

Title 10

VEHICLES AND TRAFFIC

Chapters:

10.05 Model Traffic Ordinance

10.10 Vehicle Limitations – Right-of-Way Use During Construction

10.15 Bicycle Helmets

10.20 Traffic Signs

Chapter 10.05

MODEL TRAFFIC ORDINANCE¹

Sections:

- 10.05.010 Adopted.
- 10.05.020 Amendments.
- 10.05.030 Excluded portions.
- 10.05.040 Parking.
- 10.05.050 Driving or being in control of a vehicle while under the influence – Statutes adopted.
- 10.05.060 Failure to respond – Unlawful.

10.05.010 Adopted.

Except as provided in HPMC 10.05.030, the Washington Model Traffic Ordinance adopted by the Department of Licensing, Chapter 308-330 WAC, as hereinafter modified and amended, is hereby adopted by reference as if set forth in full herein and shall be known as the town traffic ordinance. [Ord. 272 § 1, 1994]

10.05.020 Amendments.

Pursuant to RCW 46.90.010 and WAC 308-330-010, the addition of any new section to, or amendment or repeal of any section in, the Washington Model Traffic Ordinance shall add to, amend or repeal this chapter without the necessity for any action by the town council. [Ord. 272 § 2, 1994]

10.05.030 Excluded portions.

The following sections of the Washington Model Traffic Ordinance are not adopted and are hereby excluded from the town traffic ordinance:

- (1) WAC 308-330-210 and 308-330-215 providing for a traffic division.
- (2) WAC 308-330-230 through 308-330-245 delegating duties to the traffic division.
- (3) WAC 308-330-260 through 308-330-275 establishing the office of traffic engineer and a traffic safety commission.
- (4) WAC 308-330-500 through 308-330-540 requiring licensing of bicycles. [Ord. 272 § 3, 1994]

10.05.040 Parking.

(1) Parking Prohibitions. Overnight parking along town rights-of-way is hereby prohibited.

(2) The town engineer is hereby authorized to erect signs indicating no parking upon any street within the limits of the town of Hunts Point. [Ord. 272 § 4, 1994]

10.05.050 Driving or being in control of a vehicle while under the influence – Statutes adopted.

Chapter 275, Sections 1, 2, 3, 4, 5, 6, 7, 9, 21, 22, 23, 24, 25, 26, 32 and 40, Laws of 1994, are hereby adopted by reference as and for a portion of the Hunts Point Traffic Code. [Ord. 286 § 1, 1994]

10.05.060 Failure to respond – Unlawful.

It is unlawful for a person who has been issued a traffic infraction relating to parking, standing, stopping, or pedestrian infractions, defined by town ordinance, to fail to respond in the manner directed on the notice of infraction. Unless otherwise specified by state law or town ordinance, the penalty for such failure to respond shall be \$25.00. This penalty is in addition to penalties imposed for the underlying infraction. [Ord. 364 § 1, 1999]

1. Prior legislation: Ord. 185.

Chapter 10.10

VEHICLE LIMITATIONS – RIGHT-OF-WAY USE DURING CONSTRUCTION

Sections:

- 10.10.010 Overlength vehicles – Exceptions.
- 10.10.020 Weight limitations.
- 10.10.030 Conditions for exceptions.
- 10.10.040 Development and construction activities – Parking.
- 10.10.050 *Recodified.*
- 10.10.060 Violation – Penalty.
- 10.10.070 Truck use restricted.

10.10.010 Overlength vehicles – Exceptions.

All vehicles or combinations of the same exceeding 40 feet in length are hereby prohibited from traveling upon the public rights-of-way within the town; except that the following shall be exempt from the prohibitions of this section:

(1) Moving vans, used for the purpose of transporting household goods and furnishings, consisting of a tractor and a single semi-trailer;

(2) Truck and trailer vehicles required in the transportation of equipment used for demolition and excavation work associated with residential construction, said truck and trailer having a combined length not to exceed 60 feet. [Ord. 284 § 1, 1994]

10.10.020 Weight limitations.

All vehicles exceeding a gross weight of 50,000 pounds are hereby prohibited from travel upon the public rights-of-way within the town; except for truck/trailer vehicles as described under HPMC 10.10.010(2) which will be permitted with a maximum truck/trailer/equipment gross weight not to exceed 80,000 pounds. [Ord. 284 § 2, 1994]

10.10.030 Conditions for exceptions.

The exceptions described under HPMC 10.10.010(2) and 10.10.020 are hereby permitted subject to the following conditions:

(1) The number of round trips made by such vehicles during the entire construction period of the project shall not exceed four.

(2) The weight of all construction vehicles shall be distributed as required by law and regulations of the Washington State Department of Transportation for travel on public highways.

(3) All trips for such trucks and equipment shall be related to the moving in and moving out of the equipment only.

(4) The trucks shall drive down the middle of the roadway, utilizing pilot cars or flaggers.

(5) A cash bond of \$25,000 shall be deposited with the town as a restoration guarantee for any damage that may occur to the roadways, shoulders, utilities or other improvements owned by the town or adjacent landowners. [Ord. 284 § 3, 1994]

10.10.040 Development and construction activities – Parking.

(1) Parking on the public right-of-way, whether improved or unimproved, is prohibited by the owners and the operators of all building site development and construction-related vehicles and equipment, including personal vehicles operated by site development and construction-related workers commuting to and from the development or construction site. Parking for such workers shall be provided on-site by the owner of the property, or as parking may be available at Town Hall in the discretion of the town. If adequate parking conforming with this section is not available, it shall be the responsibility of the property owner or property developer to provide transportation to and from other parking facilities outside of the town limits, or to make other arrangements not inconsistent with this section.

(2) A violation of this section by any owner or operator of building site development and construction-related vehicles and equipment, or by the operator of any personal vehicle operated by site development and construction workers, shall be an infraction, punishable by a fine for the first offense of \$75.00. The fine shall double for each successive offense within any period of 24 consecutive months (e.g., \$150.00 for the second offense, \$300.00 for the third offense, \$600.00 for the fourth offense, etc.).

(3) A violation of this section is committed by the general contractor on any development or construction site when, with notice of any one or more infractions committed pursuant to subsection (2) of this section related to such development or construction site, the general contractor causes, permits, or fails to stop the commission of one or more additional infractions. The first such violation of this subsection shall be an infraction, punishable by a fine of \$500.00. Any subsequent violation of this subsection by a general contractor within any period of 24 consecutive months shall be punishable by a fine of \$1,000 and a “stop work” order shall be posted at the site, halting all development and construction activity until the town approves the general contractor’s plan to ensure that no further violations of this section shall occur. [Ord. 372 § 1, 2000; Ord. 284 § 4, 1994]

10.10.050 Development and construction activities – Noise.

Recodified in HPMC 15.50.010.

10.10.060 Violation – Penalty.

It shall be unlawful for any person, firm, corporation or association to violate the provisions of this chapter. Any violation of this chapter shall be deemed a civil infraction and shall be punished by a civil fine not to exceed \$250.00. Each day that a violation is continued or maintained shall be considered a separate civil infraction. [Ord. 284 § 7, 1994]

10.10.070 Truck use restricted.

Notwithstanding any other provision of the Hunts Point Municipal Code, no person shall operate a truck with a gross vehicle weight in excess of 10,000 pounds within the town at any time on Saturdays and Sundays. Any person found to have violated this section shall be guilty of an infraction and shall be subject to a fine of not more than \$500.00 per trip. [Ord. 410 § 1, 2002]

Chapter 10.15

BICYCLE HELMETS

Sections:

10.15.010 Purpose – Policy declaration.

10.15.020 Findings.

10.15.030 Definitions.

10.15.040 General requirements.

10.15.050 Enforcement.

10.15.010 Purpose – Policy declaration.

(1) This chapter is enacted as an exercise of the authority of the town of Hunts Point to protect and preserve the public health and welfare. Its provisions shall be liberally construed for the accomplishment of these purposes.

(2) It is the express purpose of this chapter to provide for and promote the health and welfare of the general public and not to create or otherwise establish or designate any particular class or group of persons who will or should be especially protected or benefited by the terms of this chapter.

(3) It is the specific intent of this chapter to place the obligation of complying with its requirements upon any person falling within its scope, and no provision of, nor term used in this chapter, is intended to impose any duty whatsoever upon the town of Hunts Point or any of its officers or employees, for whom the implementation or enforcement of this chapter shall be discretionary and not mandatory.

(4) Nothing contained in this chapter is intended, nor shall be construed, to create or form the basis for liability on the part of the town of Hunts Point, or its officers, employees or agents, for any injury or damage resulting from the failure of any person to comply with this chapter. [Ord. 262 § 1, 1993]

10.15.020 Findings.

Head injuries are a major cause of death and disability associated with the operation of a bicycle on public roadways and bike paths. Each year approximately 1,000 Americans die of bicycle-related injuries. Approximately 75 percent of those deaths are due to head injuries. Between January 1, 1984, and July 1, 1992, the King County medical examiner’s

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office reported 22 bicycle deaths related from head injuries. Statistics from the King County emergency medical services division show that medical technicians and paramedics responded to 529 injuries involving bicyclists in King County, outside of Seattle, in 1991. A significant number of those individuals who survive head injuries do not return to a normal life. They are often left with profound, disabling and long lasting sequelae.

The town of Hunts Point therefore finds that bicycle helmets are required for the safe operation of bicycles or cycles not powered by motor on public roadways, bicycle paths, rights-of-way or publicly owned properties. [Ord. 262 § 3, 1993]

10.15.030 Definitions.

The following definitions are adopted for this chapter:

(1) "Guardian" means a parent, legal guardian, or temporary guardian who maintains responsibility, whether voluntary or otherwise, for the safety and welfare of a person under the age of 18 years.

(2) "Bicycle or cycle not powered by motor" is hereby defined to specifically exclude tricycles. [Ord. 262 § 4, 1993]

10.15.040 General requirements.

(1) Any person operating or riding on a bicycle or cycle not powered by motor on a public roadway, bicycle path, right-of-way or publicly owned property within the town limits of Hunts Point shall wear a protective helmet designed for bicycle safety. Such helmet shall meet or exceed the requirements of standard Z-90.4 set by the American National Standards Institute, or the standards of the Snell Foundation, or such subsequent nationally recognized standard for bicycle helmet performance as may be adopted by Hunts Point, King County or the state of Washington. The helmet must be equipped with a neck or chin strap that shall be fastened securely while the bicycle is in motion.

(2) The guardian of a person under the age of 18 years shall not knowingly allow, or fail to take reasonable steps to prevent, that person from operating or riding on a bicycle or any

other cycle not powered by motor on a public roadway, bicycle path, right-of-way or publicly owned property unless that person is wearing a helmet that meets the requirements of subsection (1) of this section.

(3) No person shall transport another person upon a bicycle or any other cycle not powered by motor on a public roadway, bicycle path, right-of-way or publicly owned property unless that other person is wearing a helmet that meets the requirements of subsection (1) of this section.

(4) No person shall rent, lend or otherwise allow another to use a bicycle or cycle not powered by motor on a public roadway, bicycle path, right-of-way or publicly owned facility unless that other person possesses a helmet that meets the requirements of subsection (1) of this section. [Ord. 262 § 5, 1993]

10.15.050 Enforcement.

(1) A violation of this regulation is designated a civil infraction to which the provisions of Chapter 7.80 RCW shall apply, except as set forth hereafter.

(2) Any duly commissioned law enforcement officer having law enforcement authority at the place where a violation of this regulation occurs is authorized to enforce the provisions of this regulation.

(3) Any person found to have committed a violation of this regulation shall be assessed a monetary penalty of \$30.00 for each such violation, not including applicable court costs.

(4) The first time a person has been issued a notice of infraction for a violation of this chapter, if such person appears in person before the police department and supplies the police department with proof that, between the date of the notice of infraction and the appearance date scheduled in court, the person purchased or shows evidence of possession of a helmet that meets the requirements of this chapter, the court shall dismiss the notice of infraction without costs. [Ord. 262 § 6, 1993]

Chapter 10.20

TRAFFIC SIGNS

Sections:

10.20.010 Traffic signs.

10.20.020 Violation – Penalty.

10.20.010 Traffic signs.

Consistent with sound engineering judgment, the town engineer is hereby authorized to post the following signs:

(1) “Do Not Block Driveway” signs on the north side of NE 28th Street. It is a violation of this section for any person to park or otherwise abandon any vehicle in a manner that obstructs all or part of a driveway entrance abutting the north side of NE 28th Street within the town of Hunts Point.

(2) “Turn Around or Cut-Through Prohibited to SR 520” signs on or about the traffic circle, and facing south. It is a violation of this section for any person to enter the town of Hunts Point in a vehicle, and then turn around or otherwise cut through the town in order to use the HOV access to westbound SR 520. This section shall not apply to vehicles with three or more occupants. [Ord. 459 § 1, 2007; Ord. 390 § 1, 2001]

10.20.020 Violation – Penalty.

(1) A \$75.00 civil fine shall be imposed against anyone found to have committed a violation of HPMC 10.20.010(1).

(2) A \$150.00 civil fine shall be imposed against anyone found to have committed a violation of HPMC 10.20.010(2). [Ord. 459 § 1, 2007; Ord. 390 § 2, 2001]

