

## **Title 11**

### **HARBORS**

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- 11.02 General Provisions**
- 11.04 Accidents and Enforcement**
- 11.08 Restricted Areas and Obstructions**
- 11.12 Swimming, Skindiving and Waterskiing**
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## Chapter 11.02

### GENERAL PROVISIONS

Sections:

- 11.02.010 Short title.
- 11.02.020 Authorization – Harbor defined.
- 11.02.030 Application – Provisions supplemental.
- 11.02.040 Definitions.
- 11.02.050 Application of harbor code – Exemptions.
- 11.02.060 Public health.
- 11.02.070 Liability for damages.

#### **11.02.010 Short title.**

This title shall constitute the “harbor code” of the town and may be cited as such. (Ord. 507 § 1, 2001)

#### **11.02.020 Authorization – Harbor defined.**

A. The town, in the exercise of its police power, assumes control and jurisdiction over all waters within its limits, and such waters shall, for the purpose of this title, be known as the “harbor.”

B. As authorized by RCW 35A.21.090, the powers and jurisdiction of the town with boundaries adjacent to or fronting on any lake, or other navigable waters, shall extend into and over such waters and over any tidelands intervening between any such boundary and any such waters to the middle of such lake or other waters in every manner and for every purpose that such powers and jurisdiction could be exercised if the waters were within the town limits. (Ord. 507 § 1, 2001)

#### **11.02.030 Application – Provisions supplemental.**

The provisions of this title shall be applicable to all vessels and watercraft operating in the harbor of the town. The provisions of this title shall be construed to supplement United States laws and state laws and regulations when not expressly inconsistent therewith in

the harbor where such United States and state laws and regulations are applicable. (Ord. 507 § 1, 2001)

#### **11.02.040 Definitions.**

Unless the context clearly requires otherwise, the definitions in this section apply throughout this title:

A. “Anchorage” means a designated position where vessels or watercraft may anchor or moor.

B. “Aquatic event” means any organized water event of limited duration which is duly sanctioned at least seven days in advance by duly constituted authority and which is conducted according to a prearranged schedule and in which general public interest is manifested.

C. “Authorized emergency vessel” means any authorized vessel or watercraft of the Mercer Island department of public safety, King County sheriff’s department, the United States government, Seattle police department and state authorized patrol vessels or watercraft.

D. “Dealer” means a person, partnership, association, or corporation engaged in the business of selling vessels at wholesale or retail in this state.

E. “Department” means the Department of Licensing.

F. “Diver’s flag” means a red flag, five units of measurement on the hoist by five units of measurement on the fly with a white stripe of one unit crossing the red diagonally, the flag to have a stiffener to make it stand out from the pole or mast. This flag shall only pertain to skin diving and scuba (self-contained underwater breathing apparatus) diving and shall supplement any nationally recognized diver’s flag or marking. A unit of measurement shall not be less than two inches.

G. “Fairway” means that channel or portion of the harbor customarily navigated by vessels or watercraft.

H. "Master" means the captain, skipper, pilot or any person having charge of any vessel or watercraft.

I. "Obstruction" means any vessel or watercraft or any matter which may in any way blockade, interfere with or endanger any vessel or watercraft or impede navigation.

J. "Oil" means any oil or liquid, whether of animal, vegetable, mineral or chemical origin, or a mixture, compound or distillation thereof.

K. "Owner" means a person who has a lawful right to possession of a vessel by purchase, exchange, gift, lease, inheritance, or legal action whether or not the vessel is subject to a security interest.

L. "Pier" means any pier, wharf, dock, float, gridiron or other structure to promote the convenient loading or unloading or other discharge from vessels or watercraft, or the repair thereof.

M. "Restricted area" means an area that is closed to all water traffic or where water traffic is regulated for the health, safety and welfare of the public.

N. "Testing course" means a course or area on waters subject to the jurisdiction of the town, designated in accordance with this title or pursuant to other applicable laws and regulations, for use in industrial development and testing of experimental and production watercraft and vessels.

O. "Towboat" means any vessel or watercraft engaged in towing or pushing another vessel or watercraft.

P. "Vessel" means every watercraft used or capable of being used as a means of transportation on the water, other than a seaplane.

Q. "Wake" means the visible trail of turbulence which produces whitewater at the bow and/or stern of a watercraft moving through the water.

R. "Water ski" means all forms, manners, means or contrivances of person or persons being towed behind a watercraft.

S. "Watercraft" means any contrivance used or capable of being used as a means of transportation on water. Cribs or piles, shinglebolts, booms of logs, rafts of logs and rafts of lumber shall not be included within the terms "watercraft" or "vessel", but shall be included within the term "obstruction" when they are floating loose and not under control or when under control and obstructing any navigable channel. (Ord. 507 § 1, 2001)

#### **11.02.050 Application of harbor code – Exemptions.**

The provisions of this title shall be applicable to the operation of any and all vessels or watercraft in the harbor of the town, except that they shall not apply to any authorized emergency vessel or watercraft actually responding to an emergency call or in immediate pursuit of an actual or suspected violator of the law; provided, that the provisions of this section shall not relieve the operator of an authorized emergency vessel or watercraft of the duty to operate with due regard for the safety of all persons using the harbor of the town. (Ord. 507 § 1, 2001)

#### **11.02.060 Public health.**

All watercraft and vessels entering the harbor of the town shall comply with the applicable public health laws and regulations of the United States, the state, and its political subdivisions. (Ord. 507 § 1, 2001)

#### **11.02.070 Liability for damages.**

Nothing in this title shall be construed so as to release any person owning or controlling any vessel, watercraft, pier, obstruction or other structure from any liability for damages. The safeguards to life and property required in this title shall not be construed as relieving any person from installing and maintaining any other safeguards which may be required by law. (Ord. 507 § 1, 2001)

**Chapter 11.04****ACCIDENTS AND ENFORCEMENT**

## Sections:

- 11.04.010 Filing false information and concealment of pertinent facts.  
 11.04.020 Release from arrest on notice to appear.  
 11.04.030 Aiding and abetting violation.

**11.04.010 Filing false information and concealment of pertinent facts.**

It is a violation of this title for any master, owner, operator or other occupants of any vessel or watercraft involved in a reportable accident under the provisions of this title or involved in any violation of this title to willfully and knowingly file false information with and/or conceal pertinent facts to the accident or violation from the persons duly authorized to investigate the accident or violation. This section shall constitute a separate violation and shall not preclude prosecution for the original violation or accident. A violation of this section shall be a misdemeanor. (Ord. 507 § 1, 2001)

**11.04.020 Release from arrest on notice to appear.**

Whenever any person is arrested for any violation of this title, the arresting officer may serve upon him a citation and notice to appear in court. Upon the arrested person's failing or refusing to sign an acknowledgment of receipt of citation, he/she may be taken into the custody of such arresting officer and so remain or be placed in confinement. The failure to sign an acknowledgment of receipt of citation shall constitute a misdemeanor. (Ord. 507 § 1, 2001)

**11.04.030 Aiding and abetting violation.**

It is unlawful to counsel, aid or abet the violation of, or failure to comply with, any of the provisions of this title. (Ord. 507 § 1, 2001)

**Chapter 11.08****RESTRICTED AREAS AND OBSTRUCTIONS**

## Sections:

- 11.08.010 Restricted areas.  
 11.08.020 Obstruction – Moving of same.

**11.08.010 Restricted areas.**

In interests of safe navigation, life safety and the protection of property, the director of public safety shall designate restricted areas and testing courses of within 100 feet lakeward from any public swimming area; provided, that this section shall not apply to vessels or watercraft engaged in or accompanying the activity to which the area is restricted, nor to patrol or rescue craft or in the case of an emergency. (Ord. 507 § 1, 2001)

**11.08.020 Obstruction – Moving of same.**

A. No master, person or owner having charge of any vessel, watercraft or obstruction shall anchor or moor the same in any anchorage, fairway, or harbor or make the same fast to any buoy, pier or other structure owned by or under the authority, control or within the jurisdiction of the town without first obtaining a permit from the town.

B. Only Yarrow Point residents who have obtained a permit from the U.S. Army Corps of Engineers prior to the date of the adoption of the ordinance codified in this section (June 8, 2004) shall be allowed to continue to moor or anchor in the harbor of the town as though the town had issued a permit.

C. Permits for moorage or anchoring in the harbor of the town shall be limited to waterfront land owners and shall be issued by the town through the substantial development process as stated in the Yarrow Point Municipal Code.

D. No master, owner or other person in charge of any towboat shall, while towing any vessel, watercraft or obstruction, obstruct any channel, fairway, or harbor.

E. The marine patrol or any duly authorized officer of the town shall have the power to cause the removal of any:

1. Vessel, watercraft or obstruction anchored in any channel or fairway, the harbor, or made fast to any buoy, pier or other structure owned by or under the authority and control of the town:

2. Towboat and/or its tow which is obstructing navigation in any channel, fairway or harbor;

3. Vessel, watercraft or obstruction lying at any pier in the harbor which is obstructing any slip, fairway or other vessel or watercraft;

4. Buoy that is anchored in the harbor, channel or fairway within the jurisdiction of the town;

5. In the event that the town of Yarrow Point through authorized agents, such as the marine patrol, causes to have removed from any channel, fairway or harbor any vessel, watercraft, buoy or obstruction, then the actual cost thereof shall be borne by and paid for by the master or owner of such vessel, watercraft, buoy or obstruction.

F. It shall be unlawful to fail to remove or refuse to remove any vessel, watercraft, buoy or obstruction after being requested to do so by any authorized marine patrol officer or agent of the town. (Ord. 535 § 1, 2004; Ord. 507 § 1, 2001)

## Chapter 11.12

### SWIMMING, SKINDIVING AND WATER SKIING

Sections:

11.12.010 Swimming.

11.12.020 Skindiving – Scuba diving.

11.12.030 Water skiing.

#### 11.12.010 Swimming.

Swimming in the harbor shall be confined to:

A. Restricted swimming areas;

B. Within a distance of 100 feet from the shore, unless the swimmer is accompanied by a watercraft. (Ord. 507 § 1, 2001)

#### 11.12.020 Skindiving – Scuba diving.

A. Skindiving and scuba diving are prohibited unless a diver's flag is displayed.

B. Skindiving and scuba diving are prohibited when done more than 100 feet from the shoreline or a pier unless the diver is accompanied by a watercraft displaying a diver's flag.

C. Skindiving and scuba diving shall be prohibited within 300 feet of any public boat launch, pier or dock. (Ord. 507 § 1, 2001)

#### 11.12.030 Water skiing.

A. Night Skiing. No night water skiing shall be allowed within the town harbor. "Night," as used herein, shall mean for one-half hour after sunset to sunrise; provided, that this subsection shall not apply to watercraft used in duly authorized water ski tournaments, competitions, expositions, or trials therefor. A violation of this subsection is a misdemeanor.

B. It is unlawful for any watercraft, vessel or personal watercraft to tow or otherwise assist anyone on water skis, aqua-plane, surfboard or similar contrivance within 100 yards of the shoreline, a pier, a dock, a bridge, a public swimming area or any restricted area; provided, however, water skiers may start from or return to shore or a shore installation so long as

said start or return is made directly or from open water. "Open water", for the purpose of this section, means that portion of the harbor which is more than 100 yards from the shore or a shore installation. (Ord. 507 § 1, 2001)

## Chapter 11.16

### OPERATION OF WATERCRAFT

#### Sections:

- 11.16.010 Speed regulations.
- 11.16.020 Interference with navigation or disturbing other boats.
- 11.16.030 Incapacity of operator.
- 11.16.040 Overloading.
- 11.16.050 Rules of the road.
- 11.16.060 Propellers.
- 11.16.070 Yielding right-of-way to authorized emergency vessels.
- 11.16.080 Racing.
- 11.16.090 Aircraft.
- 11.16.100 Creating a wake prohibited.

#### **11.16.010 Speed regulations.**

A. It is unlawful for any person to operate any watercraft or vessel at a speed in excess of eight miles per hour within 100 yards of any pier, dock, shoreline, bridge or shore installation, except as provided in YPMC 11.12.030.

B. The operation of a vessel with a designed planing hull while being operated on a plane shall be prima facie evidence of speed in excess of eight miles per hour. (Ord. 507 § 1, 2001)

#### **11.16.020 Interference with navigation or disturbing other boats.**

A. No person shall operate any watercraft or vessel in a manner which shall unreasonably or unnecessarily interfere with other watercraft or vessels or with the free and proper navigation of the harbor of the town. Anchoring or mooring under bridges or in heavily traveled channels constitutes such interference.

B. No person shall operate any watercraft in such a manner as to unjustifiably or unnecessarily annoy, frighten or endanger the occupants of any other watercraft, or throw up a wake when approaching another watercraft or other property in or adjacent to the harbor. (Ord. 507 § 1, 2001)

**11.16.030 Incapacity of operator.**

It is unlawful for the owner or person in charge of a watercraft or vessel to authorize or knowingly permit the same to be operated by any person who is physically or mentally incapable of operating the vessel or watercraft under the prevailing circumstances. (Ord. 507 § 1, 2001)

**11.16.040 Overloading.**

No watercraft shall be loaded with passengers or cargo beyond its safe carrying capacity, nor carry passengers in an unsafe manner, including but not limited to bow riding, taking into consideration weather and other existing operating conditions. (Ord. 507 § 1, 2001)

**11.16.050 Rules of the road.**

Except as otherwise specified in this title, vessels or watercraft shall be subject to the "Navigation Rules, International-Inland, CG-169, May 1, 1977", promulgated by the United States Coast Guard, pursuant to act of Congress, as such rules are now or may hereafter be amended or adopted; and provided further, that sailing vessels or other watercraft, while engaged in a sanctioned or authorized race, predicted log race, regatta, or similar event, shall be subject to the applicable rules for such event including, but not limited to, differing right-of-way rules. (Ord. 507 § 1, 2001)

**11.16.060 Propellers.**

No master, owner or other person in charge of any vessels or watercraft shall, while the same is lying in any slip or at any pier, either cause or allow the propeller, wheel, jet or other means of propulsion of such vessel or watercraft to be worked in such a manner as to endanger any person, vessel, watercraft or structure. (Ord. 507 § 1, 2001)

**11.16.070 Yielding right-of-way to authorized emergency vessels.**

It shall be the duty of the master, owner or operator of a vessel or watercraft to reduce speed and if necessary stop his vessel or watercraft, at the same time yielding right-of-way as otherwise specified in this title, upon the approach of an authorized emergency vessel or watercraft displaying an emergency light and/or sounding a siren and while actually responding to an emergency or in immediate pursuit of any violator of the law. (Ord. 507 § 1, 2001)

**11.16.080 Racing.**

Nothing in the provisions of this title shall be construed to mean that the operator of a vessel or watercraft competing in a race or regatta or trials therefor, which has been duly authorized by an appropriate governmental agency or authority, or an operator engaged in industrial development and testing of experimental and production watercraft and vessels, shall be prohibited from attempting to attain high speeds on a duly designated and indicated racing or testing courses. (Ord. 507 § 1, 2001)

**11.16.090 Aircraft.**

A. All vessels or watercraft shall keep clear of seaplanes landing within any area now or hereafter set aside by law for such purpose.

B. All seaplanes must comply with the civil air regulations (14 CFR 91.69) as now enacted or hereafter amended which govern seaplanes upon the navigable water of the United States and conform with the inland rules of CG-169 applicable to vessels. (Ord. 507 § 1, 2001)

**11.16.100 Creating a wake prohibited.**

It shall be unlawful for any watercraft to create a wake within 100 yards of any shoreline or bridge, or shore installation, except as provided in YPMC 11.12.030. (Ord. 507 § 1, 2001)

**Chapter 11.20****EQUIPMENT REQUIREMENTS**

Sections:

11.20.010 Whistles and lights.

11.20.020 Equipment.

**11.20.010 Whistles and lights.**

A. It is unlawful for the master, owner or any other person in charge of any watercraft or vessel, while lying at any pier or while navigating in the town harbor, unnecessarily to cause any whistle or siren to be blown or sounded, nor shall any person flash the rays of a searchlight or other blinding light onto the bridge or into the pilot house of any vessel or watercraft underway for any purpose other than those authorized by law.

B. The rules concerning navigation lights shall be complied with in all weather from sunset to sunrise, and during such time no other lights which may be mistaken for the prescribed lights shall be exhibited. Both the navigation rules (CG-169) adopted by YPMC 11.16.050 and the Federal Requirements for Recreational Boats (CG-290) shall be complied with regarding proper lighting. (Ord. 507 § 1, 2001)

**11.20.020 Equipment.**

A. In addition to the requirements imposed by the navigation rules adopted by YPMC 11.16.050, recreational boats shall be subject to safety requirements imposed by Federal Requirements for Recreational Boats, CG-290, 1978, promulgated by the United States Coast Guard, pursuant to act of Congress, as such rules are now or may hereafter be amended or adopted.

B. All watercraft or vessels shall carry the equipment required by any applicable United States laws as now or hereafter amended. (Ord. 507 § 1, 2001)

**Chapter 11.24****PIERS AND MARINAS**

Sections:

11.24.010 Unsafe piers.

11.24.020 Mooring at private docks without permission.

**11.24.010 Unsafe piers.**

Whenever any pier or gangway devoted to public use appears to be dangerous for such use, the director of public safety shall report the matter to the town building official who shall inspect the same and shall order any unsafe portion barricaded with proper fencing until such time as necessary repairs shall be made. If the owner, agent or lessee of such pier fails to comply with the orders of the building official immediately, the building official shall prohibit the use of the unsafe portion of such pier and may erect the necessary fencing or barricade, and the expense shall be paid by and recoverable from the owner, agent or lessee of such pier to the town. It is unlawful for any person to allow any such pier or gangway to be used or open to use. (Ord. 507 § 1, 2001)

**11.24.020 Mooring at private docks without permission.**

No person shall moor a watercraft or vessel to a private seawall or dock or beach it upon private property within the town without the permission of the owner thereof, except in emergency situations. (Ord. 507 § 1, 2001)

## Chapter 11.28

### NUISANCES AND DEBRIS

#### Sections:

- 11.28.010 Floating objects.
- 11.28.020 Drifting debris.
- 11.28.030 Nuisances.
- 11.28.040 Oil spillage prohibited.
- 11.28.050 Sunken vessels.
- 11.28.060 Herbicides.

#### **11.28.010 Floating objects.**

All vessels, watercraft, logs, piling, building material, scows, houseboats or any other article of value found adrift in the town harbor may be taken in charge by the department of public safety and shall be subject to reclamation by the owner thereof, on payment by him to the town of any expenses incurred by the town, and in case of failure to reclaim may be sold or disposed of according to law. (Ord. 507 § 1, 2001)

#### **11.28.020 Drifting debris.**

It is unlawful for the owner, agent or lessee in charge of any pier to allow the whole, or any part thereof, to fall into or remain adrift in the navigable waters or to drift away. Fender piles, broken or loose, shall be removed by the owner, agent or lessee of any pier, and upon failure to do so, the same may be removed by the department of public safety and the expense thereof shall be paid by and recoverable from the owner, agent or lessee of such pier to the town. (Ord. 507 § 1, 2001)

#### **11.28.030 Nuisances.**

Sunken or swamped vessels or watercraft, refuse of all kinds, structures or pieces of any structure, dock sweepings, dead fish or parts thereof, dead animals or parts thereof, timber logs, piles, boom sticks, lumber, boxes, empty containers, grass clippings and garden refuse, and oil of any kind floating uncontrolled on the water, and all other substances or articles of a

similar nature, are declared to be public nuisances. It is unlawful for any person to throw or place in, or cause or permit to be thrown or placed any of the above-named articles or substances in the water of the town, or upon the shores thereof, or in such position that the same may or can be washed into said waters, either by high waters, storms, floods or otherwise. Any person causing or permitting the nuisances to be placed as aforesaid shall remove the same and upon his failure to do so, the same may be removed by the department of public safety and the expense thereof shall be paid by and recoverable from the person creating the nuisance. In all cases such nuisances may be abated in the manner abated by law. The abatement of any such public nuisances shall not excuse the person responsible therefor from prosecution hereunder. (Ord. 507 § 1, 2001)

#### **11.28.040 Oil spillage prohibited.**

No owner, master, or other person aboard or in charge of any vessel or watercraft, and no engineer, or other person in charge of any engine room or machinery of any vessel or watercraft, and no owner, lessee, agent, employee, or other person in charge of or employed in or about any pier or other structure, and no person along or upon the shore of the harbor, shall spill, throw, pump or otherwise cause oil of any description to be in or float upon the waters of the harbor. Any person causing oil to be in or upon the waters of the harbor as aforesaid shall remove the same and, upon his failure to do so, the same may be removed by the department of public safety and the expense thereof shall be paid by and recoverable from the person causing the oil to be in or upon the water. The payment of such sum, or the maintenance of an action therefor, shall not be deemed to exempt such person from prosecution for causing such oil spillage. (Ord. 507 § 1, 2001)

**11.28.050 Sunken vessels.**

When any vessel or watercraft or obstruction has been sunk or grounded, or has been delayed in such manner as to stop or seriously interfere with or endanger navigation, the director of public safety may order the same immediately removed and if the owner or other person in charge thereof, after being so ordered, does not proceed immediately with such removal, the director of public safety may take immediate possession thereof and remove the same, using such methods as in his judgment will prevent unnecessary damage to such vessel or watercraft or obstruction. The expense incurred by such removal shall be paid by such vessel or watercraft or obstruction or the owner or other person in charge thereof, and in case of failure to pay the same, the town may maintain an action for the recovery thereof. (Ord. 507 § 1, 2001)

**11.28.060 Herbicides.**

A. It is unlawful for any person, corporation, partnership, or other legal entity to place, throw, spray, or otherwise introduce, or attempt to place, throw, spray, or otherwise introduce, or cause to be placed, thrown, sprayed or otherwise introduced into the harbor of the town any herbicide, with the exception of herbicides which are labeled as registered aquatic herbicides with the federal Environmental Protection Agency and which are registered with the Washington State Department of Agriculture for use in the state. It is also unlawful for any such registered herbicide to be applied unless it is applied under the authority of a modification of water quality standards order issued by the Washington State Department of Ecology. It shall be a separate offense for each and every day in which a herbicide, with the exception of those permitted above, is attempted to be, or caused to be, placed, thrown, sprayed or otherwise introduced into the waters of the harbor of the town. The town reserves the right to take such action

as is necessary to prevent the placement or other introduction of unauthorized herbicides into the waters of the harbor, including injunctive relief to prevent the introduction of substances into the waters of the harbor.

B. Only persons with a valid license to apply herbicides issued by the state may utilize registered herbicides in the waters of the harbor of the town and such persons shall comply with all applicable state rules and regulations concerning such applications of herbicides, including proper posting and notification in accordance with label instructions and in accordance with the order covering such application issued by the Washington State Department of Ecology. (Ord. 507 § 1, 2001)

**Chapter 11.30****INFRACTIONS**

Sections:

11.30.010 Decriminalization of certain offenses – Infractions.

**11.30.010 Decriminalization of certain offenses – Infractions.**

Failure to perform any act required or the performance of any act prohibited by this title is designated as an infraction, and may not be classified as a criminal offense, except for offenses as hereafter stated, or otherwise stated as a misdemeanor or gross misdemeanor in the specific section:

A. YPMC 11.04.010, relating to filing false information and concealment of pertinent facts;

B. YPMC 11.04.020, relating to release from arrest on written notice to appear;

C. YPMC 11.04.030, relating to aiding and abetting;

D. YPMC 11.08.020, relating to obstructions, moving same;

E. YPMC 11.28.060, relating to herbicides;

F. RCWs adopted and incorporated by reference which are specifically designated as misdemeanors or gross misdemeanors. (Ord. 507 § 1, 2001)

**Chapter 11.32****MISCELLANEOUS**

Sections:

11.32.010 Vessels and watercraft – Habitation prohibited.

11.32.020 Permitting operation.

11.32.030 Impound.

**11.32.010 Vessels and watercraft – Habitation prohibited.**

No boat, vessel, watercraft or houseboat moored in the harbor or off the shoreline of the town shall be used as a place of habitation. (Ord. 507 § 1, 2001)

**11.32.020 Permitting operation.**

It is unlawful for the owner of any vessel or watercraft or person having such in charge or in control to authorize or knowingly permit the same to be operated by any person who is under the influence of or affected by the use of any chemical substance. (Ord. 507 § 1, 2001)

**11.32.030 Impound.**

Whenever it appears reasonably necessary to protect property, an arresting officer may impound a watercraft or vessel when it cannot be otherwise secured or released. The arresting officer, in lieu of impound, may release the watercraft to a person who, in the officer's opinion, can safely operate the watercraft or vessel or secure said watercraft or vessel to a moorage facility when same has been approved for such purpose. The owner or operator of the watercraft or vessel must sign a waiver of impound to allow the arresting officer an option other than impounding the watercraft or vessel. (Ord. 507 § 1, 2001)

**Chapter 11.36****STATUTES INCORPORATED  
BY REFERENCE**

## Sections:

11.36.010 Statutes incorporated by reference.

**11.36.010 Statutes incorporated by  
reference.**

The following state statutes are incorporated  
by reference:

## RCW

79A.60.010	Definitions.	79A.60.160	Personal flotation devices required – Penalty.
79A.60.020	Violations of chapter punishable as misdemeanor – Circumstances – Violations designated as civil infractions.	79A.60.170	Waterskiing safety – Requirements, except that provision (5) thereof is not adopted.
79A.60.030	Operation of vessel in a negligent manner – Penalty.	79A.60.180	Loading or powering vessel beyond safe operating ability – Penalties.
79A.60.040	Operation of vessel in a reckless manner – Operation of a vessel under the influence of intoxicating liquor – Penalty.	79A.60.190	Operation of personal watercraft – Prohibited activities – Penalties.
79A.60.080	Failure to stop for law enforcement vessel.	79A.60.200	Duty of operator involved in collision, accident, or other casualty – Immunity from liability of persons rendering assistance – Penalties.
79A.60.090	Eluding a law enforcement vessel.	79A.60.210	Casualty and accident reports – Confidentiality – Use as evidence.
79A.60.100	Enforcement – Chapter to supplement federal law.	79A.60.220	Boating accident reports by local government agencies – Investigation – Report of coroner.
79A.60.110	Equipment standards – Rules – Penalty.	88.02.020	Registration and display of registration number and decal prerequisite to ownership or operation of vessel – Exceptions.
79A.60.120	Tampering with vessel lights or signals – Exhibiting false lights or signals – Penalty.	88.02.023	Vessel dealer display decals – Use.
79A.60.130	Muffler or underwater exhaust system required – Exemptions – Enforcement – Penalty.	88.02.025	Registration of vessels numbered under the Federal Boat Safety Act.
79A.60.140	Personal flotation devices – Inspection and approval – Rules.	88.02.030	Exceptions from vessel registration.
79A.60.150	Failure of vessel to contain required equipment – Liability of operator or owner – Penalty.	88.02.040	Issuance of registrations – Agents – Deposit of fees in general fund – Allocation for boating safety and education and law enforcement.
		88.02.045	Allocation of funds under RCW 88.02.040 to counties – Deposit to account for boating safety programs.

- 88.02.050 Application – Registration fee and excise tax – Registration number and decal – Registration periods – Renewals – Marine oil refuse dump and holding tank information – Transfer of registrations.
- 88.02.070 Certificates of title.
- 88.02.078 Vessel dealer business address – Office – Identification of business.
- 88.02.090 Inspection of registration – Violation of chapter.
- 88.02.110 Penalties – Disposition of moneys collected – Enforcement authority.
- 88.02.112 Registration certificate required – Penalty.
- 88.02.115 Additional penalties for unauthorized or personal use of dealer display decals.
- 88.02.118 Evasive registration – Penalty.
- 88.04.320 Operating violations enumerated – Penalties.
- 88.08.020 Tampering with lights or signals.
- 88.08.030 Bringing certain foreign convicts into state.
- 88.08.050 Injury to lighthouse or United States light.

(Ord. 507 § 1, 2001)