



ORDINANCE NO. 3437

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LYNNWOOD, WASHINGTON, AMENDING LYNNWOOD MUNICIPAL CODE SECTION 11.18.050 TO MODIFY THE FINE AMOUNTS AND SCHEDULE FOR VIOLATIONS DETECTED BY AUTOMATED TRAFFIC SAFETY CAMERAS; PROVIDING FOR SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE; AND PROVIDING FOR SUMMARY PUBLICATION

WHEREAS, the City of Lynnwood ("City") adopted Lynnwood Municipal Code ("LMC") Chapter 11.18 in 2006 and amended certain sections in 2009; and

WHEREAS, the City desires to amend LMC 11.18.050 so that fines for a traffic control signal violation detected through the use of an automated traffic safety camera shall be equal to the monetary penalty for a violation of RCW 46.61.050 as provided under RCW 46.63.110, including all applicable statutory assessments; and

WHEREAS, the City desires to create a fine schedule for a school zone infraction that is consistent with fines imposed for violations of RCW 46.61.440; and

WHEREAS, the City desires to impose an additional traffic safety fee to pay for traffic safety enforcement;

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

Section 1. Purpose. The purpose of this ordinance is to amend LMC 11.18.050 to: (1) establish a fine for a traffic control signal violation that equals the monetary penalty for a violation of RCW 46.61.050 as provided under RCW 46.63.110; (2) create a fine schedule for a school zone infraction that is consistent with RCW 46.61.440; and (3) impose an additional traffic safety fee to pay for traffic safety enforcement.

Section 2. Amendment. LMC 11.18.050 shall be amended to read as follows:

11.18.050 Fine.

A. The fine for a traffic control signal violation detected through the use of an automated traffic safety camera shall be equal to the monetary penalty for a violation of RCW 46.61.050 as provided under RCW 46.63.110, including all applicable statutory assessments. Whenever, the

45 state of Washington increases the fine imposed for a violation of RCW 46.61.050, by legislation
46 or court rule, the city’s fine shall be increased to an amount equal to the increase imposed by
47 legislation or court rule upon the effective date of such legislation or court rule.

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49 B. The fine schedule for a school zone infraction detected under authority of this chapter shall
50 be:

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52 1. Speeds six to 10 miles per hour over the posted 20 miles per hour zone shall be a
53 base monetary penalty of \$150.00;

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55 2. Speeds 11 to 15 miles per hour over the posted 20 miles per hour zone shall be a
56 base monetary penalty of \$200.00;

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58 3. Speeds 16 to 20 miles per hour over the posted 20 miles per hour zone shall be a base
59 monetary penalty of \$250.00; or

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61 4. Speeds 21 miles per hour and above over the posted 20 miles per hour zone shall be a
62 base monetary penalty of \$300.00.

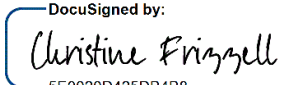
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65 C. An additional \$25.00 traffic safety fee shall be added to any fine imposed under authority of
66 this chapter. Traffic safety fees shall be directed into a fund for the purposes of offsetting the
67 costs of traffic safety enforcement, including the salary and benefits of police officers assigned
68 to traffic-related enforcement and collision investigations. The traffic safety fee imposed under
69 this subsection may not be waived or reduced.

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71 Section 3. Severability. If any section, sentence, clause, phrase, or word of this
72 ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction,
73 such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other
74 section, sentence, clause, phrase, or word of this ordinance.

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76 Section 4. Effective Date. This ordinance, or an approved summary thereof consisting of
77 its title, shall be published in the City’s official newspaper of record and shall take effect, and
78 be in full force, five (5) days following its publication.

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80 PASSED BY THE CITY COUNCIL this 13th day of February, 2023.

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83 APPROVED:
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 2/22/2023
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Christine Frizzell, Mayor
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89 ATTEST/AUTHENTICATED:

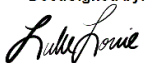
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Luke Lonie, City Clerk

APPROVED AS TO FORM:

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Lisa M. Marshall, City Attorney