions.
- 10.24.020 Commercial vehicles prohibited where.
- 10.24.030 Trailers, campers, motor homes and boats.
- 10.24.040 Penalty.

10.24.010 Definitions.

For the purpose of this chapter, the following words shall have the same meanings indicated unless the content clearly requires otherwise:

A. "Boat" means any vessel or hull designed to float upon or in the water with dimensions that permit it to be taken over highways on attached wheels, on a trailer or as a self-propelled, including any trailer used for transporting the same.

B. "Camper" is defined as and has the same meaning as set forth in RCW 46.04.085, when not mounted on a vehicle.

C. "Commercial vehicle" means any vehicle with a gross vehicle weight of 12,000 pounds or greater, as indicated on its certificate of registration, or as defined by RCW 46.04.530, or truck trailer as defined by RCW 46.04.650, or pole trailer as defined by RCW 46.04.414, or motor truck as defined by RCW 46.04.310.

D. "Motor home" is defined as and has the same meaning as set forth in RCW 46.04.305.

E. "Trailer" is defined as and has the same meaning as set forth in RCW 46.04.620.

F. "Vehicle" includes every device capable of being moved along a public highway, in and upon or by which any person or property is or may be transported or drawn upon a public highway, excepting devices moved by human or animal power or used exclusively upon stationary rails or tracks. (Ord. 95-491 § 1, 1995)

10.24.020 Commercial vehicles prohibited where.

No commercial vehicle shall be parked or left standing on a street or alley or street or alley right-of-way, located in a residential or commercial zone in the city at any time, except when such is actually being loaded or unloaded. The provisions of this section shall not apply to commercial vehicles used in street construction work and street maintenance. (Ord. 95-491 § 2, 1995)

10.24.030 Trailers, campers, motor homes and boats.

No trailer, camper, motor home or boat shall be parked or left standing on any street longer than 48 hours. (Ord. 95-491 § 3, 1995)

10.24.040 Penalty.

Any person, firm or corporation violating any of the provisions of this chapter shall be subject to the provisions of Chapter 1.12 AMC. (Ord. 95-491 § 4, 1995)

Chapter 10.28**TRAFFIC INFRACTIONS**

Sections:

10.28.010 Violations – Penalty.

10.28.020 U-turns prohibited in specified areas –
Penalty.**10.28.010 Violations – Penalty.**

Unless otherwise specified herein, any violation of the provisions of this chapter shall be a traffic infraction subject to disposition under the provisions of Chapter 46.63 RCW. Any such violation shall be punishable by a maximum fine of \$250.00. (Ord. 06-681 § 1, 2006)

10.28.020 U-turns prohibited in specified areas – Penalty.

No driver of any vehicle shall turn such vehicle so as to proceed in the opposite direction of travel in the following designated areas of the city:

A. Upon State Route 129 between Asotin Creek Bridge and Third Street;

B. Upon Second Street between Fillmore and Washington Avenues. (Ord. 06-681 § 1, 2006)