AMENDED ORDINANCE NO. 18-055

AMENDING CHAPTER 11.50 SCC WHEELED ALL-TERRAIN VEHICLES (WATVS) ON CERTAIN COUNTY ROADS WITH POSTED SPEED LIMITS OF 35 MILES PER HOUR OR LESS

WHEREAS, on December 6, 2017, the county council approved Amended Ordinance No. 17-032 creating chapter 11.50 SCC Wheeled All-Terrain Vehicles (WATVs) that applies to the operation of all WATVs on certain county roads with posted speed limits of 35 miles per hour or less; and

WHEREAS, the county council held a public hearing on September 26, 2018 to hear public comment on the proposed amendment to chapter 11.50 SCC; and

WHEREAS, the county council concludes that chapter 11.50 SCC should be amended as set forth herein.

BE IT ORDAINED:

Section 1. Snohomish County Code Section 11.50.030, adopted by Amended Ordinance No. 17-032 on December 6, 2017, is amended to read:

11.50.030 Operation on county roads.
(1) All WATVs operating on county roads must:
(a) Comply with all Washington State registration requirements in accordance with RCW 46.09.410 and 46.09.420 and WATV use permits in accordance with RCW 46.09.430; and
(b) Meet all equipment requirements, be certified by a Washington State licensed wheeled all-terrain vehicle dealer or motor vehicle repair shop, and declaration requirements in accordance with RCW 46.09.457.
(2) All persons operating WATVs on county roads must meet all registration and licensing requirements as set forth in chapter 46.09 RCW.
(3) All persons operating WATVs on county roads are required to carry proof of current liability insurance in compliance with, and with coverage limits at least equivalent to the amounts set forth in chapter 46.29 RCW.
(((3)))((4)) All persons operating WATVs on county roads must obey all traffic laws including but not limited to rules of the road, traffic law or code, parking regulations, and road closures or restrictions, unless otherwise expressly exempted by chapter 46.09 RCW. WATV operators must obey posted speed limits while traveling on open county roads.
(((4)))((5)) Headlights meeting the requirements of RCW 46.37.030 and 46.37.040 and used at all times when the vehicle is in motion.
(((5)))((6)) Tail lamp meeting the requirements of RCW 46.37.525 and used at all times when the vehicle is in motion.

Section 2. Snohomish County Code Section 11.50.040, adopted by Amended Ordinance No. 17-032 on December 6, 2017, is amended to read:

### 11.50.040 Roads designated for WATV use.

1. The following county roads with a posted limit of 35 miles per hour (mph) or less are designated for WATV use:

<table>
<thead>
<tr>
<th>Road Name</th>
<th>From</th>
<th>To</th>
<th>Rd Log #</th>
<th>Beginning M. P.</th>
<th>Ending M. P.</th>
<th>Total Miles</th>
</tr>
</thead>
<tbody>
<tr>
<td>112 St SE</td>
<td>Sultan Basin Rd</td>
<td>End of 112 ST SE</td>
<td>53100</td>
<td>0.000</td>
<td>0.560</td>
<td>0.560</td>
</tr>
<tr>
<td>116 St SE</td>
<td>Sultan Basin Rd</td>
<td>End of 116 ST SE</td>
<td>53000</td>
<td>0.000</td>
<td>0.500</td>
<td>0.500</td>
</tr>
<tr>
<td>121 St SE / 327 Ave SE / 120 St SE / 331 Ave SE</td>
<td>Sultan Basin Rd</td>
<td>124 St SE</td>
<td>52900</td>
<td>0.000</td>
<td>0.800</td>
<td>0.800</td>
</tr>
<tr>
<td>124 St SE</td>
<td>Sultan Basin Rd</td>
<td>West to Sultan City Limits</td>
<td>52850</td>
<td>0.000</td>
<td>0.250</td>
<td>0.250</td>
</tr>
<tr>
<td>124 St SE</td>
<td>Sultan Basin Rd</td>
<td>East to End of 124 ST SE</td>
<td>52920</td>
<td>0.000</td>
<td>0.900</td>
<td>0.900</td>
</tr>
<tr>
<td>132 St SE / 339 Ave SE</td>
<td>Sultan City Limits</td>
<td>Sultan City Limits</td>
<td>52860</td>
<td>0.844</td>
<td>1.180</td>
<td>0.336</td>
</tr>
<tr>
<td>134 St SE</td>
<td>Trout Farm Rd</td>
<td>End of 134 St SE</td>
<td>52660</td>
<td>0.000</td>
<td>0.070</td>
<td>0.070</td>
</tr>
<tr>
<td>303 Dr SE / 131 Pl SE / 302 Dr SE (Loop)</td>
<td>Trout Farm Rd</td>
<td>Trout Farm Rd</td>
<td>52680</td>
<td>0.000</td>
<td>0.340</td>
<td>0.340</td>
</tr>
<tr>
<td>323 AVE SE</td>
<td>Sultan Basin Rd</td>
<td>End of 323 AVE SE</td>
<td>53030</td>
<td>0.000</td>
<td>0.250</td>
<td>0.250</td>
</tr>
<tr>
<td>343 AVE SE</td>
<td>140 St SE (Sultan City Limits)</td>
<td>End of 343 AVE SE</td>
<td>53340</td>
<td>0.250</td>
<td>0.513</td>
<td>0.263</td>
</tr>
<tr>
<td>Old Owen Rd</td>
<td>Sultan City Limits</td>
<td>Reiner Rd</td>
<td>92666</td>
<td>6.180</td>
<td>6.660</td>
<td>0.500</td>
</tr>
<tr>
<td>Reiner Rd</td>
<td>Old Owen Rd</td>
<td>End of Reiner Rd</td>
<td>51350</td>
<td>0.000</td>
<td>3.220</td>
<td>3.220</td>
</tr>
<tr>
<td>Trout Farm Rd</td>
<td>Sultan City Limits</td>
<td>End of Trout Farm Rd</td>
<td>52650</td>
<td>0.983</td>
<td>2.190</td>
<td>1.207</td>
</tr>
<tr>
<td>Sultan Basin Rd</td>
<td>Sultan City Limits</td>
<td>((End of paved road)) Kellogg Lake Rd</td>
<td>95791</td>
<td>0.960</td>
<td>((9.400)) 3.423</td>
<td>((9.400)) 2.463</td>
</tr>
<tr>
<td>Kellogg Lake Rd</td>
<td>Sultan Basin Rd</td>
<td>132nd St SE</td>
<td>53750</td>
<td>0.950</td>
<td>4.070</td>
<td>3.120</td>
</tr>
</tbody>
</table>
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Section 3. Section 2 of Amended Ordinance No. 17-032, adopted on December 6, 2017, is amended and replaced with the attached MAP 1: Snohomish County Roads Designated for WATV Use.

Section 4. Section 3 of Amended Ordinance No. 17-032, adopted on December 6, 2017, is repealed.

PASSED this 26th day of September, 2018.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

Chairperson

ATTEST:
M. Elena Loo
Asst. Clerk of the Council

( ) APPROVED
( ) EMERGENCY
( ) VETOED

DATE: 10/6/18

County Executive
ATTEST:

Melissa Straight

Approved as to form only:

Deputy Prosecuting Attorney
Reiner Rd ends at the intersection of Lake Chaplain/Old Pipeline Rd that is jurisdiction of the City of Everett.

MAP 1: Snohomish County Roads Designated for WATV Use

Pursuant to RCW 46.09.055(d)(ii), a person may not operate a WATV on a public roadway within the boundaries of a city or town, not including nonhighway roads and trails, unless the city or town by ordinance has approved the operation of WATVs.

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