

## ORDINANCE #481

### **AN ORDINANCE RELATING TO TRAFFIC CONTROL DEVICES AND STOP SIGNS WITHIN THE TOWN LIMITS OF YACOLT, WASHINGTON; APPOINTING A TRAFFIC ENGINEER; AND REPEALING ORDINANCE #233, ORDINANCE #278, AND ORDINANCE #351.**

Whereas, the Town previously adopted Washington's Amended Model Traffic Ordinance, (Washington Administrative Code, 308-330), by Ordinance #353, dated July 5, 1994, and pursuant to that Model Ordinance, the Town is required to appoint a "Traffic Engineer";

Whereas, the Town Council of Yacolt, Washington, (hereafter the "*Town*"), is in regular session this 2<sup>nd</sup> day of May, 2011; and,

Whereas, each member of the Town Council has had notice of the time, place and purpose of this meeting;

### **NOW THEREFORE, be it Ordained by the Town Council of the Town of Yacolt, Washington:**

#### Section 1. Designation of "Traffic Engineer".

The Town Council appoints its Public Works Director to exercise the powers and duties of "Traffic Engineer" as described in Washington's Amended Model Traffic Ordinance, Washington Administrative Code, Section 308-330-260.

#### Section 2. Reservation of Council Authority.

The Town Council may by ordinance or resolution direct the Public Works Director in the exercise of his/her authority under Section 1 above. Such direction may include, without limitation, the placement or maintenance of official traffic control devices to regulate, warn, or guide traffic as the Council may deem necessary or prudent.

#### Section 3. Meddling with Signs Prohibited.

No person shall without lawful authority attempt to or in fact alter, deface, injure, knock-down, or remove any official traffic control signal, traffic device, rail-road sign or signal, or any inscription, shield or insignia thereon, or any other part thereof.

#### Section 4. Penalty.

Any person convicted of a violation of Section 3 of this Ordinance shall be guilty of a misdemeanor and shall be punished by a fine not to exceed \$1,000.00.

Section 5. Repeal of Ordinance #233, Ordinance #278, and Ordinance #351.

- a). Ordinance #233 of the Town of Yacolt, adopted August, 1981, entitled “An Ordinance Relating to Traffic Control Devices and Stop Signs Within the Town Limits of Yacolt, Washington” is hereby repealed.
- b). Ordinance #278 of the Town of Yacolt, adopted May 20, 1986, entitled “An Ordinance Concerning Traffic Control Change, and Repealing and Replacing Resolutions #196, 242, and 257” is hereby repealed.
- c). Ordinance #351 of the Town of Yacolt, adopted February 7, 1994, entitled “An Ordinance Relating to Traffic Control Devices and Stop Signs Within the Town Limits of Yacolt Washington”, is hereby repealed.

Section 6 - Savings Clause.

All terms of Ordinance #233, Ordinance #278 and Ordinance #351, as amended, shall remain in full force and effect until the effective date of this Ordinance #481.

Section 7 – Severability.

If any section, subsection, paragraph, sentence, clause, or phrase of this Ordinance is declared unconstitutional or invalid for any reason by a court of competent jurisdiction, the remaining portion of this Ordinance shall remain in full force and effect.

Section 8 - Effective Date.

This Ordinance shall take effect immediately upon adoption and publication of the following summary, according to law.

Town of Yacolt - Summary of Ordinance #481

The Town Council of the Town of Yacolt adopted Ordinance #481 at its regularly scheduled Town Council meeting held on May 2, 2011. The content of the Ordinance is summarized in its title as follows:

AN ORDINANCE RELATING TO TRAFFIC CONTROL DEVICES AND STOP SIGNS WITHIN THE TOWN LIMITS OF YACOLT, WASHINGTON; APPOINTING A TRAFFIC ENGINEER; AND REPEALING ORDINANCE #233, ORDINANCE #278, AND ORDINANCE #351. The effective date of the Ordinance is May 11, 2011.

A copy of the full text of the Ordinance will be mailed upon request to the undersigned at the Town of Yacolt Town Hall, P.O. Box 160, Yacolt, WA 98675: (360) 686-3922.

Published this 11<sup>th</sup> day of May, 2011.  
Cindy Marbut, Town Clerk/Treasurer

**PASSED by the Town Council of the Town of Yacolt, Washington, at a regular meeting thereof this 2<sup>nd</sup> day of May, 2011.**

**TOWN OF YACOLT**

James Weldon  
James Weldon, Mayor

**Attest:**

Cindy Marbut  
Cindy Marbut, Town Clerk/Treasurer

Approved as to Form:

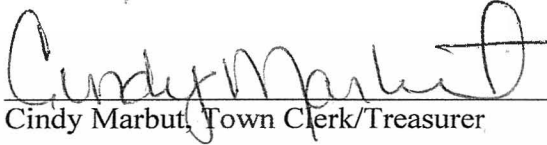
David W. Ridenour  
David W. Ridenour, Town Attorney

Ayes:	<u>45</u>
Nays:	<u>0</u>
Absent:	<u>0</u>
Abstain:	<u>0</u>

**TOWN CLERK'S CERTIFICATION**

I hereby certify that the foregoing Ordinance is a true and correct copy of Ordinance #481 of the Town of Yacolt, Washington, entitled "An Ordinance Relating to Traffic Control Devices and Stop Signs Within the Town Limits of Yacolt, Washington; Appointing a Traffic Engineer; and Repealing Ordinance #233, Ordinance #278, and Ordinance #351", as approved according to law by the Town Council on the date therein mentioned. The Ordinance has been published or posted according to law.

Attest:

  
Cindy Marbut, Town Clerk/Treasurer

Published: 5/10/2011  
Effective Date: 5/2/2011  
Ordinance Number: 481