

ORDINANCE NO. 55

AN ORDINANCE OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, PROVIDING FOR SPEED LIMITS, PARKING RESTRICTIONS AND ENFORCEMENT THEREOF, PROVIDING FOR PENALTIES FOR VIOLATIONS OF THIS ORDINANCE, ADOPTING CHAPTERS 10.24 AND 10.40 OF THE PIERCE COUNTY CODE BY REFERENCE AND ESTABLISHING THE OFFICE OF TRAFFIC ENGINEER;

WHEREAS, the City of University Place will incorporate on August 31, 1995; and

WHEREAS, the City will be contracting with Pierce County to provide police services to residents of the City at least on an interim basis during the post incorporation period; and

WHEREAS, Pierce County deputy sheriffs are familiar with the Pierce County Code; and

WHEREAS, allowing Pierce County deputy sheriffs to continue to enforce certain Pierce County Code provisions within the City after incorporation both promotes the public welfare and allows police officers to make an orderly transition to the enforcement of criminal and traffic codes which the City of University Place will enact after incorporation; and

WHEREAS, the City is authorized by RCW 35A. 46.010 and RCW 46.61.400 - .415 to establish maximum speeds on city streets and those portions of state highways which pass through the City ; and

WHEREAS, the City Council wishes to establish speed limits, parking regulations and provide for a mechanism for temporary street closures; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Speed Limits. Pierce County Code Chapters 10.40, Speed Limits and WAC 308-330-423 are hereby adopted by reference to establish motor vehicle speed limits within the City.

Section 2. Penalty. A violation of the established speed limits shall be an infraction and punished in accordance with WAC 308-330-710.

Section 3. Parking Restrictions. The City adopts by reference the parking regulations previously enacted for streets within the City by Pierce County and set forth in Pierce County Code Chapter 10.24.

Section 4. Parking Violations. A violation of the parking regulations shall be an infraction and punished in accordance with the bail schedule on file at the Pierce County District Court.

Section 5. Traffic Engineer; Street Closures.

A. The City shall contract with a qualified engineer to serve as Traffic Engineer. The Traffic Engineer shall have the authority granted by WAC 308-330-265 and 270, including any amendments thereto.

B. The City Manager upon the advice of the Traffic Engineer may close any city street to traffic to protect the public safety.

C. The City Manager, upon the advice of the City Police Chief, or such officer authorized to act in that capacity, may close any city street to traffic for purposes of public events or privately sponsored events such as, but not limited to, street fairs.

Section 6. 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 7. 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 8. 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 9. 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 AUGUST 21, 1995


Stanley L.K. Flemming, Mayor

ATTEST:


Susan Matthew, Interim City Clerk

APPROVED AS TO FORM:


Robert J. Backstein, Interim City Attorney

Date of Publication: August 24, 1995
Effective Date: August 31, 1995