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CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 3692

AN ORDINANCE providing that violations of Chapter 11.70 of the Bellevue City Code shall, with certain exceptions, be deemed traffic infractions; providing for certain presumptions concerning parking violations; requiring that permit decals be prominently displayed; and amending Section 1 of Ordinance No. 3596 and Chapter 11.70 of the Bellevue City Code.

WHEREAS, it is desirable to decriminalize violations of the City's Truck Routing Ordinance No. 3596 by making violations of said ordinance traffic infractions, except for certain provisions pertaining to vehicles transporting hazardous cargo, and to emergency orders of the City Manager; and

WHEREAS, it is necessary for enforcement purposes to require that permit decals be prominently displayed on certain trucks; and

WHEREAS, it is necessary for enforcement purposes to provide for certain presumptions concerning violation of the parking provisions of the Truck Routing Ordinance; now, therefore,

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Section 1 of Ordinance 3596 and Chapter 11.70 of the Bellevue City Code are hereby amended to read as follows:

Section 1. A new chapter 11.70, Regulating the Kinds and Classes of Traffic on Certain Streets, is added to Title 11, Vehicles and Traffic, of the Bellevue City Code, to read as follows:

TITLE 11
VEHICLES AND TRAFFIC

Chapter 11.70

REGULATING THE KINDS OF CLASSES OF TRAFFIC ON CERTAIN STREETS

Section:

11.70.010 Purpose

11.70.020 Definitions

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- 11.70.040 Restrictions - Operation of trucks, truck tractors, truck-trailers or truck semi-trailer combinations
- 11.70.060 Authorized Routes - Operation of certain trucks, truck tractors, truck-trailers or truck semi-trailer combinations
- 11.70.065 Radioactive or hazardous cargo - misdemeanor
- 11.70.080 Operation of certain vehicles on nonarterial streets
- 11.70.100 Parking of trucks, truck tractors, truck-trailers or truck semi-trailer combinations on public rights-of-way
- 11.70.110 Certain RCW sections adopted by reference
- 11.70.120 Operation of vehicles in residential areas during certain hours
- 11.70.130 Permit decal required
- 11.70.140 Engine compressions brakes
- 11.70.150 Radioactive or Hazardous Cargo - Placards
- 11.70.160 Radioactive or Hazardous Cargo - Suspension of Operations
- 11.70.170 Violations
- 11.70.180 Severability

11.70.010 PURPOSE. The purpose of this chapter is to regulate the kinds and classes of traffic on certain streets within the City of Bellevue in order to promote the efficient movement of vehicles while preserving the integrity of the residential communities.

11.70.020 DEFINITIONS. Terms used within this chapter are defined as follows:

ARTERIAL - as now or hereafter designated on the City's arterial functional classification system.

PARKING - as defined in RCW 46.04.381, as now or hereafter amended.

HAZARDOUS CARGO - Hazardous materials, as defined in RCW 70.136.020(1), as now or hereafter amended.

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RESIDENTIAL AREA - those areas defined as Residential District in RCW 46.04.470, as now or hereafter amended.

SEMI-TRAILER - as defined in RCW 46.04.530, as now or hereafter amended.

TRAILER - as defined in RCW 46.04.620, as now or hereafter amended.

TRUCK - motor truck as defined in RCW 46.04.310, as now or hereafter amended.

TRUCK TRACTOR - as defined in RCW 46.04.650, as now or hereafter amended.

VEHICLE - as defined in RCW 46.04.670, as now or hereafter amended.

11.70.040 RESTRICTIONS - OPERATION OF TRUCKS, TRUCK TRACTORS, TRUCK-TRAILERS OR TRUCK SEMI-TRAILER COMBINATIONS. No truck, truck tractor, truck and trailer combination or truck tractor and semi-trailer combination shall operate on any City of Bellevue street, unless traveling to or from a destination within the City of Bellevue or to or from a destination within one-half mile of the city limits of the City of Bellevue.

11.70.060 AUTHORIZED ROUTES - OPERATION OF CERTAIN TRUCKS, TRUCK TRACTORS, TRUCK-TRAILERS OR TRUCK SEMI-TRAILER COMBINATIONS. It is the purpose of this section to restrict truck traffic in the City of Bellevue to the maximum extent possible to the state highway system or to authorized truck routes and to prohibit truck traffic on City arterials and streets except where no alternative state highway route or authorized truck route is available. In furtherance of this purpose all trucks, truck tractors, truck and trailer combinations or truck tractor and semi-trailer combinations over eight (8) feet in width, over thirty (30) feet in length, or over thirty-two thousand (32,000) pounds licensed gross weight, and all vehicles transporting radioactive or hazardous cargo, shall be restricted to the state highway system or to one of the following authorized routes while traveling to or from locations within the City or within one-half mile of the city limits of the City of Bellevue; provided, when such locations are not immediately adjacent to a state highway route or an authorized truck route, vehicles described in this section shall use the shortest and most direct City arterial route between the nearest highway route or authorized truck route and such departure location or destination location, and such vehicles may not use City non-arterial streets except when travelling directly between such locations and the nearest arterial, highway or authorized truck route:

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- Route 1 - 148th Avenue between Interstate 90 and State Route 520.
- Route 2 - Bellevue Way between Interstate 90 and State Route 520.
- Route 3 - N.E. 8th Street between Bellevue Way N.E. and 156th Avenue N.E.
- Route 4 - 124th Avenue N.E. between Bel-Red Road and State Route 520.
- Route 5 - N.E. 12th Street/Bel-Red Road between Bellevue Way and 156th Avenue N.E.
- Route 6 - Northup Way between Bellevue Way and 148th Avenue N.E.
- Route 7 - 112th Avenue N.E. between N.E. 12th Street and Bellevue Way S.E.
- Route 8 - 156th Avenue N.E. between N.E. 8th Street and Bel-Red Road.
- Route 9 - 116th Avenue/Lake Hills Connector between N.E. 12th Street and S.E. 8th Street.
- Route 10 - Old Bel-Red Road/120th Avenue N.E. between N.E. 8th Street and Northup Way.
- Route 11 - S.E. 8th Street between 112th Avenue S.E. and Lake Hills Connector.

11.70.065 Any person operating a vehicle transporting radioactive or hazardous cargo in violation of Section 11.70.060 shall be guilty of a misdemeanor.

11.70.080 OPERATION OF CERTAIN VEHICLES ON NONARTERIAL STREETS. No person shall operate a vehicle or combination of vehicles and trailers exceeding ten thousand (10,000) pounds gross licensed weight, except authorized buses and solid waste disposal vehicles, on any street that is not designated by the City as an arterial street: Provided, that this section does not prohibit operation of such vehicles on other than arterial streets when necessary to travel to or from destinations within the City, or to or from destinations within one-half mile of the city limits of the City of Bellevue.

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11.70.100 PARKING OF TRUCKS, TRUCK TRACTORS, TRUCK-TRAILERS OR TRUCK SEMI-TRAILER COMBINATIONS ON PUBLIC RIGHTS-OF-WAY. No person shall park a truck, truck tractor, semi-trailer, or truck tractor and semi-trailer over eight (8) feet in width, over thirty (30) feet in length, or over thirty-two thousand (32,000) pounds licensed gross weight, upon any public right-of-way without a Type B or D permit as provided in Section 14.30.080 of the Right-of-Way Use Code.

11.70.110 CERTAIN RCW SECTIONS ADOPTED BY REFERENCE. The following sections of the Revised Code of Washington as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though said sections were set forth herein in full: RCW 46.90.720, 46.90.730, and 46.90.740.

11.70.120 OPERATION OF VEHICLES IN RESIDENTIAL AREAS DURING CERTAIN HOURS. No person shall operate a truck, truck tractor, truck and trailer, or truck tractor and semi-trailer combination over eight (8) feet in width, over thirty (30) feet in length, or over thirty-two thousand (32,000) pounds licensed gross weight, except authorized buses and solid waste disposal vehicles, within a residential area between the hours of 10:00 p.m. and 7:00 a.m. without a Type B or Type D permit for such operation as provided in Section 14.30.080 of the Right-of-Way Use Code, except on those streets designated as authorized truck routes in Section 11.70.060 of this chapter.

11.70.130 PERMIT DECAL REQUIRED. Possession of a Type B or Type D permit as required by BCC 11.70.100 or BCC 11.70.120 must be evidenced by a Type B and Type D Permit Decal, issued by the Department of Public Works, and prominently displayed on the lower right front or lower left front windshield of said truck.

11.70.140 ENGINE COMPRESSION BRAKES. Engine compression brakes shall not be used at any time on City streets by trucks or truck tractors except public safety emergency vehicles.

11.70.150 RADIOACTIVE OR HAZARDOUS CARGO - PLACARDS. In addition to any other prohibition or restriction under this Chapter, no person shall operate any vehicle transporting any radioactive or hazardous cargo unless at the time of such transportation there are affixed to both sides of the vehicle and the front and the rear of the vehicle, placards and identification numbers in conformity with Title 49, Code of Federal Regulations, as now or hereafter amended. Any person violating this provision shall be guilty of a misdemeanor.

11.70.160 RADIOACTIVE OR HAZARDOUS CARGO - SUSPENSION OF OPERATIONS. The City Manager or his designee may issue an order temporarily suspending the operations within the City of some or all vehicles carrying radioactive or hazardous cargo, without notice, whenever an emergency exists or less than safe road

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conditions exist due to human-caused or natural disasters or extreme weather conditions upon any City street, or part thereof, and may declare closure of and may temporarily reroute traffic from any such affected street. Any person violating an order of the City Manager or his designee issued under this provision shall be guilty of a misdemeanor.

11.70.170 VIOLATIONS. Unless another penalty is expressly provided herein, any person violating any provision of this Chapter shall be found to have committed a traffic infraction and shall be punished by a penalty of fifty dollars (\$50.00). In addition to any penalty for violation of the provisions of this Chapter, such violator shall be liable in a civil action instituted in the name of the City for any damages occasioned to any City street as the result of such violation.

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

Section 2. This ordinance shall take effect and be in force thirty days after final passage by the City Council.

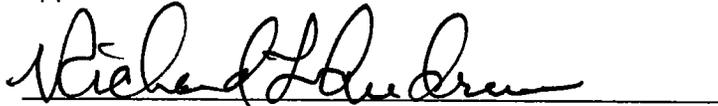
PASSED by the City Council this 4th day of August, 1986, and signed in authentication of its passage this 4th day of August, 1986.

(SEAL)



Cary E. Bozeman, Mayor

Approved as to form:



Richard L. Andrews, City Attorney

Attest:



Marie K. O'Connell, City Clerk

Published August 10, 1986