

**CITY OF LYNNWOOD
ORDINANCE NO. 2679**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LYNNWOOD AMENDING SECTION 11.18.05 AND SECTION 11.44.140 OF THE LYNNWOOD MUNICIPAL CODE RELATED TO FINES IMPOSED ON INFRACTIONS ESTABLISHED UNDER CHAPTER 11.18 OF THE LYNNWOOD MUNICIPAL CODE; ADOPTING A NEW FINE AND PROVIDING FOR AUTOMATIC CORRELATION WITH INCREASES IN THE FINE ADOPTED BY THE STATE OF WASHINGTON

WHEREAS, the Washington State Legislature has adopted Chapter 46.63 RCW which authorizes local jurisdictions to use automated traffic safety cameras at arterial intersections, school zones and railroad crossings, subject to the limitations set forth therein; and

WHEREAS, the City of Lynnwood in Chapter 11.18 of the Lynnwood Municipal Code adopted the use of automatic traffic safety cameras and imposed a fine for infractions established by such cameras; and

WHEREAS, the State of Washington has increased the fine to be imposed for infractions established under Chapter 11.18, and the City Council desires to correlate city fines under this chapter with current and future fines authorized by the State of Washington;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LYNNWOOD DO ORDAIN AS FOLLOWS:

Section 1. Section 11.18.050 of the Lynnwood Municipal Code is amended to read as follows

11.18.050 Fine. The fine for an infraction detected under authority of this Chapter shall be a base monetary penalty of \$112.00. Whenever, in the future, the State of Washington increases the fine imposed under this Chapter, by legislation or court rule, the City's fine shall be increased to a like amount upon the effective date of such legislation or court rule.

Section 2. Section 11.44.140.A of the Lynnwood Municipal Code is amended to read as follows:

11.44.140 Traffic infraction.

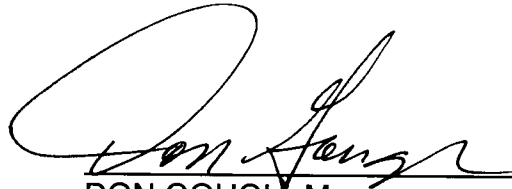
A. Failure to perform any act required or the performance of any act prohibited by this chapter is a traffic infraction. The penalty for such infraction shall be \$30.00; provided,

however, that the fine for an infraction prosecuted under Chapter 11.18 LMC shall be \$112.00; and provided further that whenever, in the future, the State of Washington increases the fine imposed under Chapter 11.18, by legislation or court rule, the City's fine shall be increased to a like amount upon the effective date of such legislation or court rule.

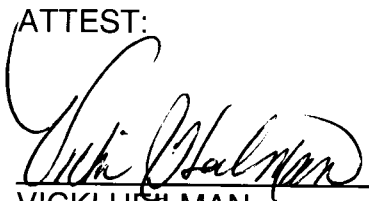
Section 3. If any section, subsection, sentence, clause, phrase or word of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this Ordinance.

Section 4. This Ordinance shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

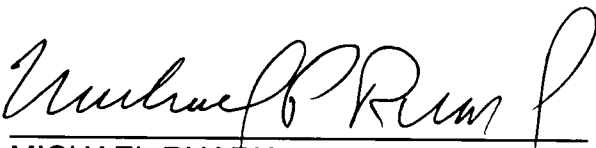
Passed this 14th day of May, 2007, and signed in authentication of its passage this 21st day of May, 2007.



DON GOUGH, Mayor

ATTEST:


VICKI HEILMAN,
Interim Finance Director

APPROVED AS TO FORM:


MICHAEL RUARK
City Attorney