# King County

## **KING COUNTY**

1200 King County Courthouse 516 Third Avenue Seattle, WA 98104

# Signature Report

## November 14, 2011

#### Ordinance 17234

	Proposed No. 2011-0421.2 Sponsors Dunn
1	AN ORDINANCE relating to traffic safety in the
2	agricultural production districts; amending Ordinance
3	5292, Section 3, as amended, and K.C.C. 46.04.020 and
4	adding a new section to K.C.C. chapter 46.04.
5	BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:
6	SECTION 1. Ordinance 5292, Section 3, as amended, and K.C.C. 46.04.020 are
7	each hereby amended to read as follows:
8	The following sections of the MTO are not adopted by reference and are
9	expressly deleted: RCW <u>46.61.560</u> , 46.90.250, 46.90.500 through 46.90.540, 46.90.560
10	and 46.90.565, and those portions of RCW 46.90.406 ((which)) that adopt by reference
11	sections of ((RCW)) chapter 46.55 RCW.
12	SECTION 3. There is hereby added to K.C.C. chapter 46.04 a new section to
13	read as follows:
14	A. Outside of incorporated cities and towns no person may stop, park, or leave
15	standing any vehicle, whether attended or unattended, upon the roadway.
16	B. Subsection A. of this section and RCW 46.61.570 and 46.61.575 do not apply
17	to the driver of any vehicle that is disabled in such manner and to such extent that it is
18	impossible to avoid stopping and temporarily leaving the vehicle in such position. The

driver shall nonetheless arrange for the prompt removal of the vehicle as required by
RCW 46.61.590.

- C. Subsection A. of this section does not apply to the driver of a public transit vehicle who temporarily stops the vehicle upon the roadway for the purpose of and while actually engaged in receiving or discharging passengers at a marked transit vehicle stop zone approved by the state department of transportation or a county upon highways under their respective jurisdictions. However, public transportation service providers, including private, nonprofit transportation providers regulated under chapter 81.66 RCW, may allow the driver of a transit vehicle to stop upon the roadway momentarily to receive or discharge passengers at an unmarked stop zone only under the following circumstances:
  - 1. The driver stops the vehicle in a safe and practicable position;
  - 2. The driver activates four-way flashing lights; and
- 3. The driver stops at a portion of the highway with an unobstructed view, for an adequate distance so as to not create a hazard, for other drivers.
- D. Subsection A. of this section and RCW 46.61.570 and 46.61.575 do not apply to the driver of a solid waste collection company or recycling company vehicle who temporarily stops the vehicle as close as practical to the right edge of the right-hand shoulder of the roadway or right edge of the roadway if no shoulder exists for the purpose of and while actually engaged in the collection of solid waste or recyclables, or both, under chapters 81.77, 35.21 and 35A.21 RCW or by contract under RCW 36.58.040.
- E. Subsection A. of this section and RCW 46.61.570 and 46.61.575 do not apply to the driver of a commercial farm vehicle who temporarily stops the vehicle upon the roadway within an agricultural production district for the purpose of and while actually

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engaged in loading or unloading agricultural crops, livestock production and farmland 42 products only under the following circumstances: 43 1. the driver stops the vehicle in a safe and practicable position: 44 45 2. the driver stops the vehicle for a period of less than one hour; 46 3. the driver stops the vehicle as far from the traveled way as practicable and at all times a minimum of twenty feet must remain clear and open for two-way traffic, 47 which includes maintaining a minimum of twelve feet wide emergency vehicle clearance 48 at all times, regardless of actions of others; 49 50 4. the driver activates flashing lights; and 51 5. the driver stops at a portion of the highway with an unobstructed view, for an 52 adequate distance so as to not create a hazard, for other drivers. F. If the minimum twenty-foot traveled way referenced in subsection E.3 of this 53

section cannot be maintained, the operator must provide temporary one-lane, two-way

activities performed under subsection E. are the sole responsibility of the operator, who

traffic control compliant with the Manual on Uniform Traffic Control Devices. All

- 57 shall assume liability for all injuries to persons or real or personal property, as the result
- of conducting temporarily stopping the vehicle upon the roadway.

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Ordinance 17234 was introduced on 10/17/2011 and passed by the Metropolitan King County Council on 11/14/2011, by the following vote:

Yes: 7 - Mr. Phillips, Mr. von Reichbauer, Mr. Gossett, Ms. Patterson,

Ms. Lambert, Mr. Ferguson and Mr. McDermott

No: 0

Excused: 2 - Ms. Hague and Mr. Dunn

KING COUNTY COUNCIL KING COUNTY, WASHINGTON

arry Gossett, Chair

ATTEST:

Dunenos

Anne Noris, Clerk of the Council

APPROVED this 22 day of NOVEMBER 2011.

Dow Constantine, County Executive

Attachments: None