

CITY OF LYNNWOOD

ORDINANCE NO. 862

AN ORDINANCE ADOPTING THE WASHINGTON MODEL TRAFFIC ORDINANCE AND OTHER TRAFFIC STATUTES TO REGULATE TRAFFIC ON THE HIGHWAYS OF THE CITY OF LYNNWOOD AND REPEALING PARTS OF ORDINANCE 219, 335, 479, 636, AND ALL OTHER ORDINANCES AND SECTIONS OF ORDINANCES IN CONFLICT THEREWITH, SETTING PENALTIES AND PRESCRIBING PUNISHMENTS THEREFORE.

THE CITY COUNCIL OF THE CITY OF LYNNWOOD DO ORDAIN AS FOLLOWS:

SECTION 1. ADOPTION BY REFERENCE.

The "Washington Model Traffic Ordinance" Chapter 46.90, hereinafter referred to as the "MTO", and RCW 46.52.088, 46.61.072, 46.61.202, 46.61.215, 46.61.261, 46.61.264, 46.61.266, 46.61.269, 46.61.520, 46.61.540, 46.61.606, 46.61.608, 46.61.614, 46.64.017, 46.37.470, 46.44.110, 46.52.110, 47.36.130, 70.84.030, and 70.84.050 are hereby adopted by reference as and for the traffic ordinance of this city as if set forth in full herein with the exception of the penalty provisions thereof which are superseded by the penalty provisions of this ordinance as set forth in Section 2.

SECTION 2. SECTIONS NOT ADOPTED.

The following sections of the MTO are not adopted by reference and are expressly deleted: RCW 46.90.505 and RCW 46.90.540.

SECTION 3. PENALTIES.

Any person who is convicted of violating or failing to comply with any of the provisions of this ordinance is guilty of a misdemeanor; punishment shall be by imposition of a fine and/or jail or correctional institution as prescribed by Section 1, Chapter 95, Laws of 1975-1976 Forty-Fourth Legislature, Second Extraordinary Session, as now or hereafter amended, which statute is adopted by reference as if set forth in full herein.

SECTION 4. PROCEDURES AND CITATION.

Any person who is convicted of violating or failing to comply with any of the provisions of this ordinance is guilty of a misdemeanor; punishment shall be by imposition of a fine and/or jail or correctional institution as prescribed by Section 2, Chapter 95, Laws of 1975-1976 Forty-Fourth Legislature, Second Extraordinary Session, as now or hereafter amended is hereby adopted by reference as if set forth in full herein.

SECTION 5. DISPOSITION OF TRAFFIC FINES AND FORFEITURES.

Except as otherwise provided, all fines or forfeitures collected upon conviction or upon the forfeiture of bail of any person charged with a violation of any of the provisions of this ordinance shall be paid into the general fund of the city.

SECTION 6. OFFICIAL MISCONDUCT.

Failure, refusal, or neglect on the part of any judicial or other officer or employee receiving or having custody of any such fine or forfeiture of bail, either before or

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after a deposit in said general fund, to comply with the provisions of Section 4 shall constitute misconduct in office and shall be grounds for removal therefrom, provided appropriate removal action is taken pursuant to state law relating to removal of public officials.

SECTION 7. FILING OF ORDINANCE. Incident to the adoption of the MTO by reference, by this ordinance copies of the text of the adopted MTO and of other adopted statutes shall be filed as required by RCW 35A.12.140 for use and examination by the public.

SECTION 8. REPEAL. The following ordinances and parts of ordinances in conflict herewith are repealed:

Ord. 219, Sec. 1 - LMC 11.04.010. Definition of Words and phrases. The following words and phrases when used in this title shall for the purpose of this title have the meanings respectively ascribed to them in this chapter, unless where used the context thereof shall clearly indicate to the contrary.

Ord. 219, Sec. 2 - LMC 11.04.020 Right-of-way. The term "right-of-way" shall mean the right of one vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian approaching under such circumstances of direction, speed and proximity as to give rise to danger of collision unless one grants precedent to the other.

Ord. 219, Sec. 3 - LMC 11.04.030 - Stop.

A. STOP. The term "stop," when required, means complete cessation of movement.

B. STOP OR STOPPING. The term "stop or stopping," when prohibited, means any halting even momentarily of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control sign or signal.

C. STAND OR STANDING. The term "stand or standing" means the halting of a vehicle, whether occupied or not, otherwise than for the purpose of and while actually engaged in receiving or discharging passengers.

D. PARK OR PARKING. The term "park or parking" means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers.

Ord. 219, Sec. 4 - LMC 11.04.040 Official Time Standard.

The term "official time standard," whenever certain hours are named herein, shall mean standard time or daylight saving time as may be in current use in this city.

Ord. 219, Sec. 5 - LMC 11.04.050 Police Officers.

A. POLICE OFFICER. The term "police officer" means every officer of the municipal police department or any officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.

B. TRAFFIC DIVISION. The term "traffic division" means the traffic division of the Police Department of this city, or in the event a traffic division is not established, then said term, whenever used herein, shall be deemed to refer to the police department of this city.

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C. CITY TRAFFIC ENGINEER. The city engineer's official duties shall include traffic engineering; the term "city traffic engineer" shall refer to the city engineer or his office.

Ord 219, Sec. 6 - LMC 11.04.060 Curb Loading Zones.

A. CURB LOADING ZONE. The term "curb loading zone" means a space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.

B. PASSENGER CURB LOADING ZONE. The term "passenger curb loading zone" means a place adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers.

C. FREIGHT CURB LOADING ZONE. The term "freight curb loading zone" means a space adjacent to a curb for the exclusive use of vehicles during the loading or unloading of freight.

Ord. 219, Sec. 7 - LMC 11.04.070 Central business or traffic district. The term "central business or traffic district" means all streets and portions of streets within the area described as follows: All that area defined as fire zone one by Chapter 9.08 of this code.

Ord. 219, Sec. 94 - LMC 11.08.150 Penalties. Unless another penalty is expressly provided by law, every person convicted of a violation of any provision of this title shall be punished by a fine of not more than three hundred or by imprisonment for not more than ninety days or by both such fine and imprisonment.

Ord. 219, Sec. 107 - LMC 11.08.160 Severability. If any part or parts of this title are for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this title.

Ord. 219, Sec. 109 - LMC 11.08.170 Short Title. This title may be known and cited as the traffic ordinance.

L.M.C.11.12.010 Statutes adopted by reference--Higway defined.
The following statutes are adopted by reference, three copies of which are placed on file in the office of city clerk:

RCW 16.24.065	RCW 46.20.021
16.24.070	46.20.045
46.010 through	46.20.190
46.04.680 except	46.20.336
46.04.431 and	46.20.342 (1971 Supp.)
46.04.440	46.20.343
46.08.060	46.20.344
46.08.080	46.20.420
46.08.190	46.20.440, first para-
46.12.260 (1971 Supp.)	46.32.060 graph only
46.16.010 (1971 Supp.)	46.32.070
46.16.135 (1971 Supp.)	46.37.010
46.16.240 (1971 Supp.)	46.37.020
46.16.505, first paragraph only	46.37.030

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RCW 46.37.040	RCW 46.37.470
46.37.050	46.37.480
46.37.060	46.37.500
46.37.070	46.37.510
46.37.080	46.37.540
46.37.090	46.37.550
46.37.100	46.37.560
46.37.110	46.37.570
46.37.120	46.37.580
46.37.130	46.37.590
46.37.140	46.44.010
46.37.150	46.44.020 (1971 Supp.)
46.37.160 (1971 Supp.)	46.44.030 (1971 Supp.)
46.37.170	46.44.034
46.37.180	46.44.036
46.37.185 (1971 Supp.)	46.44.040 (1971 Supp.)
46.37.186	46.44.042
46.37.187 (1971 Supp.)	46.44.044
46.37.188	46.44.045 (1971 Supp.)
46.37.190 (1971 Supp.)	46.44.046
46.37.200	46.44.047 (1971 Supp.)
46.37.210	46.44.050
46.37.220	46.44.060
46.37.230	46.44.070
46.37.240	46.44.100 (1971 Supp.)
46.37.250	46.44.110
46.37.260	46.48.170
46.37.270	46.52.010
46.37.280	46.52.020
46.37.290 (1971 Supp.)	46.52.030 (1971 Supp.)
46.37.300	46.52.040
46.37.310	46.52.070
46.37.340	46.52.090
46.37.351	46.52.110 (1971 Supp.)
46.37.360	46.61.005
46.37.365	46.61.010
46.37.370	46.61.015
46.37.380	46.61.020
46.37.390	46.61.025
46.37.400	46.61.030 (1971 Supp.)
46.37.410	46.61.035 (1971 Supp.)
46.37.420 (1971 Supp.)	46.61.050
46.37.425, first and last paragraph only	46.61.055
46.37.430 (1971 Supp.)	46.61.060
46.37.440 (1971 Supp.)	46.61.065
46.37.450	46.61.070
46.37.460	46.61.075
	46.61.080

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RCW 46.61.085
 46.61.100 (1971 Supp.)
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 46.61.140
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 46.61.250
 46.61.255
 46.61.260
 46.61.290 (1971 Supp.)
 46.61.295
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 46.61.305
 46.61.310
 46.61.315
 46.61.340
 46.61.345
 46.61.350 (1971 Supp.)
 46.61.355
 46.61.360
 46.61.365
 46.61.370
 46.61.375 (1971 Supp.)
 46.61.385
 46.61.400
 46.61.415
 46.61.425 (1971 Supp.)
 46.61.440
 46.61.445
 46.61.450
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RCW 46.61.460
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 46.61.640
 46.61.645
 46.61.655 (1971 Supp.)
 46.61.660
 46.61.665
 46.61.670
 46.61.675
 46.61.680
 46.61.685
 46.61.700
 46.61.750, except first
 46.61.755 sentence
 46.61.760 thereof
 46.61.765
 46.61.770
 46.61.775
 46.61.780
 46.64.010
 46.64.015
 46.64.020
 46.64.025
 46.64.030
 46.64.048
 47.36.130
 47.36.180
 47.36.200
 47.36.220
 47.52.010 (1971 Supp.)
 47.52.011
 47.52.040
 47.52.110

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RCW 47.52.120		RCW 70.84.040	(1971 Supp.)
70.84.010, except Section 1		70.84.050	(1971 Supp.)
70.84.020	(1971 Supp.)	70.84.060	(1971 Supp.)
70.84.030	(1971 Supp.)	70.93.060	(1971 Supp.)

The term "highway" means the entire width between the boundary lines of every way, lane, road, street, boulevard, parking lot, and every way or place in the town, whether publicly or privately maintained, when any part thereof is open, at any time, to the use of the public for purposes of vehicular travel. (Ord. 654 §§2, 3, 1972).

11.12.020 Motorcycles. (a) Operators license: No person shall drive a motorcycle, as defined in RCW 46.04-.330, or a motor-driven cycle, as defined in RCW 46.04.332, unless such person has a valid driver's license specially endorsed by the director to enable the holder to drive such vehicles.

(b) Mufflers--Exhaust systems:

(1) Every motor vehicle shall at all times be equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise, and no person shall use a muffler cut-out, by-pass or similar device upon a motor vehicle on a highway.

(2) The engine and power mechanism of every motor vehicle shall be so equipped and adjusted as to prevent the escape of excessive fumes or smoke.

(3) No person shall modify the exhaust system of a motorcycle in a manner which will amplify or increase the noise emitted by the engine of such vehicle above that emitted by the muffler originally installed on the vehicle, and it shall be unlawful for any person to operate a motorcycle not equipped as required by this subsection, or which has been amplified as prohibited by this subsection.

(c) Mirrors--Windscreen--Helmets: It shall be unlawful:

(1) For any person to operate a motorcycle not equipped with a mirror on each side of the handlebars thereof; the two mirrors shall be so located as to give the driver a complete view of the highway for a distance of at least two hundred feet to the rear of the motorcycle.

(2) For any person to operate a motorcycle in excess of thirty-five miles per hour which does not have a windshield unless he wears goggles or a face shield of a type approved by the commission. The commission is hereby authorized and empowered to adopt and amend regulations covering the types of goggles and face shields and the specifications therefor and to establish and maintain a list of approved goggles and face shields which meet the specifications of the established list hereunder.

(3) For any person to operate or ride upon a motorcycle unless he wears a protective helmet of a type approved by the commission on equipment. Such a helmet must be equipped with either a neck or chin strap which shall be fastened securely while the motorcycle is in motion. The

commission is hereby authorized and empowered to adopt and amend regulations covering the types of helmet and the special specifications therefor and establish, maintain, and distribute to law enforcement agencies throughout the state a list of approved helmets which meet the specifications to be established by the commission on equipment.

(d) Seating--Number of persons: A person operating a motorcycle shall ride only upon the permanent and regular seat attached thereto, and such operator shall not carry any other person nor shall any other person ride on a motorcycle unless such motorcycle is designed to carry more than one person, in which event a passenger may ride upon the permanent and regular seat if designed for two persons, or upon another seat firmly attached to the vehicle to the rear or side of the operator: Provided, however, that the motorcycle must contain foot pegs of a type approved by the equipment commission.

(e) Handlebars: No person shall operate on a public highway a motorcycle in which the handlebars or grips are more than fifteen inches higher than the seat or saddle for the operator.

(f) Position of feet: No person shall ride a motorcycle in a position where both feet are placed on the same side of the motorcycle.

(g) Renting of motorcycles--Licenses:

(1) It shall be unlawful for any person to rent a motor vehicle of any kind including a motorcycle to any other person unless the latter person is then duly licensed as a vehicle operator for the kind of motor vehicle being rented in this state or, in case of a nonresident, then that he is duly licensed as an operator under the laws of the state or country of his residence except a nonresident whose home state or country does not require that a motor vehicle operator be licensed;

(2) It shall be unlawful for any person to rent a motor vehicle to another person until he has inspected the vehicle operator's license of such other person and compared and verified the signature thereon with the signature of such other person written in his presence;

(3) Every person renting a motor vehicle to another person shall keep a record of the vehicle license number of the motor vehicle so rented, the name and address of the person to whom the motor vehicle is rented, the number of the vehicle operator's license of the person renting the vehicle and the date and place when and where such vehicle operator's license was issued. Such record shall be open to inspection by any peace officer or anyone acting for the director of licenses.

(h) Renting of motorcycles--Helmets: No motorcycle shall be rented out unless the renter thereof has in his possession a helmet of a type approved by the commission on equipment regardless from whom the helmet is obtained. (Ord. 335 §2; July 24, 1967).

11.12.030 Implied consent. (a) Any person who operates a motor vehicle upon the public highways of this city shall be deemed to have given consent subject to the provisions of subsection (b) of this section to a chemical test or tests of his breath or blood for the purpose of determining the alcoholic content of his blood if arrested for any offense where, at the time of the arrest, the arresting officer has reasonable grounds to believe the person had been driving or was in the actual physical control of a motor vehicle while under the influence of intoxicating liquor. The test or tests shall be administered at the direction of a law enforcement officer having reasonable grounds to believe the person to have been driving or in actual physical control of a motor vehicle upon the public highways of this city while under the influence of intoxicating liquor. Such officer shall inform the person of his right to refuse the test, and of his right to have additional tests administered by any qualified person of his choosing as provided in Section 11.12.040. The officer shall warn the driver that his privilege to drive will be revoked or denied if he refuses to submit to the test. Unless the person to be tested is unconscious, the chemical test administered shall be of his breath only.

(b) Any person who is dead, unconscious or who is otherwise in a condition rendering him incapable of refusal, shall be deemed not to have withdrawn the consent provided by subsection (a) of this section and the test or tests may be administered subject to the provisions of Section 11.12-.040. (Ord. 479 §2 (part); April 14, 1969).

11.12.040 Presumptions. (a) It is unlawful for any person who is under the influence of or affected by the use of intoxicating liquor or of any narcotic drug to drive or be in actual physical control of a vehicle within this city.

(b) Upon the trial of any civil or criminal action or proceeding arising out of acts alleged to have been committed by any person while driving or in actual physical control of a vehicle while under the influence of intoxicating liquor, the amount of alcohol in the person's blood at the time alleged as shown by chemical analysis of his blood, breath or other bodily substance shall give rise to the following presumptions:

(1) If there was at that time 0.05 percent or less by weight of alcohol in the person's blood, it shall be presumed that he was not under the influence of intoxicating liquor;

(2) If there was at that time in excess of 0.05 percent but less than 0.10 percent by weight of alcohol in the person's blood, such fact shall not give rise to any presumption that the person was or was not under the influence of intoxicating liquor, but such fact may be considered with other competent evidence in determining whether the person was under the influence of intoxicating liquor;

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(3) If there was at that time 0.10 percent or more by weight of alcohol in the person's blood, it shall be presumed that he was under the influence of intoxicating liquor;

(4) Percent by weight of alcohol in the blood shall be based upon milligrams of alcohol per one-hundred cubic centimeters of blood;

(5) The foregoing provisions of this section shall not be construed as limiting the introduction of any other competent evidence bearing upon the question whether the person was under the influence of intoxicating liquor.

(c) Chemical analysis of the person's blood or breath to be considered valid under the provisions of this section shall have been performed according to methods approved by the state toxicologist and by an individual possessing a valid permit issued by the state toxicologist for this purpose.

(d) When a blood test is administered under the provisions of Section 11.12.030, the withdrawal of blood for the purpose of determining its alcoholic content may be performed only by a physician, a registered nurse, or a qualified technician. This limitation shall not apply to the taking of breath specimens.

(e) The person tested may have a physician, or a qualified technician, chemist, registered nurse, or other qualified person of his own choosing administer a chemical test or tests in addition to any administered at the direction of a law enforcement officer. The failure or inability to obtain an additional test by a person shall not preclude the admission of evidence relating to the test or tests taken at the direction of a law enforcement officer.

(f) Upon the request of the person who shall submit to a chemical test or tests at the request of a law enforcement officer, full information concerning the test or tests shall be made available to him or his attorney. (Ord. 479 §2(part), 1969).

11.12.050 Driving without license. Any person who drives a motor vehicle on the public streets or in a public area in the city of Lynnwood when his privilege to drive within the state of Washington is suspended, revoked or denied or when his policy of insurance or bond, when required under RCW Title 46, has been cancelled or terminated, is guilty of a misdemeanor. (Ord. 636 §1, 1972).

11.12.060 Penalty for violation. Every person convicted of a violation of Sections 11.12.030 and 11.12.040 shall be punished by a fine of not more than five hundred dollars or by imprisonment for not more than ninety days, or by both such fine and imprisonment. (Ord. 479 §3, 1969).

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11.36.010 Pedestrians subject to traffic control signals. Pedestrians shall be subject to traffic control signals as declared in RCW 46.60.240 and 46.60.250, but at all other places pedestrians shall be granted those rights and be subject to the restrictions stated in this chapter. (Ord. 219 §49; December 14, 1964).

11.36.020 Pedestrians to use right half of crosswalk. Pedestrians shall move, whenever practicable, upon the right half of crosswalks. (Ord. 219 §50; December 14, 1964).

11.36.030 Pedestrians' duties. A. CROSSING OTHER THAN AT INTERSECTIONS. Pedestrians shall not step into that portion of the street open to moving traffic at any point between intersections in the central business district, in any business district, on any arterial highway, or between adjacent intersections of streets protected by stop signs, except at marked crosswalks or other places specially provided.

B. DIAGONAL CROSSING. Pedestrians shall not cross street intersections diagonally except at such signalized intersections that provide for a pedestrian all-walk phase.

C. YIELDING RIGHT-OF-WAY. Pedestrians crossing a roadway other than at intersection crosswalks shall yield the right-of-way to all vehicles upon the roadway. (Ord. 219 §51; December 14, 1964).

11.36.040 Obedience of pedestrians to bridge and railroad signals. A. REMAINING AFTER SIGNAL. No pedestrian shall enter or remain upon any bridge or approach thereto beyond the bridge signal, gate, or barrier after a bridge operation signal indication has been given.

B. CROSSING BARRIERS. No pedestrian shall pass through, around, over, or under any crossing gate or barrier at a railroad grade crossing or bridge while such gate or barrier is closed or is being opened or closed. (Ord. 219 §52; December 14, 1964).

11.36.050 Operators to exercise due care. Notwithstanding the foregoing provisions of this chapter, every operator of a vehicle shall exercise due care to avoid colliding with any pedestrian upon any roadway and shall give warning by sounding the horn when necessary and shall exercise special precaution upon observing any child or any confused or incapacitated person upon a roadway. (Ord. 219 §53; December 14, 1964).

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Ord. 219, Sec. 54 - LMC 11.56.010 Effect of regulations.

A. ADULT RESPONSIBILITY. The parent of any child and the guardian of any ward shall not authorize or knowingly permit any such child or ward to violate any of the provisions of this chapter.

B. APPLICATION. These regulations applicable to bicycles shall apply whenever a bicycle is operated upon any street or upon any public path set aside for the exclusive use of bicycles, subject to those exceptions stated herein.

Ord. 219, Sec. 55 - LMC 11.56.020 License Required. No person who resides within this city shall ride or propel a bicycle on any street or upon any public path set aside for the exclusive use of bicycles unless such bicycle has been licensed and a license plate is attached thereto as provided herein.

Ord. 219, Sec. 57 - LMC 11.56.040 Issuance of license.

A. GENERALLY. The chief of police upon receiving proper application therefor is authorized to issue a bicycle license which shall be a permanent license.

B. OWNERSHIP OF BICYCLE. The chief of police shall not issue a license for any bicycle when he knows or has reasonable ground to believe that the applicant is not owner of, or entitled to the possession of, such bicycle.

C. RECORDS OF ISSUANCE. The chief of police shall keep a record of the number of each license, the date issued, the name and address of the person to whom issued, the number on the frame of the bicycle for which issued and a record of all bicycle license fees collected by him.

Ord. 219, Sec. 58 and Ord 678, Sec. 4 - LMC 11.56.050 Attachment of license plate.

A. GENERALLY. The chief of police, upon issuing a bicycle license, shall also issue a license plate bearing the license number assigned to the bicycle and the name of the city.

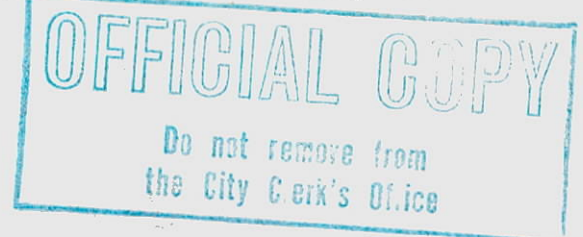
B. ATTACHMENT. The chief of police shall cause such license plate to be attached firmly to the rear mudguard or frame of the bicycle for which issued in such position as to be plainly visible from the rear.

C. REMOVING PLATE. No person shall remove a license plate from a bicycle for which it was issued except upon a transfer of ownership or in the event the bicycle is dismantled and is no longer operated upon any street in this city.

Ord. 219, Sec. 59 - LMC 11.56.060 Inspection of bicycles. The chief of police, or an officer assigned such responsibility, shall inspect each bicycle before licensing the same and shall refuse a license for any bicycle which he determines is in unsafe mechanical condition.

Ord. 219, Sec. 61 - LMC 11.56.080 Transfer of ownership. Upon the sale or other transfer of a licensed bicycle, the license shall remain with the bicycle and the transferee shall advise the police department of the change of ownership within fourteen days of the date of transfer.

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Ord. 219, Sec. 62 - LMC 11.56.090 Rental agencies. A rental agency shall not rent or offer any bicycle for rent unless the bicycle is licensed and a license plate is attached thereto as provided herein and such bicycle is equipped with the lamps and other equipment required by RCW 46.47.080.

Ord. 219, Sec. 64 - LMC 11.56.110 Obedience to traffic control devices.

A. OBEDIENCE. Any person operating a bicycle shall obey the instructions of official traffic-control signals, signs and other control devices applicable to vehicles, unless otherwise directed by a police officer.

B. TURNING SIGNS. Whenever authorized signs are erected indicating that no right or left or U-turn is permitted, no person operating a bicycle shall disobey the direction of any such sign, except where such person dismounts from the bicycle to make any such turn, in which event, such person shall then obey the regulations applicable to pedestrians.

Ord. 219, Sec. 65 - LMC 11.56.120 Parking. No person shall park a bicycle upon a street other than upon the roadway against the curb or upon the sidewalk in a rack to support the bicycle or against a building or at the curb, in such manner as to afford the least obstruction to pedestrian traffic.

Ord. 219, Sec. 40 - LMC 11.60.010 Driving through funeral or other procession. No operator of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when such vehicles are conspicuously designated as required in this title. This provision shall not apply at intersections where traffic is controlled by traffic control signals unless a police officer is present at such intersections to direct traffic so as to preserve the continuity of the funeral procession.

Ord. 219, Sec. 41 - LMC 11.60.020 Operators in a procession. Each operator in a funeral or other procession shall drive as near to the right-hand edge of the roadway as practical and shall follow the vehicle ahead as close as is practical and safe.

Ord. 219, Sec. 42 - LMC 11.60.030 Funeral processions to be identified. A funeral composed of a procession of vehicles shall be identified as such by the display upon the outside of each vehicle of a pennant or other identifying insignia or by such other method as may be determined and designated by the traffic division.

Ord. 219, Sec. 66 - LMC 11.56.130 Riding on Sidewalks.

A. BUSINESS DISTRICTS. No person shall ride a bicycle upon a sidewalk within a business district.

B. PROHIBITED WHEN POSTED. The chief of police is authorized to erect signs on any sidewalk or roadway prohibiting the riding of bicycles thereon by any person, and when such signs are in place, no person shall disobey the same.

C. YIELDING TO PEDESTRIANS. Whenever any person is riding a bicycle upon a sidewalk, such person shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian.

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Ord. 219, Sec. 67 - LMC 11.56.140 Penalties. Every person convicted of a violation of any provision of this chapter shall be punished by a fine of not more than three hundred dollars or by imprisonment for not more than ninety days in jail or both, except that in the case of children under thirteen years of age, the juvenile offender should be delivered to the juvenile court for appropriate action.

SECTION 9. SEVERABILITY CLAUSE. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance or the application of the provision to other persons or circumstances is not affected.

SECTION 10. EFFECTIVE DATE. This ordinance shall take effect five (5) days after its passage, approval and publication.

PASSED this 12th day of July, 1976, and signed in authentication of its passage this 12th day of July, 1976.



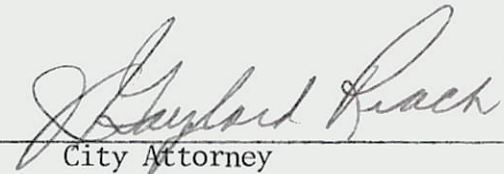
Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney

MICROFILMED
MAR 20 1978

