

# TITLE 11

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## Traffic



# TITLE 11

## TRAFFIC<sup>1</sup>

**Chapters:**

- 11.02 *Repealed*
- 11.04 *Repealed*
- 11.05 **Model Traffic Ordinance**
- 11.06 **Motorized Scooters and Electric Personal Assistive Mobility Devices**
- 11.08 *Repealed*
- 11.09 **Transportation of Hazardous Materials**
- 11.10 **Production of Motion Pictures**
- 11.12 *Repealed*
- 11.14 *Repealed*
- 11.15 **Special Events Permitting Code**
- 11.16 *Repealed*
- 11.18 *Repealed*
- 11.19 *Repealed*
- 11.20 *Repealed*
- 11.24 *Repealed*
- 11.25 **Cruising**
- 11.26 *Repealed*
- 11.27 *Repealed*
- 11.28 *Repealed*
- 11.29 *Repealed*
- 11.30 **Bicycle, Skateboard, Roller Skates, and Scooter Helmets**
- 11.32 *Repealed*
- 11.34 *Repealed*
- 11.35 **Notice, Failure to Sign, Nonappearance – Failure to Satisfy Penalty**
- 11.36 *Repealed*
- 11.38 *Repealed*
- 11.40 *Repealed*
- 11.42 *Repealed*
- 11.44 *Repealed*
- 11.45 *Repealed*
- 11.50 **Parking Facilities – City**
- 11.55 **Heavy Haul Industrial Corridor**
- 11.60 **Automated Traffic Camera Systems**

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<sup>1</sup> Code reviser’s note: Title 11 was extensively amended by Ords. 25208 and 25247. Ordinances which are no longer part of this title are noted in the ordinance table as “(Repealed by Ord. 25208)”.

**Chapter 11.02  
DEFINITIONS**

*Repealed by Ord. 25208*  
(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.04  
GENERAL PROVISIONS**

*Repealed by Ord. 25208*  
(Ord. 25208 § 1; passed Nov. 24, 1992)

## Chapter 11.05

## MODEL TRAFFIC ORDINANCE

## Sections:

- 11.05.010 Model Traffic Ordinance adopted.
- 11.05.020 Sections not adopted.
- 11.05.030 Statutes not adopted.
- 11.05.035 *Repealed.*
- 11.05.040 Amendment of WAC 308-330-555.
- 11.05.050 Additional statutes adopted.
- 11.05.060 Scope and construction of terms.
- 11.05.070 Curb defined.
- 11.05.080 Driveway defined.
- 11.05.090 Driveway return defined.
- 11.05.100 Fire line defined.
- 11.05.110 Fire zone defined.
- 11.05.120 Leaving minors unattended.
- 11.05.130 Driving while eating or drinking.
- 11.05.131 Automotive Sound Systems – Excessive Noise Prohibition.
- 11.05.135 Unlawful to park or stand unlicensed vehicle.
- 11.05.136 Presumption and reference to illegal parking.
- 11.05.140 Taxicabs – Prohibited parking areas.
- 11.05.150 One-way streets designated.
- 11.05.160 Construction work – Special permit required.
- 11.05.170 Illegal parking – Exceeding parking time limit.
- 11.05.180 Illegal parking – Removal of mark.
- 11.05.190 Illegal parking – Move vehicle to avoid time limit.
- 11.05.200 Parking of commercial vehicles in certain zoning districts prohibited.
- 11.05.210 Delivery and construction vehicles – Emergency repairs.
- 11.05.220 Parking of commercial trailers prohibited.
- 11.05.225 Parking prohibited within two feet of a mailbox.
- 11.05.230 Parking, extended period.
- 11.05.231 Human habitation of vehicles.
- 11.05.235 Residential Parking Zones – authority.
- 11.05.236 Residential Parking Zones – violation.
- 11.05.237 Residential Parking Program – revocation of privileges.
- 11.05.240 School zones designated.
- 11.05.245 Parking prohibited within two feet of another vehicle.
- 11.05.250 City Traffic Engineer regulates and designates on-street parking restrictions.
- 11.05.260 On-street parking regulation. Pay stations; establishing pay station rates, designating revenues; citizen advisory committee.
- 11.05.270 *Repealed.*
- 11.05.280 *Repealed.*
- 11.05.290 *Repealed.*
- 11.05.300 *Repealed.*
- 11.05.310 *Repealed.*
- 11.05.320 *Repealed.*
- 11.05.330 *Repealed.*
- 11.05.340 *Repealed.*
- 11.05.350 *Repealed.*
- 11.05.360 *Repealed.*
- 11.05.370 *Repealed.*
- 11.05.380 *Repealed.*
- 11.05.390 No parking at any time.
- 11.05.400 *Repealed.*
- 11.05.410 *Repealed.*
- 11.05.420 *Repealed.*
- 11.05.430 *Repealed.*

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- 11.05.440 *Repealed.*
- 11.05.450 *Repealed.*
- 11.05.460 *Repealed.*
- 11.05.470 *Repealed.*
- 11.05.480 Loads – Unloading vehicle – Operation.
- 11.05.490 Arterial streets designated.
- 11.05.492 Transit streets designated.
- 11.05.494 Pedestrian streets in centers.
- 11.05.500 Yield right-of-way intersections designated.
- 11.05.510 Twenty miles per hour limit – Streets designated.
- 11.05.520 Thirty miles per hour limit – Streets designated.
- 11.05.530 Thirty-five miles per hour limit – Streets designated.
- 11.05.540 Forty miles per hour limit – Streets designated.
- 11.05.545 Load/Unload zones – Restrictions on use – Passenger loading.
- 11.05.547 Truck loading zones – Restrictions on use – Passenger loading
- 11.05.550 Making “U” turns restricted.
- 11.05.555 *Repealed.*
- 11.05.560 Skid chains, rough-locks and dragging prohibited.
- 11.05.562 Use of coasters, roller skates, and similar devices restricted.
- 11.05.564 Parking with “for sale” sign.
- 11.05.570 Vehicles prohibited on Bayside Trails.
- 11.05.575 Vehicles prohibited on McMurray Road.
- 11.05.580 Public parking facility.
- 11.05.590 Joint use of public parking facilities.
- 11.05.595 Continuous parking – Multiple violations.
- 11.05.600 Penalties.
- 11.05.605 Parking penalties.
- 11.05.610 Disposition of traffic fines and forfeitures.
- 11.05.620 Official misconduct.
- 11.05.630 Filing of ordinance.
- 11.05.640 Reference to prosecutor or courts.
- 11.05.650 Severability clause.
- 11.05.700 Removal by police officer.
- 11.05.701 Contract for towing and storage.
- 11.05.702 Owner of impounded vehicle to be notified.
- 11.05.703 Redemption of impounded vehicles.
- 11.05.704 Post impoundment hearing procedure.
- 11.05.705 Contract for towing and storage – Administrative fee.
- 11.05.706 Rules and regulations.
- 11.05.707 Parking payment device violations.
- 11.05.708 Improper parking receipt display.
- 11.05.709 Illegal use, tampering, and obstruction of payment device.
- 11.05.710 Damage to or theft from parking payment devices; unauthorized possession of implements.
- 11.05.711 Use of Service hood in controlled parking area.
- 11.05.712 No parking in areas with hooded meters or signs.
- 11.05.713 No placement of hood on occupied meter.
- 11.05.714 Use of hood in unoccupied space.
- 11.05.715 Use of hood on meter shall not be for over two days.
- 11.05.716 Use of hood, prohibited hours.
- 11.05.717 Use of hood, passenger vehicle.
- 11.05.718 Hood permit subject to revocation.
- 11.05.719 Use of hood in violation of rules and regulations.
- 11.05.720 Car-sharing vehicle space/zone.
- 11.05.721 Parking on municipal property.

### **11.05.010 Model Traffic Ordinance adopted.**

The “Washington Model Traffic Ordinance,” Chapter 308-330 WAC, hereinafter referred to as the “MTO,” is hereby adopted by reference as and for the traffic code of the City of Tacoma as if fully set forth herein, except as provided in Section 11.05.020 hereof.

(Ord. 25527 § 1; passed Jun. 21, 1994; Ord. 25208 § 2; passed Nov. 24, 1992)

**11.05.020 Sections not adopted.**

The following sections of the MTO are not adopted by reference and are expressly deleted:

**WAC**

- 308-330-205 Public Employees to Obey Traffic Regulations
- 308-330-210 Police Administration
- 308-330-215 Duty of Traffic Division
- 308-330-225 Records of Traffic Violations
- 308-330-230 Traffic Division to Investigate Accidents
- 308-330-235 Traffic Accident Studies
- 308-330-240 Traffic Accident Reports
- 308-330-245 Traffic Division to Submit Annual Traffic Safety Report
- 308-330-250 Police Department to Administer Bicycle Licenses
- 308-330-275 Traffic Safety Commission – Powers and Duties
- 308-330-442 Standing in Loading Zone
- 308-330-451 Standing or Parking on One-way Roadways
- 308-330-466 Funeral Processions
- 308-330-469 When Permits Required for Parades and Processions
- 308-330-472 Interfering with Processions
- 308-330-500 Bicycle License Required
- 308-330-505 Bicycle License Application
- 308-330-510 Issuance of Bicycle License
- 308-330-515 Attachment of Bicycle License Plate or Decal
- 308-330-520 Inspection of Bicycles
- 308-330-525 Renewal of Bicycle License
- 308-330-530 Transfer of Ownership
- 308-330-535 Rental Agencies
- 308-330-720 Citation on Illegally Parked Vehicle
- 308-330-730 Failure to Comply with Traffic Citation Attached to Parked Vehicle
- 308-330-740 Presumption in Reference to Illegal Parking

(Ord. 25527 § 2; passed Jun. 21, 1994; Ord. 25208 § 2; passed Nov. 24, 1992)

**11.05.030 Statutes not adopted.**

The following sections in the Revised Code of Washington which were adopted by reference in the MTO are not adopted by reference and are expressly deleted:

**RCW**

- 46.61.295 “U” Turns
- 46.61.445 Due Care Required
- 46.61.685 Leaving Children Unattended in Standing Vehicle with Motor Running – Penalty

(Ord. 25208 § 2; passed Nov. 24, 1992)

**11.05.035 Amendment of RCW Sections 46.61.502, 46.61.504, and 46.61.506. Repealed by Ord. 25830**

(Ord. 25830 § 1; passed Jan. 23, 1996; Ord. 25416 § 1; passed Dec. 14, 1993)

**11.05.040 Amendment of WAC 308-330-555.**

WAC 308-330-555(1) is adopted with the following addition: “Except that, while in the course and performance of their duties, Tacoma Police Department Officers and private security guards, licensed pursuant to Chapter 18.170 RCW, may ride bicycles upon sidewalks within the B Business District.”

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(Ord. 25906 § 1; passed May 28, 1996: Ord. 25527 § 3; passed Jun. 21, 1994: Ord. 25208 § 2; passed Nov. 24, 1992)<sup>2</sup>

### 11.05.050 Additional statutes adopted.

In addition to the MTO, the following sections in the Revised Code of Washington are adopted by reference as currently enacted or as amended hereafter:

#### RCW

- 38.52.010(6)** Definitions
- (b), (12), (13), (14)**
- 38.52.430** Emergency response caused by person's intoxication – Recovery of costs from convicted person
- 46.09.020** Definitions
- 46.09.040** Use Permit Prerequisite to Operation
- 46.09.050** Vehicles Exempted from ORV Use Permits and Tags
- 46.09.120** Operating Violations
- 46.09.130** Additional Violations – Penalty
- 46.09.140** Accident Reports
- 46.09.190** General Penalty – Civil Liability
- 46.16A.320** Vehicle Trip Permits – Restrictions and Requirements – Fee – Penalty – Rules
- 46.16A.425** Farm vehicles based on gross weight – Farm tabs – Penalty
- 46.19.050** Special Parking privileges for persons with disabilities – Restrictions – Prohibitions – Violations – Penalties
- 46.20.055** Instruction Permits and Temporary Licenses
- 46.25.020** One License Limit
- 46.25.040** Duties of Employer
- 46.25.050** Commercial Driver's License Required – Exceptions, Restrictions
- 46.25.060** Knowledge and Skills Test – Instruction Permit
- 46.25.070** Application – Change of Address – Residency
- 46.25.080** License Contents, Classifications, Endorsements, Restrictions, Expiration – Exchange of Information
- 46.25.090** Disqualification – Grounds for, Period of – Records, Notice
- 46.25.110** Driving with Alcohol in System
- 46.25.120** Test for Alcohol or Drugs – Disqualification for Refusal of Test or Positive Test
- 46.25.130** Report of Violation by Nonresident
- 46.25.160** Licenses Issued by Other States
- 46.25.170(2)** Criminal Penalties
- 46.44.105** Enforcement Procedures – Penalties
- 46.55.300** Vehicle Immobilization
- 46.61.005** Provisions of Chapter Refer to Vehicles upon the Highway – Exceptions
- 46.70.090** Dealer and Manufacturer Plates – Use
- 46.70.170** Penalty for Violations
- 46.76.010** License Required – Exceptions – “Drive away,” “Tow away,” Method Defined
- 46.79.010** Definitions
- 46.79.020** Transporting Hulks to Scrap Processor, Authorized, Procedure – Removal of Parts, Restrictions
- 46.79.060** Special License Plates – Fee
- 46.79.090** Inspection of Premises and Records – Certificate of Inspection
- 46.79.100** Other Provisions to Comply with Chapter
- 46.79.110** Chapter not to Prohibit Individual Towing of Vehicles to Wreckers or Processors
- 46.79.120** Unlicensed Hulk Hauling or Scrap Processing – Penalty

(Ord. 28086 Ex. A; passed Sept. 25, 2012: Ord. 27933 Ex. A; passed Oct. 5, 2010: Ord. 27920 Ex. A; passed Sept. 14, 2010: Ord. 27501 § 1; passed Jun. 27, 2006: Ord. 25527 § 3; passed Jun. 21, 1994: Ord. 25208 § 2; passed Nov. 24, 1992)<sup>3</sup>

<sup>2</sup> Code reviser's note: Ord. 25527 contained two sections numbered 3. The other is codified at Section 11.05.050.



**11.05.060 Scope and construction of terms.**

Terms used in this title shall have the meaning given to them in this chapter except where otherwise defined, and unless where used the context thereof clearly indicates to the contrary.

Words and phrases used herein in the past, present or future tense include the past, present and future tenses; words and phrases used herein in the masculine, feminine or neuter gender include the masculine, feminine and neuter genders, and words and phrases used herein in the singular or plural shall include the singular and plural; unless the context thereof indicates to the contrary.

(Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18595 § 2; passed Jun. 4, 1968. Formerly 11.02.010)

**11.05.070 Curb defined.**

“Curb” means the lateral boundaries of that portion of the street designated or intended for the use of vehicles, whether marked by curbing construction or not.

(Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18595 § 2; passed Jun. 4, 1968. Formerly 11.02.190)

**11.05.080 Driveway defined.**

“Driveway” means that portion of street area which provides access to an off-street vehicular facility through a depression in the constructed curb or, when there is no constructed curb, that area in front of such vehicular facility as is well defined or as is designated by authorized signs or markings.

(Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18595 § 2; passed Jun. 4, 1968. Formerly 11.02.230)

**11.05.090 Driveway return defined.**

“Driveway return” means that portion of a driveway which curves to meet the street curb plus that portion of street curb extending five feet beyond.

(Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18595 § 2; passed Jun. 4, 1968. Formerly 11.02.240)

**11.05.100 Fire line defined.**

“Fire line” means a line established at the direction of the Fire Chief during any emergency requiring the services of the Fire Department.

(Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18595 § 2; passed Jun. 4, 1968. Formerly 11.02.280)

**11.05.110 Fire zone defined.**

“Fire zone” means an area about the scene of every fire during its course which consists of all streets within a radius of 300 feet or more from said fire, and in every case includes the two nearest street intersections.

(Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18595 § 2; passed Jun. 4, 1968. Formerly 11.02.290)

**11.05.120 Leaving minors unattended.**

It is unlawful for any person while operating or in charge of a vehicle to park or wilfully allow such vehicle to stand upon a public highway or in a public place in the City of Tacoma, leaving a minor child or children under the age of six years unattended therein, and it shall be unlawful for any person while operating or in charge of a motor vehicle to park or wilfully allow such vehicle to stand upon a public highway or in a public place in the City of Tacoma with its motor running, or ignition keys therein, and leaving a child or children under the age of 16 years unattended therein. Any person violating the provisions of this section shall be guilty of a misdemeanor.

(Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 19854 § 1; passed Jul. 3, 1973: Ord. 18595 § 6; passed Jun. 4, 1968. Formerly 11.10.340)

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<sup>3</sup> Code reviser’s note: Ord. 25527 contained two sections numbered 3. The other is codified at Section 11.05.040.

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### **11.05.130 Driving while eating or drinking.**

It is unlawful for any person to operate any vehicle upon the public highways of the City of Tacoma while eating any food or drinking any beverage.

(Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18595 § 7; passed Jun. 4, 1968. Formerly 11.12.010)

### **11.05.131 Automotive Sound Systems – Excessive Noise Prohibition.**

It is unlawful for any person in control of or operating a motor vehicle to permit sound from the motor vehicle sound system, including but not limited to, a radio, tape player, compact disc player, DVD or video player, MP3 player, or other sound reproduction device, whether or not affixed to the vehicle, to be operated at a volume so as to be plainly audible at a distance greater than 50 feet from the vehicle itself.

Violation of this section is a class 1 civil infraction not to exceed \$250, not including statutory assessments. Such penalty is in addition to any other remedies or penalties specifically provided by law.

This section applies to vehicles being driven within the City or while stopped in obedience to a traffic control device. Sounds from parked vehicles are subject to section 8.12.060 of the municipal code.

(Ord. 27956 Ex. B; passed Dec. 14, 2010)

### **11.05.135 Unlawful to park or stand unlicensed vehicle.**

It is unlawful for any person to park any vehicle or to permit any vehicle to stand on any public street, highway, or planting strip of the City of Tacoma unless there is displayed on the vehicle the proper number of valid vehicle license number plates attached in the manner required by RCW 46.16A.200, as it exists or as hereinafter amended. Vehicles validly licensed in jurisdictions other than the state of Washington must display vehicle license number plates in conformance with the laws of the licensing state.

(Ord. 28086 Ex. A; passed Sept. 25, 2012: Ord. 27920 Ex. A; passed Sept. 14, 2010: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18595 § 10; passed Jun. 4, 1968. Formerly 11.18.120)

### **11.05.136 Presumption and reference to illegal parking.**

In any matter charging a violation of any law or regulation governing the stopping, standing, or parking of a vehicle, proof that the particular vehicle described in the complaint was stopping, standing, or parking in violation of any such law or regulation, together with proof that the defendant was at the time of such violation the registered owner of such vehicle, shall constitute in evidence a prima facie presumption that the registered owner of such vehicle was the person who parked or placed such a vehicle at the point where and for the time during which such violation occurred.

(Ord. 27201 § 1; passed Feb. 10, 2004)

### **11.05.140 Taxicabs – Prohibited parking areas.**

Other than at locations allocated pursuant to Chapter 6.52, it is unlawful to park or leave standing any taxicab or for rent vehicle for passengers within the districts described as follows, and such acts shall be punishable by a penalty of not less than \$25.00:

Beginning at the northeast corner of South Seventh and A Streets; thence along the east side of A Street to the south side of South 15th Street; thence along the south side of South 15th Street to the east side of Pacific Avenue; thence along the east side of Pacific Avenue to the north side of Puyallup Avenue; thence along the north side of Puyallup Avenue to the east side of East C Street; thence along the east side of East C Street to the south side of 26th Street; thence along the south side of 26th Street to the west side of Pacific Avenue; thence along the west side of Pacific Avenue to the south side of South 25th Street; thence along the south side of South 25th Street to the west side of South C Street; thence along the west side of South C Street to the south side of South 21st Street; thence along the south side of South 21st Street to the west side of Market Street; thence along the west side of Market Street to the south side of South 15th Street; thence along the south side of South 15th Street to the west side of South M Street; thence along the west side of South M Street to the north side of Sixth Avenue; thence along the north side of Sixth Avenue to the east side of Broadway; thence by the shortest distance to the east side of Stadium Way; thence along the east side of Stadium Way to its intersection with Pacific Avenue; thence easterly to the northeast corner of South 7th Street and Pacific Avenue; thence along north side of South 7th Street to the northeast corner of South 7th and A Streets.

Beginning at the northeast corner of North 29th and Washington Streets; thence along the east side of North Washington Street to the south side of North 25th Street; thence along the south side of North 25th Street to the west side of North

Madison Street; thence along the west side of North Madison Street to the north side of North 29th Street; thence along the north side of North 29th Street to the point of beginning.

Beginning at the northeast corner of South 38th Street and South Tacoma Avenue; thence along the east side of South Tacoma Avenue to the south side of South 43rd Street; thence along the south side of South 43rd Street to the west side of South Yakima Avenue; thence along the west side of South Yakima Avenue to the north side of South 38th Street; thence along the north side of South 38th Street to the point of beginning.

Beginning at the northeast corner of South 52nd Street and South Birmingham Street; thence along the east side of South Birmingham Street to the south side of South 58th Street; thence along the south side of South 58th Street to the west side of South Washington Street; thence along the west side of South Washington Street to the north side of South 52nd Street; thence along the north side of South 52nd Street to the point of beginning.

Beginning at the northeast corner of North 7th Street and North Trafton Street; thence along the east side of Trafton Street to the south side of South 7th Street; thence along the south side of South 7th Street to the west side of South Cedar Street; thence along the west side of Cedar Street to the north side of North 7th Street; thence along the north side of North 7th Street to the point of beginning.

(Ord. 26336 § 1; passed Dec. 8, 1998; Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 18595 § 11; passed Jun. 4, 1968. Formerly 11.19.070)

**11.05.150 One-way streets designated.**

Portions of the following streets, hereinafter more particularly set forth, are hereby designated and declared to be one-way streets, and it shall be unlawful for any person to drive, operate, or otherwise move any vehicle thereover except in the direction indicated herein, when signs indicating the direction of traffic are erected and maintained at every intersection when movement in the opposite direction is prohibited:

Court A from South 8th Street to South 12th Street and South 13th Street to South 15th Street, southbound only.

Cliff Avenue, South 10th Street to South 11th Street, southbound only.

Court C from 150 feet south of South 11th Street to South 13th Street, northbound only, and South 9th Street to South 11th Street, northbound only.

Oakes Street from North 31st Street to North 32nd Street, northbound only.

Opera Alley from South 7th Street to St. Helens Avenue, southbound only.

South 4th Street, K Street to Division Avenue, eastbound only.

Tennis Court Road, North 7th Street to end parking lot entrance approximately 480 feet, more or less, at end of radius, northwest bound traffic only.

Alley between Pacific Avenue and A Street from South 26th Street to South 27th Street, southbound only.

Alley between Park Avenue and Yakima Avenue from South 38th Street to South 39th Street, southbound only.

Alley between South Tacoma Way and Washington Street, from South 52nd Street to South 56th Street, southbound only.

South 8th Street from A Street to Court A Street, westbound only.

Earnest S. Brazill Street from Yakima Avenue to Tacoma Avenue, westbound only.

South 13th Street from Pacific Avenue to South A Street, eastbound only.

South 14th Street from South A Street to Court A, westbound only.

South 17th Street from Commerce Street to Pacific Avenue, eastbound only.

South 32nd Street from South C Street to Pacific Avenue, westbound only.

East 25th Street from East D Street to East G Street, eastbound only.

East 27th Street from Bay Street to East L Street, westbound only.

East 8th Street from Bay Street to East L Street, eastbound only.

South A Street from South 8th Street to South 15th Street, northbound only.

South A Street from South 27th Street to South 23rd Street, northbound only.

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South G Street from South 11th Street to South 14th Street, northbound only.

South I Street from the transition between South I Street and Yakima Avenue to South 7th Street, southbound only.

South L Street from Division Avenue to South 15th Street, northbound only.

South M Street from Division Avenue to South 15th Street, southbound only.

Yakima Avenue from 6th Avenue to South 7th Street, northbound only.

Rimrock Street from East 51st Street to East R Street, northbound only.

(Ord. 28479 Ex. A; passed Dec. 19, 2017; Ord. 28404 Ex. A; passed Dec. 13, 2016; Ord. 27980 § 1; Ex. A; passed May 17, 2011; Ord. 27617 § 1; Ex. A; passed May 22, 2007; Ord. 27497 § 1; passed Jun. 20, 2006; Ord. 27118 § 1; passed Jul. 15, 2003; Ord. 26838 § 1; passed Aug. 7, 2001; Ord. 26794 § 1; passed Apr. 3, 2001; Ord. 26776 § 1; passed Feb. 20, 2001; Ord. 25365; passed Sept. 14, 1994; Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 22767 § 1; passed Sept. 7, 1982; Ord. 22666 § 1; passed Apr. 6, 1982; Ord. 21827 § 1; passed May 6, 1980; Ord. 22038 § 1; passed Apr. 22, 1980; Ord. 21563 § 1; passed Dec. 19, 1978; Ord. 21513 § 1; passed Oct. 17, 1978; Ord. 20732 § 1; passed May 25, 1976; Ord. 20133 § 1; passed Jun. 4, 1974; Ord. 19572 § 1; passed May 16, 1972; Ord. 19444 § 1; passed Oct. 5, 1971; Ord. 19374 § 1; passed Jun. 15, 1971; Ord. 18824; passed May 20, 1969; Ord. 18786; passed Apr. 15, 1969; Ord. 18537 § 1; passed Mar. 26, 1968; Ord. 18442; passed Dec. 5, 1967; Ord. 18196; passed Dec. 29, 1966; Ord. 18035 § 1; passed Apr. 12, 1966; Ord. 17702; passed Nov. 4, 1964; Ord. 17104 § 1; passed Jul. 3, 1967; Ord. 16370 § 1; passed Jun. 15, 1959. Formerly 11.20.010)

### **11.05.160 Construction work – Special permit required.**

Whenever it becomes necessary for any person or persons engaged in construction work on or in a building to render a parking space unusable to the general public for a period of time longer than the legal limit of that parking space, a permit from the office of the Traffic Engineer shall be required. Written application for such permit shall be made to the office of the Traffic Engineer and shall state therein the time for which a parking space is required and the license number of the vehicle or trailer using it as applicable. Upon approval of said application and payment of the fee for overtime parking permits set forth in Chapter 2.09 of the Official Code of the City of Tacoma, the Traffic Engineer shall issue such permit. All such permits so issued shall be renewable upon application therefor prior to the expiration date upon terms and conditions applicable to the issuance of the original permit. Such permits shall be obtained at least one working day preceding the effective date of the permit. In the event such a special permit is not obtained, the minimum penalty to be assessed for violation of this section shall be \$50.00.

(Ord. 26336 § 2; passed Dec. 8, 1998; Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 22885 § 2; passed Mar. 15, 1983; Ord. 21511 § 1; passed Oct. 17, 1978. Formerly 11.24.020)

### **11.05.170 Illegal parking – Exceeding parking time limit.**

It shall be unlawful for any person to park a vehicle in any time-limited parking space for a period of time longer than lawfully permitted, as indicated on the parking meter, pay station, or time-limited signs, irrespective of the amount paid; provided, that the restrictions in this section shall not apply on free parking days and such over-parking shall be punishable by a fine of not less than \$25.00; provided further that each additional like period of limited time shall constitute a separate offense and be punishable as such.

(Ord. 27920 Ex. A; passed Sept. 14, 2010; Ord. 26336 § 3; passed Dec. 8, 1998; Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 21511 § 1; passed Oct. 17, 1978. Formerly 11.24.040)

### **11.05.180 Illegal parking – Removal of mark.**

It shall be unlawful for any person to erase, eradicate, or otherwise remove a mark placed on the tire of any vehicle by a Parking Checker or Police Officer, while such vehicle remains parked in the same space in which it was located at the time the mark was placed upon the tire of such vehicle, and such act shall be punishable by a penalty of not less than \$50.00.

(Ord. 26336 § 4; passed Dec. 8, 1998; Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 21511 § 1; passed Oct. 17, 1978. Formerly 11.24.050)

### **11.05.190 Illegal parking – Move vehicle to avoid time limit.**

It shall be unlawful for any person to re-park a vehicle on the same curb face within the same block (street between two consecutive intersections) to avoid the maximum time limit for parking in that particular block, and such act shall be punishable by a penalty of not less than \$50.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010: Ord. 26336 § 5; passed Dec. 8, 1998: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 24835 § 1; passed Feb. 19, 1991. Formerly 11.24.060)

**11.05.200 Parking of commercial vehicles in certain zoning districts prohibited.**

A. It shall be unlawful for an owner or person in control of any commercial truck, truck-tractor, trailer, semi-trailer, bus or any other “commercial vehicle,” as that term is defined by RCW 46.04.140, to park, store, or keep such vehicle(s), which exceeds 10,000 pounds Gross Vehicle Weight, on any public street, avenue, alley, or other thoroughfare, or right-of-way in a Residential District or Mixed-Use Center District as defined in Tacoma Municipal Code Title 13 for a period in excess of one hour unless engaged in legitimate loading or unloading activities, or while engaged in the provisions of goods or services to an abutting property owner or tenant in such districts.

Such acts shall be punishable by a penalty in an amount not less than those amounts set forth below:

Type of Vehicle	Minimum Amount
Commercial vehicle - overtime parking - first offense	\$150
Commercial Vehicle - overtime parking - second offense	\$200

(Ord. 28479 Ex. A; passed Dec. 19, 2017: Ord. 26336 § 6; passed Dec. 8, 1998: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 25058 § 4; passed Mar. 3, 1992. Formerly 11.28.022)

**11.05.210 Delivery and construction vehicles – Emergency repairs.**

A. The restrictions of Section 11.05.200 shall not apply to the temporary parking of such vehicles on private property, or on a public street, avenue, alley, or other public thoroughfare adjacent to said property in residential districts, whereon construction is underway, for which a current and valid building permit has been issued by the City of Tacoma and said permit is properly displayed on the premises; or whereon construction not requiring a building permit (e.g., landscaping) is underway.

B. The restriction of Section 11.05.200 to one hour in residential districts shall not apply to routine deliveries by tradesmen, or the use of trucks in making service calls, provided that such time in excess of one hour is actually in the course of business deliveries or servicing.

C. The restrictions of Section 11.05.200 shall not apply to a situation where such vehicle becomes disabled and, as a result of such emergency, is required to be parked within a residential district for longer than one hour. However, any such vehicle shall be removed from the residential district within 24 hours, by wrecker towing if necessary, regardless of the nature of the emergency.

D. The restrictions of Section 11.05.200 shall not apply to vehicles, whether or not operative, which are stored or kept entirely within a garage or accessory building which meets all applicable laws and codes of the City of Tacoma.

(Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 25058 § 4; passed Mar. 3, 1992. Formerly 11.28.024)

**11.05.220 Parking of commercial trailers prohibited.**

No person, without permission from the Traffic Engineer, shall park within a public right-of-way any detached trailer, semitrailer, pole trailer, or any other trailer used for commercial purposes, unless such vehicle is being actively loaded or unloaded, and such act shall be punishable by a penalty in an amount of not less than \$75.00.

(Ord. 26336 § 7; passed Dec. 8, 1998: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 24826 § 1; passed Jan. 29, 1991. Formerly 11.28.027)

**11.05.225 Parking prohibited within two feet of a mailbox.**

No person shall park a vehicle within two feet of a mailbox during the hours of 9:00 a.m. to 4:00 p.m. on all days of scheduled delivery by the United States Postal Service.

(Ord. 26294 § 1; passed Sept. 22, 1998)

**11.05.230 Parking, extended period.**

No person shall park a vehicle, boat trailer, recreation trailer, camper, or other licensed or unlicensed vehicle or device for a period of time longer than seven calendar days on any public street or alley right-of-way, and such act shall be punishable by a penalty in an amount of not less than \$35.00.

(Ord. 26336 § 8; passed Dec. 8, 1998: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 22390 § 3; passed Apr. 28, 1981. Formerly 11.28.060)

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### 11.05.231 Human habitation of vehicles.

#### A. Definitions.

1. "Human habitation" shall mean the use of a vehicle for dwelling or residential purposes. Evidence of human habitation includes, but is not limited to, any combination of two or more of the following activities: sleeping; setting up any bedding, sleeping bags, bedroll, pillow or other sleeping materials in such a manner as to be used for sleeping; engaging in housekeeping or cooking activities; storing cookware, cooking equipment; or bodily fluids in a vehicle; storing personal possessions in such a manner that some or all of the vehicle's windows are obscured; using sanitation, plumbing and/or electrical systems or equipment in a manner inconsistent with any provision of the Tacoma Municipal Code, or any other activity where it reasonably appears, in light of all the circumstances, that a person or persons is using the vehicle as a living accommodation. For purposes of this section, "human habitation" means the use of a vehicle as a dwelling place and does not include temporary use of a vehicle for alleviation of sickness or because of physical inability to operate the vehicle.
2. "Vehicle" shall include, but not be limited to, automobiles, motorcycles, trucks, buses, motorized recreational vehicles, campers, boats, travel trailers, boat trailers, utility trailers, or other similar devices.
3. "Recreational Vehicle" ("RV") means a vehicular-type unit primarily designed for recreational camping or travel use that has its own motive power or is mounted on or towed by another vehicle. The units include travel trailers, fifth wheel trailers, folding camping trailers, truck campers, and motor homes.

B. It is unlawful for any vehicle to be used for human habitation purposes for a period exceeding 72 hours on a public street or public right-of-way anywhere in the City of Tacoma, unless a permit has been issued in accordance with subsections D and E herein. It shall be unlawful for a vehicle to be moved any distance less than one mile from the position it occupied at the start of the 72-hour period in order to avoid the time limit regulation of this section. Proof that any vehicle was found stopped, parked, or standing in or along any public street or public right-of-way and was unattended by any person but was in violation of this subsection, together with proof that the defendant was at the time of such violation the registered owner of such vehicle, shall constitute in evidence a prima facie presumption that the registered owner of such vehicle was the person who parked or placed such a vehicle at the point where and for the time during which such violation occurred.

C. Recreational vehicle parks in compliance with Chapter 2.16 of the Tacoma Municipal Code and state law are exempt from the provisions of this section.

D. A recreational vehicle may be used for human habitation if an appropriate permit, such as a special events, special use, or temporary use permit, has been obtained from the City that authorizes a recreational vehicle to be parked and used for human habitation.

E. Recreational vehicles ("RVs") may be permitted to be used for human habitation for a maximum of 14 days per calendar year at a specific location when the resident of the property adjacent to which the RV will be parked has first obtained a permit from the City.

1. Permits are valid only for the dates authorized on the permit and only for the location indicated on the permit. A permit must be displayed in a manner that it is clearly visible from the outside of the recreational vehicle.
2. The owner, operator, and occupants of the RV must comply with all conditions printed on the permit. Conditions include: (a) the vehicle must be legally parked, (b) all waste and sewage generated within the RV must be disposed of in a safe and legal manner, (c) operation of a generator while the RV is parked is prohibited, (d) the use of extension cords and other hookups is prohibited, (e) the erection of awnings and setting up furniture or similar items outside the RV is prohibited.
3. The violation of any condition printed on the permit is a violation, and the owner or operator of the RV may be cited, as provided in this section. A permit may be summarily revoked by a police officer, road compliance officer, code enforcement officer, tax and license compliance officer, or parking enforcement officer when (a) a condition printed on the permit or other Municipal Code provision has been violated by the vehicle owner, operator, or occupant or (b) the Municipal Code is violated in relation to the parking or occupancy of the vehicle or (c) the permit was obtained by fraud or misrepresentation.
4. The resident obtaining the permit must present proof of residency at the address at the time of application for the permit.
5. Fees. The cost of a permit is \$10 payable to the City of Tacoma.

F. Emergency Action. Any vehicle being used for human habitation which is resulting in the discharge of human waste or sewage in any location or manner except into an approved public or private sewage disposal system constructed and maintained in accordance with the Tacoma Municipal Code may be summarily removed and impounded notwithstanding any provision of this chapter.

#### G. Violations.

1. A violation of this section is a civil infraction, and the owner, operator, or person in charge of any vehicle found to be in violation of this section shall be assessed a monetary penalty as follows:

- a. For a first offense, a fine of not more than \$50.00, not including statutory assessments, shall be assessed;
- b. For a second offense, a fine of not more than \$100.00, not including statutory assessments, shall be assessed; and
- c. For a third and any subsequent offense, a fine of not more than \$250.00, not including statutory assessments, shall be assessed.

2. Any violation in any street, park, alley, public parking lot, or other public way which constitutes an obstruction to traffic, or presents a threat to public safety, may subject the vehicle to immediate impoundment in accordance with the provisions contained in RCW Chapter 46.55. If the vehicle is inoperable and cannot be moved under its own power from where it is located, the vehicle may be subject to enforcement and impoundment pursuant to TMC 8.23.050.

3. Penalties for a violation of this section shall be in addition to any other remedy provided by local or state law and nothing in this chapter should be construed to limit the authority of the City to enforce pursuant to any other provision of local or state law.

(Ord. 28437 Ex. A; passed Jul. 11, 2017; Ord. 28348 Ex. B; passed Mar. 8, 2016; Ord. 28255 Ex. C; passed Nov. 4, 2014; Ord. 27829 Ex. A; passed Aug. 25, 2009)

### **11.05.235 Residential Parking Zones – authority.**

A. Establishment of Residential Parking Program. The City Manager, or designee, is delegated the authority and is authorized to establish and maintain a “Residential Parking Program” (“Program”), consistent with this section, to establish residential parking zones as authorized herein, to prioritize parking in residential areas in which residential parking zones have been established, to manage availability of on-street parking supply, to issue permits authorizing parking within restricted zones, to establish rules and regulations to implement the program, to provide for enforcement, and to provide for recovery of the costs of administration of the Program. The Program shall establish the procedural requirements and criteria applicable to establishment of a “Residential Parking Zone” and any permits or other authorizations to park in an established Residential Parking Zone. The Program may provide that in any Residential Parking Zone, the City may issue permits or other means of identification, maintain lists of vehicles used by residents, or adopt any other reasonable means of distinguishing vehicles that may validly be parked in any Residential Parking Zone from other vehicles. The establishment of Residential Parking Zones shall not limit parking of vehicles displaying a card or decal pursuant to RCW 46.19.030, as it exists or as hereinafter amended. Residential Parking Zones shall be appropriately signed and/or marked.

B. Parking Zone Areas. The City Manager, or designee, upon receipt of an application meeting Program requirements, may recommend that the City Council establish a Residential Parking Zone in an area where any of the following instances occur:

- 1. On-street parking is reserved for the exclusive use of residents in a prescribed vicinity, their visitors, and service vehicles serving such residences.
- 2. On-street parking is reserved during certain posted hours for such exclusive use and available at all other times without restrictions.
- 3. Time limits are established for on-street parking which apply to all vehicles except vehicles owned or used by such residents, their visitors, or service vehicles serving such residences.

C. Administration and Enforcement. The City Public Works Department, Parking Services, shall implement and administer the Program and adopted rules and regulations. Parking Services shall enforce the Program during the hours of 8:00 AM to 6:00 PM. Parking Services shall maintain and administer a guide for residents to petition the City for consideration of a Residential Parking Zone.

D. Fees.

1. It is the intent of the City Council to ensure that fees established as provided herein reasonably provide for the recovery of the general and administrative costs of the Program, and that the fees do not exceed the reasonable estimated cost for providing the services for which the fees are charged. The term “costs” shall mean all reasonable expenses, including, without limitation, employee wages, fringe benefits, administrative overhead, costs of equipment, costs of equipment operation, costs of materials, costs of transportation, costs of material disposal, costs of contracted labor, and litigation costs associated with enforcement, that are incurred by the City as a direct result of implementation, operation, and enforcement of the Program. The City Manager, or designee, is authorized to establish and adjust a fee schedule and due dates for residential parking permits and Residential Parking Zone applications in a manner consistent with this section and Program requirements. The fee schedule will be subject to review every two years and adjustment in conjunction with the City’s biennial budget process.

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2. Residential parking permit fees shall be paid annually for each parking permit issued or renewed. Residential Parking Zone application fees shall be paid at the time of submittal of the application; provided that, fees for parking permits with a term less than 12 months may be prorated based upon the number of months remaining in the term at the time the permit is issued.

3. The Program may provide that a household with limited annual income may be eligible to receive the first permit per address at no cost.

(Ord. 28383 Ex. A; passed Oct. 18, 2016; Ord. 28086 Ex. A; passed Sept. 25, 2012; Ord. 26202 § 1; passed Mar. 3, 1998)

### **11.05.236 Residential Parking Zones – violation.**

No person shall stop, stand, or park a vehicle in an established and posted or marked Residential Parking Zone unless:

A. a current and valid permit or other authorization issued by the City and required as a condition for parking is displayed on the vehicle for which the permit was issued, in a conspicuous location, and as otherwise required by applicable law, rule or regulation; or

B. a card or decal issued pursuant to RCW 46.19.030, as it exists or as hereinafter amended, is displayed in a prominent place on the vehicle.

Violation of this section shall constitute a parking violation and such act shall be subject to a monetary penalty of not less than \$30.00.

(Ord. 28383 Ex. A; passed Oct. 18, 2016; Ord. 28086 Ex. A; passed Sept. 25, 2012; Ord. 26202 § 2; passed Mar. 3, 1998)

### **11.05.237 Residential Parking Program – revocation of privileges.**

No person, other than City Officials, is authorized to permit any person to park a vehicle in any Residential Parking Zone. No person shall transfer or authorize the use of any permit or other identification issued by the City authorizing a vehicle to park in any Residential Parking Zone.

Any person to whom a permit or other authorization is granted to park in a Residential Parking Zone shall be strictly liable for compliance with its terms and conditions and complying with all applicable ordinances, rules, and regulations. In any of the following instances, such permit or other authorization issued shall be revoked if any person to whom such permit is issued or authorization granted:

A. offers or agrees to authorize or permit any person to park a vehicle in any restricted parking zone for any monetary consideration; or

B. transfers for money the use of any permit or other identification issued by the City authorizing a vehicle to park in any restricted parking zone; or

C. allows any person under their control to perform the acts contained in subparagraph A or B above; or

D. allows a permit or other authorization issued to them to be so used.

No new residential parking permit will be issued or other authorization granted to such person found to be in violation of this section.

Violation of this section shall be a civil infraction and any person found in violation hereof shall be subject to a fine of \$250.00, not including statutory assessments.

(Ord. 28383 Ex. A; passed Oct. 18, 2016; Ord. 26202 § 3; passed Mar. 3, 1998)

### **11.05.240 School zones designated.**

The City Manager, or his or her designee, has authority to establish school zones, where appropriate, to facilitate safe walking routes for children.

(Ord. 27839 Ex. A; passed Oct. 27, 2009; Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 15258 § 188a; passed Feb. 28, 1955. Formerly 11.28.080)

### **11.05.245 Parking prohibited within two feet of another vehicle.**

No person shall stand or park a vehicle within two feet of another parked vehicle except when necessary to avoid conflict with other traffic or in compliance with or at the direction of a police officer, traffic-control device, or traffic markings, and such act shall be punishable by a penalty in an amount of not less than \$30.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010; Ord. 26336 § 9; passed Dec. 8, 1998; Ord. 25527 § 6; passed Jun. 21, 1994)



**11.05.250 City Traffic Engineer regulates and designates on-street parking restrictions.**

The City Traffic Engineer, or designee, has the authority to establish on-street parking restrictions to regulate the flow of traffic and/or parking. Such restrictions include, without limitation, Loading Zones, One-Hour Parking, Two-Hour Parking, No Parking Anytime, Disabled Parking, and similar designations. No such parking restrictions shall apply to law enforcement or other emergency vehicles when in service.

(Ord. 28404 Ex. A; passed Dec. 13, 2016: Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 20935 § 2; passed Dec. 21, 1976: Ord. 17636 § 1; passed Jun. 30, 1964: Ord. 15258 § 183; passed Feb. 28, 1955. Formerly 11.28.130)

**11.05.260 On-street parking regulation. Pay stations; establishing pay station rates, designating revenues; citizen advisory committee.**

The City Manager, or his or her designee, shall have the authority to designate zones within the City where on-street parking will be regulated by pay stations and/or time limits. The City Manager, or his or her designee, shall have the authority to establish rates for such pay stations based on market rates. For purposes of this section, “market rates” shall mean the rate at which a 15 percent on-street vacancy rate per nationally recognized standards is achieved. All revenues from pay stations are hereby designated for payment into the Parking Enterprise Fund.

(Ord. 28150 Ex. A; passed May 7, 2013: Reenacted by Ord. 27840 Ex. A; passed Oct. 27, 2009: Repealed by Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 26336 § 10; passed Dec. 8, 1998: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 20935 § 3; passed Dec. 21, 1976: Ord. 18196; passed Dec. 20, 1966: Ord. 17636 § 2; passed Jun. 30, 1964. Formerly 11.28.131.)

**11.05.270 No parking 11:00 p.m. to 6:00 a.m. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 17843 § 1; passed May 18, 1965. Formerly 11.28.132)

**11.05.280 No parking 4:00 p.m. to 6:00 p.m. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 24278 § 1; passed Jan. 17, 1989: Ord. 22055 § 1; passed Apr. 29, 1980: Ord. 20935 §§ 4, 5, 6; passed Dec. 21, 1976: Ord. 21033 §§ 3, 4; passed Jun. 4, 1974: Ord. 19444 §§ 4 – 6; passed Oct. 5, 1971: Ord. 19374 §§ 3, 4; passed Jun. 15, 1971: Ord. 18850; passed Jun. 24, 1969: Ord. 18605 § 1; passed Jun. 11, 1968: Ord. 18302; passed May 23, 1967: Ord. 18196; passed Dec. 20, 1966: Ord. 17843; passed May 18, 1965: Ord. 17636 § 3; passed Jun. 30, 1964: Ord. 15258 § 183a; passed Feb. 28, 1955. Formerly 11.28.140)

**11.05.290 No parking 3:00 p.m. to 6:00 p.m. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: (Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18196; passed Dec. 20, 1966: Ord. 17843 § 4; passed May 18, 1965: Ord. 17636 § 4; passed Jun. 30, 1964. Formerly 11.28.141)

**11.05.300 No parking 6:00 a.m. to 6:00 p.m. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18537 § 2; passed Mar. 26, 1968: Ord. 18035 § 2; passed Ap. 12, 1966. Formerly 11.28.142)

**11.05.310 No parking 4:00 p.m. to 9:00 a.m. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: (Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 20133 § 5; passed Jun. 4, 1974. Formerly 11.28.143)

**11.05.320 No parking 6:00 a.m. to 8:00 a.m. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 26336 § 11; passed Dec. 8, 1998: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18850 § 7; passed Jun. 24, 1969: Ord. 17636 § 5; passed Jun. 30, 1964: Ord. 15258 § 183b; passed Feb. 28, 1955. Formerly 11.28.150)

**11.05.330 No parking 7:00 a.m. to 9:00 a.m. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 27118 § 2; passed Jul. 15, 2003: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 24278 § 2; passed Jan. 17, 1989: Ord. 20935 § 7; passed Dec. 21, 1976: Ord. 20133 §§ 6, 7; passed Jun. 4, 1974: Ord. 19444 §§ 7, 8; passed Oct. 5, 1971: Ord. 19374 § 5; passed Jun. 15, 1971: Ord. 18850; passed Jun. 24, 1969: Ord. 18537 §§ 3, 4; passed Mar. 26, 1968: Ord. 18196; passed Dec. 20, 1966: Ord. 18035

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§ 3; passed Apr. 12, 1966: Ord. 17886 § 1; passed Jul. 20, 1965: Ord. 17843; passed May 18, 1965: Ord. 17636 § 6; passed Jun. 30, 1964. Formerly 11.28.151)

### **11.05.340 No parking 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m. Repealed by Ordinance. 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 26336 § 12; passed Dec. 8, 1998: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 20935 §§ 8, 9; passed Dec. 21, 1976: Ord. 20133 § 8; passed Jun. 4, 1974: Ord. 19444 § 9; passed Oct. 5, 1971: Ord. 18850; passed Jun. 24, 1969: Ord. 18537 § 5; passed Mar. 26, 1968: Ord. 17843 § 8; passed May 18, 1965: Ord. 17636 § 7; passed Jun. 30, 1964. Formerly 11.28.152)

### **11.05.350 No parking 7:00 a.m. to 8:30 a.m. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 20935 § 10; passed Dec. 21, 1976: Ord. 17843 § 9; passed May 18, 1965. Formerly 11.28.170.)

### **11.05.360 No parking at any time except by law enforcement vehicles. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 20935 § 11; passed Dec. 21, 1976: Ord. 18325 § 1; passed Jun. 10, 1967. Formerly 11.28.171)

### **11.05.370 No parking 4:00 p.m. to 6:00 a.m. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 26336 § 13; passed Dec. 8, 1998: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 22962 § 1; passed Jul. 12, 1983. Formerly 11.28.172)

### **11.05.380 No parking 6:00 p.m. to 9:00 a.m. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 22962 § 1; passed Jul. 12, 1983. Formerly 11.28.173)

### **11.05.390 No parking at any time.**

No person shall stop, stand or park a vehicle at any place or time where official signs prohibit stopping, standing and parking. Violation of this section shall be punishable by a penalty of not less than \$35.00.

(Enacted by Ord. 27920 Ex. A; passed Sept. 14, 2010: Repealed by Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 27550 § 1; passed Nov. 28, 2006: Ord. 27118 § 3; passed Jul. 15, 2003: Ord. 26336 § 14; passed Dec. 8, 1998: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 24297 § 1; passed Feb. 7, 1989: Ord. 24278 § 3; passed Jan. 17, 1989: Ord. 22962 § 2; passed Jul. 12, 1983: Ord. 22086 §§ 1, 2; passed May 20, 1980: Ord. 22054 §§ 1, 2, 3; passed May 6, 1980: Ord. 21959 § 1; passed Jan. 22, 1980: Ord. 20935 §§ 12, 13, 14; passed Dec. 21, 1976: Ord. 20133 §§ 9, 10; passed Jun. 4, 1974: Ord. 19872 §§ 1, 2, 3; passed Jul. 17, 1973: Ord. 19572 §§ 3, 4; passed May 16, 1972: Ord. 19444 §§ 10, 11; passed Oct. 5, 1971: Ord. 19374 §§ 6, 7; passed Jun. 15, 1971: Ord. 18850; passed Jun. 24, 1969: Ord. 18605 § 2; passed Jun. 11, 1968: Ord. 18537 §§ 6, 7, 8; passed Mar. 26, 1968: Ord. 18302; passed May 23, 1967: Ord. 18196; passed Dec. 20, 1966: Ord. 18103; passed Jul. 26, 1966: Ord. 18035 §§ 4, 5, 6; passed Apr. 12, 1966: Ord. 17886 § 2; passed Jul. 20, 1965: Ord. 17843; passed May 18, 1965: Ord. 17639 § 9; passed Jun. 30, 1964: Ord. 15656; passed Jul. 9, 1956: Ord. 15258 § 188; passed Feb. 28, 1955. Formerly 11.28.180)

### **11.05.400 Thirty-minute parking – Zones designated. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 20935 §§ 16, 17; passed Dec. 21, 1976: Ord. 20770 § 2; passed Jun. 8, 1976: Ord. 20133 § 12; passed Jun. 4, 1974: Ord. 19572 § 5; passed May 16, 1972: Ord. 19374 §§ 8, 9; passed Jun. 15, 1971: Ord. 18302; passed May 23, 1967: Ord. 18035 § 7; passed Apr. 12, 1966: Ord. 17636; passed Jun. 30, 1964: Ord. 17105 § 3; passed Jul. 3, 1962: Ord. 16888 § 2; passed Sept. 19, 1961. Formerly 11.28.210.)

### **11.05.410 Parking – CBD area – Zones designated. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 20935 § 26; passed Dec. 21, 1976. Formerly 11.28.215)

### **11.05.420 One-hour parking – Zones designated. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 27118 § 4; passed Jul. 15, 2003: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 23402 § 1; passed May 28, 1985: Ord. 20935 §§ 18, 19, 20; passed Dec. 21, 1976: Ord. 20770 § 3; passed Jun. 8, 1976: Ord. 20133 §§ 13, 14; passed Jun. 4, 1974: Ord. 19572 §§ 6, 7; passed May 16, 1972: Ord. 19444 §§ 12, 13, 14; passed Oct. 5, 1971: Ord. 19374 §§ 10, 11, 12; passed Jun. 15, 1971: Ord. 18850; passed Jun. 24, 1969: Ord. 18537 §§ 9, 10; passed Mar. 26, 1968: Ord. 18302; passed May 23, 1967: Ord. 18196; passed Dec. 20, 1966:

Ord. 18103; passed Jul. 26, 1966: Ord. 18035 §§ 8, 9; passed Apr. 12, 1966: Ord. 17700; passed Oct. 27, 1964: Ord. 17682; passed Sept. 22, 1964: Ord. 17636; passed Jun. 30, 1964: Ord. 17105 § 4; passed Jul. 3, 1962: Ord. 16888 § 3; passed Sept. 19, 1961. Formerly 11.28.220)

**11.05.430 Two-hour parking – Zones designated. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 27118 § 5; passed Jul. 15, 2003: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 23761 §§ 1, 2; passed Dec. 30, 1986: Ord. 23472 § 1; passed Sept. 24, 1985: Ord. 20935 §§ 21, 22, 23; passed Dec. 21, 1976: Ord. 20770 §§ 4, 5; passed Jun. 8, 1976: Ord. 20159 § 2; passed Jul. 30, 1974: Ord. 20133 §§ 15,16; passed Jun. 4, 1974: Ord. 19572 §§ 8, 9, 10; passed May 16, 1972: Ord. 19444 §§ 15, 16, 17; passed Oct. 5, 1971: Ord. 19374 §§ 13, 14, 15; passed Jun. 15, 1971: Ord. 18850; passed Jun. 24, 1969: Ord. 18605 § 3; passed Jun. 11, 1968: Ord. 18537 § 11; passed Mar. 26, 1968: Ord. 18302; passed May 23, 1967: Ord. 18196; passed Dec. 20, 1966: Ord. 18035 § 10; passed Apr. 12, 1966: Ord. 17843; passed May 18, 1965: Ord. 17682; passed Sept. 22, 1964: Ord. 17636; passed Jun. 30, 1964: Ord. 17105 § 5; passed Jul. 3, 1962: Ord. 16888 § 4; passed Sept. 19, 1961. Formerly 11.28.230)

**11.05.440 Two-hour parking – Areas designated. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 22086 § 3; passed May 20, 1980. Formerly 11.28.240)

**11.05.450 Five-hour parking – Zones designated. Repealed by Ordinance 27839.**

(Ord. 27839 Ex. A; passed Oct. 27, 2009: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 20935 § 25; passed Dec. 21, 1976: Ord. 20770 § 10; passed Jun. 8, 1976: Ord. 20133 § 18; passed Jun. 4, 1974: Ord. 19572 §§ 13, 14; passed May 16, 1972: Ord. 19444 §§ 19, 20, 21; passed Oct. 5, 1971: Ord. 18850; passed Jun. 24, 1969: Ord. 18196; passed Dec. 20, 1966: Ord. 17682 § 7; passed Sept. 22, 1964. Formerly 11.28.250)

**11.05.460 Blind pedestrians – Vehicles to stop. Repealed by Ordinance 28404.**

(Ord. 28404 Ex. A; passed Dec. 13, 2016: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18595 § 12; passed Jun. 4, 1968. Formerly 11.30.170)

**11.05.470 Blind pedestrians – Use of white canes. Repealed by Ordinance 28404.**

(Ord. 28404 Ex. A; passed Dec. 13, 2016: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18595 § 12; passed Jun. 4, 1968. Formerly 11.30.180)

**11.05.480 Loads – Unloading vehicle – Operation.**

No person shall drive any vehicle of such weight or in such condition, or so constructed or so loaded, as to cause delay in traffic or accident or injury to any person, property or to the street. No person shall unload a vehicle in such manner as to produce damage to the surface of the street. Violation of this section shall be punishable by a penalty of not less than \$30.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18595 § 13; passed Jun. 4, 1968. Formerly 11.32.200)

**11.05.490 Arterial streets designated.**

Those portions of the following streets are hereby designated as and are declared to be arterial or through protected highways, and are further classified as principal arterial highways, minor arterials, collector arterials, or nonclassified arterials, as hereinafter defined: Principal arterials are protected streets that have a high percentage of long-distance vehicle trips; minor arterials are protected streets that have a near balanced percentage of long-distance vehicle trips, with local access usage; collector arterials are protected streets that have a low percentage of long-distance vehicle trips, and nonclassified arterials are protected streets that are not classified in any of the above categories.

- North 1st Street (minor) ..... from Yakima Avenue to North E Street
- South 4th Street (collector) ..... from Schuster Parkway to Dock Street
- 6th Avenue (principal) ..... from St. Helens Avenue to Olympic Blvd.
- 6th Avenue (collector)..... from Olympic Blvd. to Walters Road
- South 7th Street (collector)..... from Pacific Avenue to Commerce Street
- South 8th Street (collector)..... from A Street to Pacific Avenue
- South 8th Street (not classified) ..... from Sprague Avenue to Pine Street
- North 9th Street (collector)..... from Pearl Street to Mildred Street
- South 9th Street (collector)..... from Schuster Parkway to Sprague Avenue

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South 10th Street (not classified).....	from A Street to Pacific Avenue
North 11th Street (collector).....	from North 12th Street to M Street
11th Street (principal).....	from Market Street to Port of Tacoma Road
11th Street (principal).....	from Alexander Avenue to Marine View Drive
South 11th Street (minor).....	from Market Street to Ferry Street
North 12th Street (collector).....	from Steele Street to Anderson Street
South 12th Street (minor).....	from Schuster Parkway to Pacific Avenue
South 12th Street (minor).....	from South Sprague Avenue to Jackson Avenue
South 13th Street (principal).....	from A Street to Market Street
South 13th Street (minor).....	from Market Street to G Street
South 13th Street (not classified).....	from G Street to K Street
South 14th Street (not classified).....	from A Street to Pacific Avenue
South 15th Street (minor).....	from Pacific Avenue to Cedar Street
South 15th Street (collector).....	from Pacific Avenue to Dock Street
East 15th Street (minor).....	from D Street to St. Paul Avenue
North 15th Street (collector).....	from Steele Street to Alder Street
North 17th Street (principal).....	from Mildred Street to Narrows Drive
South 17th Street (principal).....	from Pacific Avenue to Commerce Street
19th Street NE (collector).....	from 65th Avenue to East City limits
South 19th Street (principal).....	from Jefferson Avenue to Jackson Avenue
South 19th Street (minor).....	from Jackson Avenue to Grandview Avenue
South 19th Street (collector).....	from Grandview Avenue to Seashore Drive
North 21st Street (principal).....	from Steele Street to Pearl Street
South 21st Street (principal).....	from A Street to Tacoma Avenue
East 23rd Street (north roadway) (collector).....	from Dock Street to East D Street
South 24th Street (principal).....	from A Street to Pacific Avenue
South 24th Street (collector).....	from Pacific Avenue to C Street
24th Street NE (not classified).....	from 64th Avenue to 65th Avenue
East 25th Street (not classified).....	from A Street to Portland Avenue
South 25th Street (collector).....	from A Street to State Street
26th Street (collector).....	from Pacific Avenue to East G Street
North 26th Street (collector).....	from Alder Street to Pearl Street
North 26th Street (minor).....	from Pearl Street to Narrows Drive
East 27th Street (collector).....	from L Street to Bay Street
South 27th Street (collector).....	from Jefferson Avenue to Yakima Avenue
South 27th Street (not classified).....	from Pacific Avenue to Delin Street
27th Street West (collector).....	from East City Limits to Day Island Bridge Road
East 28th Street (collector).....	from L Street to Portland Avenue
East 28th Street (principal).....	from Portland Avenue to Bay Street
South 28th Street (collector).....	from Yakima Avenue to M Street
29th Street NE (collector).....	from 53rd Avenue to Norpoint Way
29th Street NE (principal).....	from Norpoint Way to North City Limits
North 30th Street (minor).....	from Schuster Parkway to Pearl Street
31st Street NE (not classified).....	from 49th Avenue to 53rd Avenue
33rd Street NE (minor).....	from Nassau Avenue to Browns Point Blvd. (at 42nd Avenue)
34th Street (collector).....	from South G Street to east L Street
East 34th Street (collector).....	from Portland Avenue to Roosevelt Avenue
North 34th Street (not classified).....	from Proctor Street to Cheyenne Street
South 35th Street (collector).....	from Sprague Avenue to Pine Street
South 35th Street (collector).....	from South Tacoma Way to Adams Street
South 36th Street (collector).....	from Adams Street to Tyler Street
North 36th Street (Alder Way) (collector).....	from Ruston Way at Alder Street to Proctor Street
North 37th Street (collector).....	from Proctor Street to Orchard Street
North 37th Street (collector).....	from Shirley Street to Vassault Street
South 37th Street (collector).....	from Sprague Avenue to Steele Street

South 37th Street (principal) .....	from Warner Street to South Tacoma Way
38th Street (principal).....	from South Warner Street to East Portland Avenue
South 38th Street (collector).....	from Warner Street to South Tacoma Way
38th Avenue NE (collector) .....	from Browns Point Blvd. to 33rd Street
43rd Street (not classified) .....	from South M Street to McKinley Avenue
East 44th Street (collector).....	from Portland Avenue to Roosevelt Avenue
North 45th Street (not classified) .....	from Cheyenne Street to Pearl Street
45th Avenue NE (collector) .....	from Browns Point Blvd. to North City Limits
45th Street NE (collector).....	from Browns Point Blvd. to Nassau Avenue
North 46th Street (minor).....	from Stevens Street to Pearl Street
North 46th Street (collector).....	from Pearl Street to Vassault Street
South 47th Street (minor).....	from Wapato Street to South Tacoma Way
South 47th Street (collector).....	from South Tacoma Way to Washington Street
South 48th Street (collector).....	from Pacific Avenue to Portland Avenue
South 48th Street (minor).....	from Pacific Avenue to Wapato Street
49th Avenue NE (not classified) .....	from 31st Street to Norpoint Way
49th Avenue NE (minor).....	from Norpoint Way to North City Limits
South 50th Street (collector).....	from Puget Sound Avenue to South Tacoma Way
51st Street NE (collector).....	from Slayden Road to High Point Drive
51st Street NE (minor) .....	that portion within the City Limits from High Point Drive to 49th Avenue
North 51st Street (collector).....	from Pearl Street to Mildred Street
53rd Avenue NE (collector) .....	from 29th Street to Norpoint Way
South 54th Street (not classified) .....	from Railroad Street to Washington Street
South 54th Street (not classified) .....	from Tacoma Mall Boulevard to Railroad Street
56th Street (principal).....	from West City Limits to Portland Avenue
East 56th Street (collector).....	from Portland Avenue to Pipeline Road
South 58th Street (collector).....	from South Tacoma Way to Washington Street
64th Avenue NE (not classified) .....	from 24th Street to Northeast City Limits
64th Street (minor) .....	from Pacific Avenue to East City Limits
South 64th Street (collector).....	from Pacific Avenue to Sheridan Avenue
65th Avenue NE (collector) .....	from 19th Street to Northeast City Limits
South 66th Street (not classified) .....	from Wapato Street to Oakes Street
South 66th Street (minor).....	from Oakes Street to West City Limits
72nd Street (principal).....	from Federal Aid Interstate 5 to East City Limits
South 74th Street (principal) .....	from Federal Aid Interstate 5 to West City Limits
84th Street (minor) .....	from West City Limits to East City Limits
96th Street (principal).....	from West City Limits to East City Limits
A Street (collector).....	from South 8th Street to South 11th Street
A Street (principal).....	from South 11th Street to South 13th Street
A Street (collector).....	from South 13th Street to South 15th Street
A Street (principal).....	from South 21st Street to Federal Aid Interstate 5
South Alaska Street (collector).....	from 38th Street to 72nd Street
Alder Street (minor) .....	from South 8th Street to North 21st Street
North Alder Street (collector).....	from 21st Street to 30th Street
South Alder – Cedar Transition (minor) .....	from 8th Street to 9th Street
East Alexander Avenue (minor).....	from 11th Street to South City Limits
East Alexander Avenue (collector) .....	from 11th Street to the north to end of public right-of-way (2,400 + or –)
North Anderson Street (collector) .....	from 12th Street to 15th Street
Bantz Boulevard (principal) .....	from 6th Avenue to Center Street
East Bay Street (principal) .....	from Portland Avenue to Pioneer Way
Broadway (collector).....	from South 9th Street to North 1st Street
Browns Point Blvd (collector).....	from Norpoint Way NE (North City Limits) to 51st Street
Browns Point Blvd. NE (not classified) .....	from 51st Street to High Point Drive (42nd Street)
Browns Point Blvd. NE (minor).....	from High Point Drive (42nd Street) to 33rd Street (Nassau Avenue)
Browns Point Blvd. NE (not classified) .....	from 33rd Street (Nassau Avenue) to 33rd Street (42nd Avenue)

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Browns Point Blvd. NE (minor)	from 33rd Street (42nd Avenue) to 33rd Street at Norpoint Way (west of 49th Avenue)
South C Street (collector)	from 19th Street to South Tacoma Way
South Cedar Street (minor)	from 9th Street to Center Street
Center Street (minor)	from Tacoma Avenue to West City Limits
North Cheyenne Street (not classified)	from 34th Street to 45th Street
South Commerce Street (minor)	from Stadium Way to 11th Street
South Commerce Street (principal)	from 11th Street to 17th Street
South Commerce Street (collector)	from 17th Street to 19th Street
East D Street (minor)	from 15th Street to Wiley Avenue
Day Island Bridge Road (collector)	from 27th Street West to West City Limits
Delin Street (not classified)	from Pacific Avenue to Tacoma Avenue
Delin Street (minor)	from Tacoma Avenue to South G Street
Division Avenue (minor)	from North E Street to 6th Avenue
East Division Lane (collector)	from McKinley Avenue to Fairbanks Street
East Dock Street (collector)	from South 4th Street to Puyallup Avenue
North E Street (minor)	from Division Avenue to North 1st Street
Earnest S. Brazill Street (not classified)	from Tacoma Avenue to G Street
Earnest S. Brazill Street (minor)	from G Street to South Sprague Avenue
East Eells Street (principal)	from Puyallup Avenue to East City Limits
East-West Road (minor)	proposed north frontage road along future SR 509 (minor) from Milwaukee Way to East City Limits and through vicinity west of Taylor Way
East Fairbanks Street (collector)	from Division Lane to Roosevelt Street
South Fawcett Avenue (not classified)	from Jefferson Avenue to Tacoma Avenue South
North Ferdinand St. (via Waterview and North 49th Street) (collector)	from 46th Street to Ruston Way
East G Street (collector)	from Puyallup Avenue to 26th Street
South G Street (minor)	from Earnest S. Brazill Street to 13th Street
South G Street (minor)	from Wright Avenue to South 38th Street
South G Street (collector)	from 38th Street to 48th Street
East Grandview Avenue (collector)	from Bay Street to Wright Avenue
South Gunnison Street (not classified)	from Center Street to South Manitou Way
High Point Drive – Norpoint Way NE Transition (collector)	from Norpoint Way (Nahane East) to High Point Drive (51st Street)
High Point Drive (minor)	from High Point Drive-Norpoint Way NE Transition (51st Street) to Browns Point Boulevard (approximately 42nd Street)
South Hosmer Street (collector)	from 72nd Street to Steele Street
I Street (principal)	from 6th Avenue to Steele Street
South J Street (collector)	from Division Avenue to Center Street
Jackson Avenue (principal)	from Narrows Drive to South City Limits
Jefferson Avenue (minor)	from Pacific Avenue to Tacoma Avenue South
South K Street (collector)	from Division Avenue to 25th Street
East L Street (collector)	from Puyallup Avenue to Fairbanks Street
Lincoln Avenue (collector)	from Portland Avenue to Port of Tacoma Road
Lincoln Avenue (collector)	from Alexander Avenue to Taylor Way
North M Street (collector)	from Division Avenue to Steele Street
South M Street (not classified)	from Division Avenue to 6th Avenue
South M Street (collector)	from 28th Street to 56th Street
Marine View Drive (minor)	from East 11th Street to Northwest City Limits
Marine View Drive (principal)	from East 11th Street to Norpoint Way NE
Marine View Drive (minor)	from Norpoint Way NE to Southeast City Limits
Market Street (principal)	from St. Helens Avenue to South 13th Street
Market Street (minor)	from South 13th Street to Jefferson Avenue
Marshall Avenue (minor)	from Milwaukee Way to East City Limits
McCarver Street (collector)	from Tacoma Avenue to Ruston Way
McKinley Hill Way (minor)	from East D Street to McKinley Avenue

McKinley Avenue (minor) .....	from McKinley Hill Way to South City Limits
McMurray Road (collector).....	from Marine View Drive to Browns Point Boulevard
Mildred Street (minor) .....	from North 17th Street to South City Limits
Mildred Street (collector).....	from North 51st Street to Point Defiance Park
Milwaukee Way (minor) .....	from Lincoln Avenue to Eells Street
Nassau Avenue (collector) .....	from West intersection of Browns Point Boulevard and 33rd Street NE to 51st Street NE
Narrows Drive (minor).....	from North 17th Street to North 26th Street
Narrows Drive (principal) .....	from North 17th Street to Jackson Avenue
Narrows Drive (collector) .....	from North 26th Street to North 37th Street
Norpoint Way NE (collector).....	from Browns Point Boulevard (North City Limits) to High Point Drive-Norpoint Way Transition (Nahane East)
Norpoint Way NE (principal).....	from Browns Point Boulevard at 33rd Street (west of 49th Avenue) to Marine View Drive
South Oakes Street (minor).....	from Pine Street (South 47th Street) to South 74th Street
Olympic Boulevard (principal).....	from 6th Avenue to West City Limits
Orchard Street (minor) .....	from 6th Avenue to North 21st Street
Orchard Street (collector).....	from North 21st Street to North 46th Street
Orchard Street (principal).....	from 6th Avenue to South 56th Street
Orchard Street West (principal).....	from South 56th Street to South City Limits
Pacific Avenue (minor) .....	from South 11th Street to Schuster Parkway
Pacific Avenue (principal).....	from South 11th Street to South City Limits
North Park Way (collector).....	from Pearl Street to Vassault Street
North Pearl Street (principal) .....	from 6th Avenue to 54th Street
North Pearl Street (minor).....	from North Park Avenue (54th Street) to Vashon Ferry Landing
South Pearl Street (collector) .....	from 6th Avenue to South City Limits
South Pine Street (minor) .....	from Center Street to 47th Street
South Pine Street (not classified) .....	from 6th Avenue to 8th Street
Pioneer Way (principal) .....	from East Bay Street to East City Limits
Port of Tacoma Road (principal).....	from East 11th Street to South City Limits
Portland Avenue (principal) .....	from East 11th Street to South City Limits
Proctor Street (collector).....	from South 19th Street to North 37th Street
Puget Sound Avenue(collector).....	from South 50th Street to South 66th Street
Puget Sound Avenue (not classified).....	from South 66th Street to South 74th Street
Puyallup Avenue (principal) .....	from A Street to Eells Street
Railroad Street (not classified).....	from South 54th Street and State Street to 54th Street and Wapato Street
River Road (principal).....	from Pioneer Way to East City Limits
Roosevelt Avenue (collector).....	from East Wright Avenue to East 44th Street
Ruston Way (collector) .....	from McCarver Street to North City Limits
St. Helens Avenue (collector) .....	from 6th Avenue to Tacoma Avenue
St. Helens Avenue (principal) .....	from 6th Avenue to Market Street
St. Helens Avenue (collector) .....	from Market Street to South 9th Street
St. Paul Avenue (minor).....	from East 11th Street to East Portland Avenue
Schuster Parkway (minor).....	from South 12th Street to North 30th Street
Schuster Parkway (collector).....	from North 30th Street to Ruston Way at McCarver Street
Sheridan Avenue (collector).....	from South 56th Street to South City Limits
Slayden Road (collector).....	from Marine View Drive to NE 51st Street Extension
South Manitou Way (not classified).....	from South Gunnison to Tyler Street at South 38th Street
South Tacoma Way (principal) .....	from Pacific Avenue to South City Limits
Sprague Avenue (principal).....	from 6th Avenue to South 19th Street
Sprague Avenue – west roadway (principal).....	from South 19th Street to South 23rd Street
Sprague Avenue (collector).....	from South Tacoma Way to South 37th Street
Tacoma Mall Boulevard (collector) .....	from South 56th Street to South City Limits
Stadium Way (minor).....	from Division Avenue to Commerce Street
South State – Trafton Transition (collector).....	from South 19th Street to South 21st Street

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South State Street (collector) .....	from South 21st Street to South 25th Street
Stevens Street (minor) .....	from South 19th Street to North 46th Street
North Steele Street (collector) .....	from M Street to 15th Street
South Steele Street (collector) .....	from 37th Street to 42nd Street
South Steele Street (collector) .....	from Hosmer Street to South City Limits
Tacoma Avenue North (collector) .....	from Division Avenue to North McCarver Street
Tacoma Avenue South (minor).....	from Division Avenue to Delin Street
Tacoma Mall Blvd (collector).....	from South Steele Street to South 56th Street
Taylor Way (minor).....	from East 11th Street to South City Limits
Thompson Avenue (principal) .....	from South 32nd Street to South 46th Street
Thorne Road (collector).....	from East 11th Street to Lincoln Avenue
Tyler Street (minor) .....	from South 19th Street to South 74th Street
North Union Avenue (minor) .....	from North 21st Street to North 30th Street
Union Avenue (principal).....	from South 38th Street to North 21st Street
North Vassault Street (collector) .....	from North 37th Street to Park Way
Walters Road (collector).....	from 6th Avenue to South 19th Street
Warner Street (minor).....	from South 38th Street to South 47th Street
Washington Street (collector).....	from South 41st Street at South Tacoma Way to South 58th Street
Westgate Boulevard (principal).....	from Pearl Street to Mildred Street
Wiley Avenue (collector) .....	from East D Street to East L Street
Wilkeson Street (collector).....	from South 19th Street to South Tacoma Way
Wright Avenue (collector).....	from East Roosevelt Avenue to Grandview Avenue
South Yakima Avenue (not classified) .....	from 6th Avenue to South 8th Street
South Yakima Avenue (principal) .....	from South 8th Street to 32nd Street
South Yakima Avenue (not classified) .....	from South 38th Street to 46th Street
Yakima Avenue – Thompson Avenue Transition (principal) .....	from South 46th Street to South 48th Street
Yakima Avenue – I Street Transition (principal).....	from 6th Avenue to South 8th Street
South Yakima Avenue (principal) .....	from South 48th Street to South City Limits
SR-16.....	from the West City Limits to its connection with Federal Aid Interstate 5
Federal Aid Interstate 5 .....	that portion of the freeway lying between the South City Limits (westerly of Hosmer Street) and the East City Limits of Tacoma (northerly of East 28th Street)
SR-7.....	that route lying between its connection with Federal Aid

(Ord. 28404 Ex. A; passed Dec. 13, 2016: Ord. 27980 Ex. A; passed May 17, 2011: Ord. 27118 § 6; passed Jul. 15, 2003: Ord. 26607 § 1; passed Apr. 4, 2000: Ord. 26148 § 1; passed Nov. 4, 1997: Ord. 25844 § 1; passed Feb. 20, 1996: Ord. 25247 § 2; passed Dec. 22, 1992. [Formerly 11.34.130: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 24297 § 2; passed Feb. 7, 1989: Ord. 23456 § 1; passed Aug. 27, 1985: Ord. 23054 § 1; passed Nov. 15, 1983: Ord. 22979 § 1; passed Aug. 9, 1983.]

**11.05.492 Transit streets designated.**

In order to ensure that the City’s streets are able to accommodate all modes of transportation, not just the automobile, consistent with the policies of the Washington Growth Management Act and the comprehensive plan, a primary network of transit streets is established. Those portions of the following streets are designated as transit streets, shall be designated to accommodate transit vehicles and right-of-way for future transit improvements, if established by Pierce Transit, and shall be reserved or dedicated. Bus turnouts shall be provided where required by Pierce Transit. Crosswalks for pedestrians shall be provided at all signalized intersections and at all transit stops, including mid-block transit stops. Sidewalks adjacent to transit stops and commuter rail or light rail stations shall be at least eight feet wide.

**A. Incentive Transit.**

- Commerce Between 9th and 17th
- Pacific Between 17th and 24th

**B. Transit.**

- Pacific 24th to the City limits
- 6th Avenue Between Tacoma and Mildred



South 19th Between State and Orchard

(Ord. 27079 § 6; passed Apr. 29, 2003; Ord. 25893 § 3; passed Jun. 4, 1996)

**11.05.494 Pedestrian streets in centers.**

Within mixed-use centers identified by the comprehensive plan, the City intends to maximize accessibility for, and mobility of, people in preference to accommodation of vehicles. Accordingly, it is the City’s intent to establish traffic controls and signalization that will allow adequate crossing time for pedestrians while still maintaining safe traffic flow. Where block lengths exceed 750 feet, mid-block pedestrian crossings shall be provided unless the Traffic Engineer determines that such mid-block crossings pose a safety hazard.

(Ord. 27079 § 7; passed Apr. 29, 2003; Ord. 25893 § 3; passed Jun. 4, 1996)

**11.05.500 Yield right-of-way intersections designated.**

The Director of Public Works shall post and maintain “yield” signs at the following intersections, and drivers of vehicles traveling on the street first named shall yield the right-of-way to traffic on the intersecting street named.

- South 4th Street and L Street
- South 4th Street and Pacific Avenue
- South 4th Street and Tacoma Avenue
- South 5th Street and L Street
- 6th Avenue and Olympic Boulevard
- North 7th Street and Cedar Street
- North 7th Street and Huson Street
- South 7th Street and L Street
- South 7th Street and M Street
- North 8th Street and Cedar Street
- North 8th Street and Huson Street
- South 8th Street and Huson Street
- South 8th Street and M Street
- North 9th Street and Huson Street
- North 10th Street and Huson Street
- South 10th Street and L Street
- South 10th Street and M Street
- East 11th Street Ramp (south end) and Dock Street
- East 11th Street Ramp and St. Paul Avenue
- South 12th Street and Bantz Boulevard
- North 12th Street and Huson Street
- North 13th Street and Huson Street
- South 13th Street and L Street
- South 13th Street and M Street
- South 13th Street and Pine Street
- South 14th Street and L Street
- South 14th Street and Tyler Street
- South 15th Street and Adams Street
- East 15th Street Ramp (south end) and Dock Street

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South 15th Street and Durango Street  
East 15th Street and St. Paul Avenue  
North 16th Street and Huson Street  
South 16th Street and L Street  
South 17th Street and M Street  
North 18th Street and Huson Street  
North 18th Street and Union Avenue  
North 19th Street and Huson Street  
North 19th Street and Union Avenue  
North 22nd Street and Huson Street  
North 22nd Street and Union Avenue  
North 24th Street and Huson Street  
North 24th Street and Union Avenue  
North 25th Street and Huson Street  
North 25th Street and Union Avenue  
North 27th Street and Huson Street  
North 27th Street and Union Avenue  
North 28th Street and Huson Street  
North 28th Street and Union Avenue  
South 28th Street and Yakima Avenue southbound loop  
North 29th Street and Huson Street  
North 29th Street and Union Avenue  
Northeast 29th Street and Highline Road  
South 37th Street and D Street  
East 39th Street and East Q Street  
East 39th Street and East R Street  
East 41st Street and East R Street  
East 42nd Street and East R Street  
East 43rd Street and East R Street  
East 46th Street and East Q Street  
North 47th Street and Baltimore Street  
North 48th Street and Baltimore Street  
East 48th Street and East R Street  
South 50th Street and South D Street  
South 50th Street and South Fawcett Avenue  
South 50th Street and South G Street  
South 54th Street and Sheridan Avenue  
South 58th Street and Pine Street  
South 60th Street and Pine Street

South 62nd Street and Pine Street  
South 64th Street and Pine Street  
South 65th Street and A Street  
South 66th Street and South Tacoma Way  
South 68th Street and Pine Street  
South 68th Street and D Street – east leg  
South 70th Street and A Street  
South 70th Street and Pine Street  
South 72nd Street and Pine Street  
South 72nd Street and Hosmer Street – west leg  
A Street and South 58th Street  
B Street and East 60th Street  
Broadway and Jefferson Avenue  
Browning Street and Grandview Avenue  
D Street and South 50th Street  
D Street and South 60th Street  
F Street and East 11th Street  
Fawcett Avenue and South 50th Street  
Ferry Street and South 54th Street  
East Harper Street and East R Street  
Freeway off ramp and South 38th Street  
Freeway off ramp and South 56th Street  
Highline Road and N.E. 29th Street  
Howe Street and East 40th Street  
I Street and East 40th Street  
I Street and South 50th Street  
I Street and East 62nd Street – north-south legs  
J Street and East 40th Street  
Jackson Avenue and Narrows Drive  
Jefferson Avenue and Market Street  
K Street and East 40th Street  
K Street and East 62nd Street – north-south legs  
East Kent Street and East R Street  
North L Street and North 11th Street  
L Street and East 62nd Street – north-south legs  
M Street and East 62nd Street – north-south legs  
McMurray Road and Brown’s Point Boulevard  
Milwaukee Way and East 11th Street  
Milwaukee Way Extension and Eels Street (formerly U.S. 99)

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Montgomery Street and South 62nd Street

Morton Street and McKinley Avenue

N Street and East 62nd Street – north leg

Oakes Street and N. 11th Street – north-south legs

Olympic Boulevard and Jackson Avenue

Q Street and East 48th Street

East Q Street and East 51st Street

River Street Viaduct and Puyallup Avenue

Ruby Street and North Baltimore Street

Seaview Street and Baltimore Street

Spokane Street and East 40th Street

St. Paul Underpass and East 11th Street

Union Avenue and South Tacoma Way

(Ord. 28479 Ex. A; passed Dec. 19, 2017; Ord. 28404 Ex. A; passed Dec. 13, 2016; Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 20995 § 1; passed Feb. 15, 1977; Ord. 20159 §§ 3, 5; passed Jul. 30, 1974: Ord. 20133 §§ 22, 23; passed Jun. 4, 1974; Ord. 19572 § 17; passed May 16, 1972; Ord. 19444 §§ 25, 26; passed Oct. 5, 1971: Ord. 19374 §§ 20, 21; passed Jun. 15, 1971; Ord. 18850; passed Jun. 24, 1969; Ord. 18537 § 15; passed Mar. 26, 1968: Ord. 18302; passed May 23, 1967; Ord. 18196; passed Dec. 20, 1966; Ord. 18103; passed Jul. 26, 1966; Ord. 18035 §§ 12, 13; passed Apr. 12, 1966; Ord. 17886 §§ 4, 5; passed Jul. 20, 1965; Ord. 17843; passed May 18, 1965; Ord. 17729; passed Dec. 15, 1964; Ord. 17636; passed Jun. 30, 1964; Ord. 17103 § 1; passed Jul. 1, 1962; Ord. 16168; passed Aug. 18, 1958. Formerly 11.34.140)

### **11.05.510 Twenty miles per hour limit – Streets designated.**

The maximum rate of speed on the following streets and portions of streets shall be 20 miles per hour:

Bradley Road

East Road

Orchard Road

Summit Road

West Road

(Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 23210 § 1; passed Jul. 10, 1984. Formerly 11.36.090)

### **11.05.520 Thirty miles per hour limit – Streets designated.**

The maximum rate of speed on the following streets and portions of streets shall be designated 30 miles per hour:

North 1st Street from Division Avenue to North E Street.

Sixth Avenue from Walters Road to Tacoma Avenue South.

North 9th Street from Pearl Street to Mildred Street.

South 9th Street from South Sprague Avenue to Tacoma Avenue South.

East 11th Street from A Street to St. Paul Avenue.

South 11th Street from South Ferry Street to Tacoma Avenue South.

South 12th Street from South Orchard Street to South Sprague Avenue.

South 13th Street from South K Street to Tacoma Avenue South.

East 15th Street from East D Street to St. Paul Avenue.

South 15th Street from South Cedar Street to Tacoma Avenue South.

South 19th Street from South Sprague Avenue to Tacoma Avenue South, and from South Jackson Avenue to Seashore Drive, and from South Orchard Street to South Pearl Street.

North 21st Street from North Steele Street to North Pearl Street.

South 24th Street from A Street to South C Street.

25th Street from South State Street to Pacific Avenue.

25th Street from East J Street to Portland Avenue.

26th Street from Pacific Avenue to East G Street.

North 26th Street from North Alder Street to North Washington Street and from North Monroe Street to Narrows Drive.

East 27th Street from East Bay Street to East L Street.

East 28th Street from East L Street to East Bay Street.

29th Street Northeast from 53rd Avenue Northeast to Northeast City Limits.

North 30th Street from Schuster Parkway to North Pearl Street.

31st Street Northeast from 49th Avenue Northeast to 53rd Avenue Northeast.

34th Street from South G Street to East L Street and from East Portland Avenue to East Roosevelt Avenue.

South 35th Street from South Tacoma Way to South Adams Street.

South 36th Street from South Adams Street to South Tyler Street.

North 37th Street from North Pearl Street to North Vassault Street.

South 37th Street from South Steele Street to South Sprague Avenue.

South 38th Street from Pacific Avenue to South Tacoma Way and from East McKinley Avenue to East Portland Avenue.

45th Avenue Northeast between Northshore Parkway and Browns Point Boulevard.

North 46th Street from North Stevens Street to North Vassault Street.

South 47th Street from South Wapato Street to South Washington Street.

South 48th Street from Portland Avenue to McKinley Avenue and from Pacific Avenue to South Wapato Street.

49th Avenue Northeast from 31st Street Northeast to Northeast City Limits of Tacoma.

South 50th Street from South Puget Sound Avenue to South Tacoma Way.

51st Street Northeast from Browns Point Boulevard to Slayden Road Northeast.

North 51st Street from North Pearl Street to North Mildred Street.

53rd Avenue Northeast from 29th Street Northeast to 31st Street Northeast.

South 54th Street from South Ferry Street to South Railroad Avenue and from South Wapato Street to South Tacoma Way.

56th Street from McKinley Avenue to South Washington Street.

South 58th Street from South Tacoma Way to South Washington Street.

64th Street from South Yakima Avenue to East City Limits.

South 66th Street from South Wapato Street to West City Limits.

South 74th Street from Interstate Highway Number 5 to South Tacoma Way.

84th Street from East City Limits to West City Limits.

96th Street from South Yakima Avenue to East City Limits.

A Street from South 21st Street to South 27th Street.

South Alaska Street from South 38th Street to South 72nd Street.

Alder Street from North 30th Street to South 8th Street.

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South Alder-Cedar Transition from South 8th Street to South 9th Street.

Browns Point Boulevard from North City Limits to Norpoint Way (Vicinity of 33rd Street Northeast and 4800 Norpoint Way).

South C Street from South Commerce Street at South 19th Street to South Tacoma Way.

South Cedar Street from South 9th Street to South 19th Street.

Center Street from South Tacoma Avenue to South M Street and from South Union Avenue to South Tyler Street.

East D Street from East 15th Street to Puyallup Avenue.

Delin Street from Pacific Avenue to South Wright Avenue.

Division Avenue from Stadium Way to 6th Avenue.

Division Lane from East Fairbanks Street to East McKinley Avenue.

North E Street from Division Avenue to North 1st Street.

Earnest S. Brazill Street from South Sprague Avenue to Tacoma Avenue South.

East Eells Street from East Portland Avenue to East City Limits.

East Fairbanks Street from East Division Lane to East Roosevelt Avenue.

North Ferdinand Street, North Waterview Street, North 49th Street from North 46th Street to Ruston Way.

East G Street from Puyallup Avenue to East 26th Street.

South G Street from South Wright Avenue to South 48th Street.

East Grandview from East Pioneer Way to East Wright Avenue.

I Street from 5th Avenue to North Steele Street.

South J Street from Division Avenue to Center Street.

Jefferson Avenue from Broadway to Center Street.

M Street from Center Street to South 56th Street.

McCarver Street from North Tacoma Avenue to Ruston Way.

East McKinley Avenue from East 32nd Street to East 96th Street.

East McKinley Way from East Wiley Avenue to East 32nd Street.

McMurray Road from Marine View Drive to Browns Point Boulevard.

Narrows Drive from Jackson Avenue to North 37th Street.

North Mildred Street from 6th Avenue to North 9th Street.

Norpoint Way Northeast between the North City Limits and Browns Point Boulevard.

Norpoint Way Northeast between 49th Avenue Northeast and 29th Street Northeast.

South Oakes Street from its intersection with South Pine Street between South 46th Street and South 47th Street and South 74th Street.

North Orchard Street from 6th Avenue to North 35th Street.

North Pearl Street from North 42nd Street to North 54th Street.

South Pine Street from South 38th Street to South 47th Street.

East Portland Avenue from East Fairbanks Street to East 21st Street (Lincoln Avenue).

Proctor Street from North 37th Street to North 30th Street and from North 24th Street to South 19th Street.

Puyallup Avenue from A Street to East Portland Avenue.

Railroad Street from South 54th Street at South Wapato Street to South 54th Street at South State Street.

East Roosevelt Avenue from East Wright Avenue to East Fairbanks Street.

Ruston Way from North McCarver Street to Ruston City Limits.  
Schuster Parkway from North 30th Street to Ruston Way.  
St. Helens Avenue from Division Avenue to 6th Avenue.  
St. Paul Avenue from East 11th Street to East 15th Street.  
South Sheridan Avenue from South 56th Street to South 72nd Street.  
South Sprague Avenue from 6th Avenue to South 23rd Street and South 37th Street to South Tacoma Way.  
Stadium Way from Commerce Street to Division Avenue.  
Steele Street from North M Street to North 15th Street and from South 28th Street to South 42nd Street.  
Stevens Street from North 46th Street to South 19th Street.  
North Tacoma Avenue from North 3rd Street to North McCarver Street.  
Tacoma Avenue South from Division Avenue to Delin Street.  
Tacoma Mall Boulevard from Steele Street to South 56th Street.  
Taylor Way from East 11th Street to Lincoln Avenue.  
South Thompson Avenue from South 32nd Street to South 46th Street.  
Thompson Avenue – Yakima Avenue Transition from South 46th Street to South 48th Street.  
South Tyler Street from South 19th Street to South 74th Street.  
Union Avenue from North 30th Street to South 15th Street.  
North Vassault Street from North 37th Street to North 51st Street.  
South Warner Street from South 38th Street to South 47th Street.  
Walters Road from 6th Avenue to South 19th Street.  
South Washington Street from South Tacoma Way (near South 42nd Street) to South 58th Street.  
East Wiley Avenue from East D Street to East L Street.  
South Wilkeson Street from South 19th Street to South Tacoma Way.  
East Wright Avenue from East Grandview Avenue to East Roosevelt Avenue.  
South Yakima Avenue – I Street Transition from 6th Avenue to South 8th Street.  
South Yakima Avenue from South 8th Street to South 32nd Street and from South 48th Street to South 96th Street.  
South Yakima Avenue from South 8th Street to South 32nd Street and from South 48th Street to South 96th Street.  
(Ord. 28479 Ex. A; passed Dec. 19, 2017; Ord. 28404 Ex. A; passed Dec. 13, 2016; Ord. 27980 Ex. A; passed May 17, 2011; Ord. 27496 § 1; passed Jun. 20, 2006; Ord. 27253 § 1; passed Jul. 27, 2004; Ord. 27118 § 7; passed Jul. 15, 2003; Ord. 27078 § 1; passed Apr. 29, 2003; Ord. 27018 § 1; passed Dec. 3, 2002; Ord. 26916 § 1; passed Jan. 8, 2002; Ord. 26130 § 1; passed Sept. 16, 1997; Ord. 25765 § 1; passed Oct. 3, 1995; Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 23664 §§ 4, 5; passed Jul. 29, 1986; Ord. 23421 § 1; passed Jun. 25, 1985; Ord. 23210 § 1; passed Jul. 10, 1984. Formerly 11.36.100)

**11.05.530 Thirty-five miles per hour limit – Streets designated.**

The maximum rate of speed on the following streets and portions of streets shall be designated 35 miles per hour:

East 11th Street from St. Paul Avenue to Marine View Drive.  
South 12th Street from South Orchard Street to South Jackson Avenue.  
North 17th Street from Narrows Drive to North Mildred Street.  
South 19th Street from South Sprague Avenue to South Orchard Street and from South Pearl Street to South Jackson Avenue.  
38th Street from Pacific Avenue to East McKinley Avenue.

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56th Street from McKinley Avenue to East Portland Avenue and from South Washington Street to South Orchard Street.

72nd Street from Interstate Highway Number 5 to East City Limits.

South 74th Street from South Tacoma Way to West City Limits.

Alexander Avenue from East 11th Street to Lincoln Avenue.

East Bay Street from East Portland Avenue to Pioneer Way.

South Cedar Street from South 19th Street to South Center Street.

South Center Street from South M Street to South Union Avenue and from South Tyler Street to West City Limits.

South Hosmer Street from South 72nd Street to South 84th Street.

South Hosmer Street from South 84th Street to South Steele Street.

Jackson Avenue from North Narrows Drive to South 19th Street.

Lincoln Avenue (East 21st Street) from East Portland Avenue to Port of Tacoma Road and from Alexander Avenue to Taylor Way.

Marine View Drive from East 11th Street to the West City Limits of Northeast Tacoma.

South Mildred Street from 6th Avenue to South 19th Street.

Northshore Parkway between Browns Point Boulevard and the East City Limits.

South Orchard Street from 6th Avenue to South 56th Street.

Orchard Street West from South 56th Street to South City Limits.

Pacific Avenue from South 34th Street to South City Limits.

Pearl Street from North 42nd Street to South 19th Street.

Port of Tacoma from East 11th Street to South City Limits.

South Pine Street from Center Street to South 38th Street.

Pioneer Way from East Bay Street to East City Limits.

East Portland Avenue from East Fairbanks Street to South City Limits and from East 11th Street to East 21st Street (Lincoln Avenue).

River Road from Pioneer Way to East City Limits.

St. Paul Avenue from East 15th Street to East Portland Avenue.

South Tacoma Way from Pacific Avenue to South 47th Street and from South 60th Street to South City Limits.

South Steele Street from South Hosmer Street to South 96th Street.

Tacoma Mall Boulevard from South 56th Street to South 74th Street.

Thorne Road from East 11th Street to Lincoln Avenue.

South Union Avenue from South 15th Street to South 38th Street and Warner Street.

Westgate Boulevard from North Mildred Street to North Pearl Street.

(Ord. 28479 Ex. A; passed Dec. 19, 2017; Ord. 28404 Ex. A; passed Dec. 13, 2016; Ord. 27980 Ex. A; passed May 17, 2011; Ord. 27253 § 2; passed Jul. 27, 2004; Ord. 27078 § 2; passed Apr. 29, 2003; Ord. 26130 § 2; passed Sept. 16, 1997; Ord. 25765 § 2; passed Oct. 3, 1995; Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 24297 § 3; passed Feb. 7, 1989; Ord. 23664 § 6; passed Jul. 29, 1986; Ord. 23210 § 1; passed Jul. 10, 1984. Formerly 11.36.110)

### **11.05.540 Forty miles per hour limit – Streets designated.**

The maximum rate of speed on the following streets and portions of streets shall be designated 40 miles per hour:

Alexander Avenue from Lincoln Avenue to South City Limits.

East-West Road (SR-509 Frontage Roads) between Milwaukee Way and Taylor Way.



Marine View Drive between East 11th Street and Taylor Way.

Milwaukee Way from Lincoln Avenue to Eells Street.

Norpoint Way between Marine View Drive and Northeast 29th Street.

Schuster Parkway from North 30th Street to Pacific Avenue (approximately 500 feet north of South 7th Street).

Tacoma Mall Boulevard from South 74th Street to South 80th Street.

Taylor Way from Lincoln Avenue to South City Limits.

(Ord. 28404 Ex. A; passed Dec. 13, 2016: Ord. 27980 Ex. A; passed May 17, 2011: Ord. 26130 § 3; passed Sept. 16, 1997: Ord. 25765 § 3; passed Oct. 3, 1995: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 24297 § 4; passed Feb. 7, 1989: Ord. 23210 § 1; passed Jul. 10, 1984. Formerly 11.36.120)

**11.05.545 Load/Unload zones – Restrictions on use – Passenger loading.**

No person shall stop, stand or park a vehicle for any length of time other than for the expeditious unloading and delivery or pickup and loading of materials in any place marked as a loading zone during the hours when the provisions applicable to the zones are in effect. In no case shall the stop for loading and unloading of materials exceed 30 minutes.

The driver of a passenger vehicle may stop temporarily at a place marked as a loading zone for the purpose of and while actually engaged in loading or unloading of passengers. In no case shall the stop for loading and unloading passengers exceed 3 minutes.

Violation of this section shall be punishable by a penalty of not less than \$30.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010: Ord. 26336 § 15; passed Dec. 8, 1998: Ord. 25527 § 6; passed Jun. 21, 1994)

**11.05.547 Truck loading zones – Restrictions on use – Passenger loading.**

No person shall stop, stand, or park a vehicle for any length of time other than for the expeditious unloading and delivery or pickup and loading of materials in any place marked as a truck loading zone during the hours when the provisions applicable to the zones are in effect. In no case shall the stop for loading and unloading of materials exceed 30 minutes.

The driver of a passenger vehicle may stop temporarily at a place marked as a truck loading zone for the purpose of and while actually engaged in loading or unloading of passengers. In no case shall the stop for loading and unloading passengers exceed 3 minutes.

Violation of this section shall be punishable by a penalty of not less than \$30.00

(Ord. 27920 Ex. A; passed Sept. 14, 2010: Ord. 26344 § 1; passed Dec. 15, 1998)

**11.05.550 Making “U” turns restricted.**

A. It is unlawful for the driver of any vehicle to make a “U” turn upon any street within the City of Tacoma, except as provided herein.

B. It shall not be unlawful for the driver of any vehicle to make a “U” turn at a street intersection not posted or controlled by a traffic control sign, signal, marker, or buttons; provided that (1) the vehicle can be seen by the driver of any other vehicle approaching from any direction within 500 feet within residence or business districts and within 1,000 feet in all other locations; and (2) such movement can be made in safety and without interfering with other traffic.

C. Notwithstanding subsection B herein, it shall not be unlawful for the driver of any vehicle to make a “U” turn at the following streets and intersections; provided that (1) if not at an intersection, the “U” turn is made through an opening provided for that purpose in the dividing curb section, separation, or line; (2) the street or intersection is posted authorizing such a “U” turn; and (3) such movement can be made in safety and without interfering with other traffic:

Intersection of Pacific Avenue and South 17th Street for northbound vehicles.

Intersection of Pacific Avenue and South 25th Street for southbound vehicles.

D. “U turn” shall be defined as turning a vehicle on an arc of 180 degrees to permit travel in the opposite direction on the same highway.

(Ord. 27124 § 1; passed Jul. 29, 2003: Ord. 25527 § 4; passed Jun. 21, 1994: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18595 § 16; passed Jun. 4, 1968. Formerly 11.40.020)

## Tacoma Municipal Code

### **11.05.555 Double parking. *Repealed by Ordinance 26336.***

(Ord. 26336 § 16; passed Dec. 8, 1998; Ord. 25527 § 6; passed Jun. 21, 1994)

### **11.05.560 Skid chains, rough-locks and dragging prohibited.**

No person shall drag or haul any timber or any article along or over any street in the City of Tacoma in such a manner that a portion of the same shall rest upon or come in contact with the surface of such street; nor shall any person on any planked, paved or macadamized street lock the wheel of any vehicle by the method commonly known as “rough-lock”; nor by any method whereby anything other than the tire of such wheel or smooth shoe shall come in contact with the surface of the street; except that skid chains may be used only when streets, owing to weather conditions, are slippery, and only the regulation type of chain shall be used. Trucks are forbidden to use lugs or heavy chains wrapped around the wheels instead of the regulation stock chains.

(Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 18655 § 1; passed Sept. 16, 1968. Formerly 11.42.090)

### **11.05.562 Use of coasters, roller skates, and similar devices restricted.**

A. Use Upon Roadways. No person upon roller skates or in-line skates, or riding in or upon or by any means a coaster, skateboard, toy vehicle, or any device similar to the foregoing, shall go upon any roadway except while crossing a street on a crosswalk, and when so crossing, such person shall be granted all of the rights and shall be subject to all of the duties applicable to pedestrians.

B. Operation of Skateboards, Roller Skates, In-line Skates, and Coasters.

1. Negligent Operation. No person upon roller skates or in-line skates, or riding in or upon or by any means a coaster, skateboard, toy vehicle, or any device similar to the foregoing, shall go upon any roadway, sidewalk, publicly owned parking lot, or other public property in such a manner as to endanger or be likely to endanger the safety of any persons or property, including the rider or operator.

2. Interference with Vehicular or Pedestrian Traffic Prohibited. No person upon roller skates or in-line skates, or riding in or upon or by any means a coaster, skateboard, toy vehicle, or any device similar to the foregoing, shall interfere with or restrict the flow of vehicular or pedestrian traffic in any manner whatsoever.

3. Operation of Skateboard after Dark. No person upon roller skates or in-line skates, or riding in or upon or by any means a coaster, skateboard, toy vehicle, or any device similar to the foregoing, shall ride upon a public street or public sidewalk during the hours between one-half hour after sunset and one-half hour before sunrise without wearing a reflective device on his/her front and back.

4. Clinging to Motor Vehicle. No person upon roller skates or in-line skates, or riding in or upon or by any means a coaster, skateboard, toy vehicle, or any device similar to the foregoing, shall attach the same or himself to any moving vehicle upon any roadway.

C. Use in the Business District. No person upon roller skates or in-line skates, or riding in or upon or by any means a coaster, skateboard, toy vehicle, or any device similar to the foregoing, shall go upon any roadway, sidewalk, or other public property located within the area designated as the “B” Business District pursuant to Title 13 of the Official Code of the City of Tacoma as now or hereafter amended.

D. Violation/Penalty. Any person violating any of the provisions of this section shall be deemed to have committed a civil infraction and will be subject to a maximum penalty, inclusive of statutory assessments, of \$250.00. The minimum fine imposed shall be no less than \$25.00, which shall not be suspended or deferred.

E. Confiscation and Destruction of Property. A law enforcement officer having probable cause to believe a violation of this section has been committed shall have the authority to confiscate the roller skates, in-line skates, coaster, skateboard, toy vehicle, or other device used in violation of this section, and hold the same as evidence pending adjudication of the infraction. The court, upon a third finding of commitment of a violation of this section or forfeiture of bail or any combination thereof when such violations have occurred within any consecutive 24-month period, shall order that the confiscated property be destroyed or sold at public auction.

F. Definitions.

1. “Skateboard” has its ordinary meaning and includes a board of any material with wheels affixed to the underside, designed to be ridden by a person. For the purposes of this chapter the term skateboard shall include the terms “scooter” and “coaster”.

2. “Roller-skates” has its ordinary meaning and means a pair of shoes mounted upon two sets of wheels, most often propelled by the user in an upright, standing position.

3. “In-line skates” has its ordinary meaning and means a pair of shoes or boots, mounted upon three or more sets of wheels located one behind the other under the attached shoe or boot, and is most often propelled by the user in an upright, standing position.

4. “Coaster” means a footboard mounted upon two or more wheels, controlled by an upright steering handle, and is most often propelled by the user usually in an upright position or kneeling.

G. Law enforcement officers commissioned by the City of Tacoma are authorized to issue a notice of infraction upon certification that the officer has probable cause to believe, and does believe, that a person has committed an infraction contrary to the provisions of this section. The infraction need not have been committed in the issuing officer’s presence except as otherwise provided by law.

H. Severability. If any provision of this section, or its application to any person or circumstances, is held invalid, the remainder of the section, or application of the provisions to other persons or circumstances, shall be unaffected.

(Ord. 25237 § 1; passed Sept. 7, 1993; Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 18655 § 1; passed Sept. 16, 1968. Formerly 11.42.070)

**11.05.564 Parking with “for sale” sign.**

It is unlawful for any person, firm, association, copartnership or corporation, being the owner, or acting as agent for the owner of, or having charge or control of, any motor vehicle, to stand or park the same upon any of the streets, avenues, alleys, or other public places in the City of Tacoma, with a “for sale” sign thereon, for the purpose of offering or exposing the same for sale, barter or exchange. Every person who violates any of the provisions of this section shall, upon conviction thereof, be fined in any sum not exceeding \$100.00.

(Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 18655 § 1; passed Sept. 16, 1968. Formerly 11.42.080)

**11.05.570 Vehicles prohibited on Bayside Trails.**

It shall be unlawful for any person to ride a bicycle or operate any motor-driven vehicle upon that area of the hillside and open space, including the trail system, commonly known as the Bayside Trails, developed and maintained by the City of Tacoma, lying southeasterly of Schuster Parkway and adjacent and contiguous thereto.

(Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 20450 § 1; passed Jun. 10, 1975. Formerly 11.42.100)

**11.05.575 Vehicles prohibited on McMurray Road.**

It shall be unlawful for any person to operate a combination truck and trailer on McMurray Road between Browns Point Boulevard and Marine View Drive.

(Ord 26575 § 1; passed Feb. 22, 2000)

**11.05.580 Public parking facility.**

As used herein, a public parking facility is a structure or land within the City of Tacoma which is owned by the City and which has as its primary purpose the provision of off-street parking for persons who use municipal park or civic center facilities.

(Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 23344 § 1; passed Feb. 19, 1985. Formerly 11.45.010)

**11.05.590 Joint use of public parking facilities.**

The City Manager or his designee may, for the purposes of relieving parking congestion on the public streets, to generate revenue for the City, and to encourage the efficient use of public and private parking in the vicinity of such public parking facilities, authorize by contract approved by the City Council, the nonexclusive use of public parking facilities by private parties, their patrons, or by other public agencies; provided, that the unlimited right of the City to use such facilities for any public purpose shall not be abridged.

(Ord. 25247 § 2; passed Dec. 22, 1992; Ord. 25208 § 3; passed Nov. 24, 1992; Ord. 23344 § 1; passed Feb. 19, 1985. Formerly 11.45.020)

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### 11.05.595 Continuous parking – Multiple violations.

Any person in continuous violation of the overtime parking provisions of this title within a single 24-hour period, or any person who commits multiple violations of the overtime provisions of this title, within the same 24-hour period, may be additionally cited as a multiple offender and be subject to such additional penalty as the court may direct, and such act shall be punishable by a penalty in an amount of not less than \$42.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010:Ord. 26336 § 17; passed Dec. 8, 1998: Ord. 25247 § 3; passed Dec. 22, 1992: Ord. 20770 § 7; passed Jun. 8, 1976. Formerly 11.28.260)

### 11.05.600 Penalties.

Unless another penalty is expressly provided by law in the City Code, the MTO, or in the statutes that are adopted by reference therein, any person who is convicted of violating or failing to comply with any of the provisions of this chapter shall be punished by a fine of not more than \$1,000.00 or by imprisonment not to exceed 90 days or both, except as to City Code Sections 11.05.130, 11.05.135, 11.15.040, 11.15.060, 11.15.080, 11.05.140, 11.05.150, 11.05.160, 11.05.170, 11.05.180, 11.05.190, 11.05.200, 11.05.210, 11.05.220, 11.05.225, 11.05.230, 11.05.240, 11.05.250 through 11.05.450, 11.05.460, 11.05.470, 11.05.480, 11.05.490, 11.05.500, 11.05.550, 11.05.560, 11.05.570, and 11.05.595, which shall be traffic infractions and may not be classified as criminal offenses.

(Ord. 26294 § 2; passed Sept. 22, 1998: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992)

### 11.05.605 Parking penalties.

The following tabular list of penalties shall be provided for each violation of the Model Traffic Ordinance sections under RCW 46.61 and WAC 308.330:

<b>TMC Reference</b>	<b>Description</b>	<b>Penalty</b>
11.05.135	Expired Vehicle License Under 2 Months - Parked	\$86
11.05.135	Expired Vehicle License Over 2 Months - Parked	\$171
11.05.135	No Month/Year License Tab - Parked	\$86
11.05.135	Altered/Illegible License Plate(s) - Parked	\$171
11.05.135	Missing License Plate(s) - Parked	\$86
11.05.140	Taxicabs - Prohibited parking areas	\$25
11.05.160	Construction - Special Permit Required	\$50
11.05.170	Overtime Parking	\$25
11.05.190	Move Vehicle to Avoid Time Limit	\$50
11.05.230	Parking for Extended Periods	\$35
11.05.236	Residential Zone - Parking Restricted	\$30
11.05.245	Parked Within 2' of Another Vehicle	\$30
11.05.390	No Parking Anytime	\$35
11.05.480	Loads – Unloading vehicle – Operation	\$30
11.05.545	Load/Unload Zone (Over 30 Minutes)	\$30
11.05.547	Truck Load Zone (Over 30 Minutes)	\$30
11.05.595	Continuous Parking	\$42
11.05.707	Parking Payment Device Violation	\$25
11.05.708	Improper Display of Receipt	\$15
11.05.709	Illegal Use, Tampering, and Obstruction of Payment Device	\$250
11.05.711	Hood, Controlled Parking Area	\$35
11.05.712	Hooded Meters, Signs	\$35
11.05.713	Hood on Occupied Meter	\$35
11.05.714	Hooded Meter, Unoccupied	\$35
11.05.715	Hood on Meter Over 2 Days	\$35
11.05.716	Hood, Prohibited Hours	\$35
11.05.717	Hood, Passenger Vehicle	\$35
11.05.718	Hood, Revoked	\$35
11.05.719	Hood, Violation	\$35

11.05.720	Car Sharing Vehicle Space/Zone	\$42
11.05.721	Parking on Municipal Property	\$35
WAC 308.330.430	Back/Head in angle parking only	\$35
WAC 308.330.433(1)	Parked blocking traffic	\$35
WAC 308.330.433(2)	Blocking alley	\$35
WAC 308.330.439	Standing in a passenger loading zone	\$25
WAC 308.330.457	Bus or taxi parking only	\$25
RCW 46.61.570(1)(a)(i)	Double parked	\$35
RCW 46.61.570(1)(a)(ii)	Parked on sidewalk/planting strip	\$35
RCW 46.61.570(1)(a)(iv)	Parked on a crosswalk	\$35
RCW 46.61.570(1)(a)(vi)	Parked alongside street obstruction	\$35
RCW 46.61.570(1)(a)(vii)	Parked upon bridge/under tunnel	\$35
RCW 46.61.570(1)(a)(x)	No parking - Official sign	\$35
RCW 46.61.570(1)(b)(i.1)	Blocking a driveway	\$35
RCW 46.61.570(1)(b)(i.2)	Parked within 5 feet of a drive return	\$35
RCW 46.61.570(1)(b)(ii)	Parked within 15 feet of a fire hydrant	\$35
RCW 46.61.570(1)(b)(iii)	Parked within 20 feet of crosswalk	\$35
RCW 46.61.570(1)(b)(iv)	Parked within 30 feet of a stop sign	\$35
RCW 46.61.570(1)(c)(i)	Parked within 50 feet of railroad crossing	\$35
RCW 46.61.575(1.1)	Parked in roadway not parallel to curb	\$35
RCW 46.61.575(1.2)	Parked over 12 inches from curb	\$35
RCW 46.61.600(1)	Unattended Motor Vehicle	\$30
RCW 46.61.600(1)	Front wheels not to curb	\$35

(Ord. 28479 Ex. A; passed Dec. 19, 2017: Ord. 27920 Ex. A; passed Sept. 14, 2010: Ord. 26336 § 18; passed Dec. 8, 1998)

**11.05.610 Disposition of traffic fines and forfeitures.**

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 chapter shall be paid into the Parking Enterprise Fund, the Traffic Enforcement, Education, and Engineering Fund, or other fund as designated by the City.

(Ord. 28086 Ex. A; passed Sept. 25, 2012: Ord. 27920 Ex. A; passed Sept. 14, 2010: Ord. 25208 § 3; passed Nov. 24, 1992)

**11.05.620 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 after deposit in said Parking Enterprise Fund, to comply with the provisions of Section 11.05.610 shall constitute misconduct in office and shall be grounds for removal there from, provided appropriate removal action is taken pursuant to State law relating to removal of public officials.

(Ord. 27920 Ex. A; passed Sept. 14, 2010: Ord. 25208 § 3; passed Nov. 24, 1992)

**11.05.630 Filing of ordinance.**

Incident to the adoption of the MTO by reference, by this chapter, copies of the text of the adopted MTO and of other adopted statutes shall be filed with the City Clerk and with the City Attorney’s Office for use and examination by the public.

(Ord. 25208 § 3; passed Nov. 24, 1992)

**11.05.640 Reference to prosecutor or courts.**

Any reference herein to State or County prosecutor or court system shall also be understood to refer to the City prosecutor or court system.

(Ord. 25208 § 3; passed Nov. 24, 1992)

**11.05.650 Severability clause.**

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.

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(Ord. 25208 § 3; passed Nov. 24, 1992)

### **11.05.700 Removal by police officer.**

A. Whenever the driver of a vehicle is arrested for Driving While License Suspended (“DWLS”), as defined in RCW 46.20.342, and adopted by the Model Traffic Ordinance in WAC 308-330-307, and Tacoma Municipal Code 11.05.010, the vehicle is subject to impoundment at the direction of a police officer.

1. If a vehicle is impounded because the driver is arrested for a violation of DWLS in the Third Degree, as defined in RCW 46.20.342, and adopted by the Model Traffic Ordinance in WAC 308-330-307, and Tacoma Municipal Code 11.05.010, and the Washington Department of Licensing’s records show that the driver has been convicted 1 time of a violation of RCW 46.20.342, or similar local ordinance, within the past 5 years, the vehicle is subject to impoundment for 15 days.

2. If a vehicle is impounded because the driver is arrested for a violation of DWLS in the Third Degree, as defined in RCW 46.20.342, and adopted by the Model Traffic Ordinance in WAC 308-330-307, and Tacoma Municipal Code 11.05.010, and the Washington Department of Licensing’s records show that the driver has been convicted 2 or more times of a violation of RCW 46.20.342, or similar ordinance, within the past 5 years, the vehicle is subject to impoundment for 30 days.

3. If a vehicle is impounded because the driver is arrested for a violation of DWLS in the First Degree or DWLS in the Second Degree, as defined in RCW 46.20.342, and adopted by the Model Traffic Ordinance in WAC 308-330-307, and Tacoma Municipal Code 11.05.010, and the Washington Department of Licensing’s records show that the driver has not been convicted of a violation of (DWLS First or Second Degree) RCW 46.20.342(1)(a) or (b), or similar local ordinance, within the past 5 years, the vehicle is subject to impoundment for 30 days.

4. If a vehicle is impounded because the driver is arrested for a violation of DWLS in the First Degree or DWLS in the Second Degree, as defined in RCW 46.20.342, and adopted by the Model Traffic Ordinance in WAC 308-330-307, and Tacoma Municipal Code 11.05.010, and the Washington Department of Licensing’s records show that the driver has been convicted of a violation of (DWLS First or Second Degree) RCW 46.20.342(1)(a) or (b), or similar local ordinance, 1 time within the past 5 years, the vehicle is subject to impoundment for 60 days.

5. If a vehicle is impounded because the driver is arrested for a violation of DWLS in the First Degree or DWLS in the Second Degree, as defined in RCW 46.20.342, and adopted by the Model Traffic Ordinance in WAC 308-330-307, and Tacoma Municipal Code 11.05.010, and the Washington Department of Licensing’s records show that the driver has been convicted of a violation of (DWLS First or Second Degree) RCW 46.20.342(1)(a) or (b), or similar local ordinance, 2 or more times within the past 5 years, the vehicle is subject to impoundment for 90 days.

(Ord. 26346 § 1; passed Jan. 19, 1999)

### **11.05.701 Contract for towing and storage.**

A. The Finance Director is authorized and directed to prepare specifications for towing and storage of vehicles, including instructions to bidders, containing such provisions as the Director shall deem advisable and not in conflict with this chapter. The specifications shall be subject to the review and approval of the City Manager.

B. A call for bids responsive to such specifications shall then be made, and the contract shall be awarded to the lowest and best bidder whose proposal is deemed by the Finance Director to be the most advantageous for the public and the City; provided that, in the event all bids are deemed by the director to be too high or irregular, he or she may reject all such bids and make another call for bids or proceed alternatively pursuant to ordinance passed for such purpose. The Director shall consider, among other relevant factors, the following:

1. General experience in providing towing and storage services;
2. Conduct and performance under a contract with a City of similar size and job scope requirement demonstrating honesty, responsiveness, skill, efficiency, and a satisfactory relationship with vehicle owners;
3. Existing availability of equipment, facilities, and personnel; and
4. The bidder’s financial ability, storage capacity and location(s), and types of services provided.

The contract award shall be in accordance with the City’s policies and procedures for the competitive bidding process.

C. Subsequent to the award of the contract, the Finance Director shall file a written statement with the City Clerk giving the name and address of the contractor for towing and storage of impounded vehicles, including each storage location and the name and address or location of each storage place. The Director of Finance shall administer and enforce contracts made pursuant to this section.

(Ord. 26346 § 2; passed Jan. 19, 1999)

**11.05.702 Owner of impounded vehicle to be notified.**

A. Not more than 24 hours after impoundment of any vehicle, the tow contractor shall mail a notice by first class mail to the last known and legal owners of the vehicles, as may be disclosed by the vehicle identification number, and as provided by the Washington State Department of Licenses. The notice shall contain the full particulars of the impoundment, redemption, and opportunity for hearing to contest the propriety of the impoundment as hereinafter provided.

B. Similar notice shall be given to each person who seeks to redeem an impounded vehicle, except that if a vehicle is redeemed prior to the mailing of notice, then notice need not be mailed.

C. The Tacoma Police Department shall give written notification to the last registered and legal owner that the investigatory hold has been removed, except that if a vehicle is redeemed following notice by telephone and prior to the mailing of notice, then notice need not be mailed. In addition, the Police Department shall notify the towing contractor, by telephone or in writing, of the authorization to release such vehicle.

(Ord. 26346 § 3; passed Jan. 19, 1999)

**11.05.703 Redemption of impounded vehicles.**

Vehicles impounded by the City shall be redeemed only under the following circumstances:

A. Only the registered owner, the legal owner, a person authorized by the registered owner, or one who has purchased the vehicle from the registered owner, who produces proof of ownership or authorization and signs a receipt therefor, may redeem an impounded vehicle. A person redeeming a vehicle impounded pursuant to Section 11.05.700 must, prior to redemption, establish that he or she has a valid driver's license and is in compliance with RCW 46.30.020, as adopted by the Model Traffic Ordinance in WAC 308-330-310, and Tacoma Municipal Code Section 11.05.010. A vehicle impounded pursuant to Section 11.05.700 can be released only pursuant to a written order from the police department or a court.

B. Any person so redeeming a vehicle impounded by the City shall pay the towing contractor for costs of impoundment (towing and storage) and administrative fee prior to redeeming such vehicle. Such towing contractor shall accept payment as provided in RCW 46.55.120(1)(b), as now or hereafter amended. If the vehicle was impounded pursuant to Section 11.05.700 and was being operated by the registered owner when it was impounded, it may not be released to any person until any penalties, fines, or forfeitures owed by the registered owner have been satisfied.

C. The Chief of Police is authorized to release a vehicle impounded pursuant to Section 11.05.700, prior to the expiration of any period of impoundment, upon petition of the spouse of the driver based on economic or personal hardship to such spouse resulting from the unavailability of the vehicle, and after consideration of the threat to public safety that may result from release of the vehicle, including but not limited to, the driver's criminal history, driving record, license status, and access to the vehicle. If such release is authorized, the person redeeming the vehicle still must satisfy the requirements of Section 11.05.703(A) and (B).

D. Any person seeking to redeem a vehicle impounded as a result of a traffic citation has a right to a hearing, before an administrative hearing officer, to contest the validity of an impoundment or the amount of towing and storage charges, if such request for hearing is in writing, in a form approved by the Chief of Police and signed by such person, and is received by the Chief of Police within 10 days (including Saturdays, Sundays, and holidays) of the date the notice was mailed to such person pursuant to Section 11.05.702, or the date the notice was given to such person by the registered tow truck operator, pursuant to RCW 46.55.120(2)(a). Such hearing shall be provided as follows:

1. If all of the requirements to redeem the vehicle, including expiration of any period of impoundment under Section 11.05.700, have been satisfied, then the impounded vehicle shall be released immediately, and a hearing as provided for in Section 11.05.704 shall be held within 90 days of the written request for hearing.

2. If all of the requirements to redeem the vehicle, including expiration of any period of impoundment under Section 11.05.700, have not been satisfied, then the impounded vehicle shall not be released until after the hearing which, pursuant to Section 11.05.704, shall be held within 2 business days (excluding Saturdays, Sundays and holidays) of the written request for hearing.

3. Any person seeking a hearing who has failed to request such hearing within the time specified in Section 11.05.703(D), may petition the Chief of Police for an extension to file a request for hearing. Such extension shall only be granted upon the demonstration of good cause as to the reason(s) the request for hearing was not timely filed. For the purposes of this section, good cause shall be defined as circumstances beyond the control of the person seeking the hearing, that prevented such person from filing a timely request for hearing. In the event such extension is granted, the person receiving such extension shall be granted a hearing in accordance with this chapter.

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4. If a person fails to file a timely request for hearing, and an extension to file such a request has not been granted, the right to a hearing is waived, the impoundment and the associated costs of impoundment are deemed to be proper, and the City shall not be liable for towing and storage charges arising from the impoundment.

5. In accordance with RCW 46.55.240(1)(d), a decision made by an administrative hearing officer may be appealed to municipal court for final judgment. The hearing on the appeal, under this subsection, shall be de novo. A person appealing such a decision must file a request for an appeal in municipal court within 15 days after the decision of the administrative hearing officer, and must pay a filing fee in the same amount required for the filing of a suit in district court. If a person fails to file a request for an appeal, within the time specified by this section, or does not pay the filing fee, the right to an appeal is waived and the administrative hearing officer's decision is final.

(Ord. 26346 § 4; passed Jan. 19, 1999)

### **11.05.704 Post impoundment hearing procedure.**

Hearings requested pursuant to Section 11.05.703 shall be held by an administrative hearings officer, who shall determine whether the impoundment was proper, and whether the associated towing, storage, and administrative fees were proper.

A. At the hearing, an abstract of the driver's driving record is admissible, without further evidentiary foundation, and is prima facie evidence of the status of the driver's license, permit, or privilege to drive and that the driver was convicted of each offense shown on the abstract. In addition, a certified vehicle registration of the impounded vehicle is admissible, without further evidentiary foundation, and is prima facie evidence of the identity of the registered owner of the vehicle.

B. If the impoundment is found to be proper, the administrative hearing officer shall enter an order so stating. In the event that the costs of impoundment (towing, storage, and special fees) have not been paid, or any other applicable requirements of Section 11.05.703(B) have not been satisfied, or any period of impoundment under Section 11.05.700 has not expired, the administrative hearing officer's order shall also provide that the impounded vehicle shall be released only after payment to the City of any fines imposed on any underlying traffic infraction, satisfaction of any other applicable requirements of Section 11.05.703(B), after payment of the costs of impoundment to the towing company, and after the expiration of any period of impoundment under Section 11.05.700. In the event that the administrative hearing officer grants time payments, the City shall be responsible for paying the costs of impoundment to the towing company. The administrative hearing officer shall grant time payments only in cases of extreme financial need, and where there is an effective guarantee of payment.

C. If the impoundment is found to be improper, the administrative hearing officer shall enter an order so stating, and order the immediate release of the vehicle. If the costs of impoundment have already been paid, the administrative hearing officer shall enter judgment against the City and in favor of the person who has paid the costs of impoundment in the amount of the costs of the impoundment and any applicable fee(s).

D. In the event that the administrative hearing officer finds that the impound was proper, but that the towing, storage, and/or special fees charged for the impoundment were improper, the administrative hearing officer shall determine the correct fees to be charged. If the costs of impoundment have been paid, the administrative hearing officer shall notify the City to reimburse the person who has paid the costs of impoundment for the amount of overpayment and any filing fee.

E. No determination of facts made at a hearing, under this section, shall have any collateral estoppel effect on a subsequent criminal prosecution, and shall not preclude litigation of those same facts in a subsequent criminal prosecution.

F. An appeal of the administrative hearing officer's decision, in municipal court, shall be conducted according to, and is subject to, the procedures of this section.

(Ord. 26346 § 5; passed Jan. 19, 1999)

### **11.05.705 Contract for towing and storage – Administrative fee.**

A. If a vehicle is impounded pursuant to Section 11.05.700, an administrative fee shall be levied when the vehicle is redeemed under the specifications of the contract provided for by Section 11.05.701.

B. If a vehicle is impounded other than pursuant to RCW 46.55.113 or Tacoma Municipal Code 11.05.700, an administrative fee shall be levied when the vehicle is redeemed under the specifications of the contract provided for by Section 11.05.701.

C. The administrative fee shall be collected by the contractor performing the impound, and shall be remitted to the City Treasurer and as specified in the contract provided by Section 11.05.701. The administrative fee shall be for the purpose of offsetting, to the extent practicable, the cost to the City of implementing, enforcing, and administering the provisions of this chapter and shall be deposited in an appropriate account. The administrative fee shall be set by rule by the Finance Director in an amount not to exceed \$100.00.

(Ord. 26346 § 6; passed Jan. 19, 1999)



**11.05.706 Rules and regulations.**

The City Manager, or his or her designee, shall have the authority to promulgate rules and regulations consistent with this chapter and the Tacoma City Charter to provide for the fair and efficient administration of any contract or contracts awarded pursuant to Section 11.05.701 TMC and to provide for the fair and efficient administration of any vehicle impoundment, redemption, or release or any impoundment hearing under this chapter.

(Ord. 27920 Ex. A; passed Sept. 14, 2010; Ord. 26346 § 7; passed Jan. 19, 1999)

**11.05.707 Parking payment device violations.**

Each violation of sections A through E shall be punishable by a penalty in an amount of not less than \$25.00.

A. No person shall stop, stand, or park, or permit a vehicle within his control to be parked in any parking meter space while the parking meter for such space displays the words "Violation," "Expired," or the international symbol for "No Parking," or otherwise indicates that the meter is out of order; provided that this section does not apply to a vehicle properly displaying an unexpired valid proof of payment receipt issued by a parking pay station.

B. No person shall stop, stand or permit a vehicle within his control to be parked in any parking space controlled by a "pay and display" parking pay station without displaying on the vehicle an unexpired proof of payment receipt issued by a parking pay station.

C. No person shall stop, stand or permit a vehicle within his control to be parked in any parking space controlled by a "pay by space" parking pay station beyond the amount of time purchased for that space.

D. It is unlawful to park or permit to be parked any vehicle in a space controlled by a "pay-by-space" parking pay station without payment properly recorded as described by the instructions posted on the parking payment device.

E. The prohibitions in this section shall not apply to the act of parking or to the necessary time required to activate the time on the parking meter or to obtain a parking pay station receipt, or as indicated by signposting, to the parking of a vehicle in a restricted parking zone.

F. The prohibitions in this section shall not apply on free parking days.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

**11.05.708 Improper parking receipt display.**

It is unlawful to park or permit to be parked any vehicle in a space controlled by a "pay and display" parking pay station without properly displaying proof of payment as described in this section. For parallel parking on one- and two-way streets, proper display of proof of payment requires affixing the receipt dispensed by the parking pay station inside the vehicle to the front seat's side window nearest the curb in such a manner that the expiration time and date are readily visible from the exterior. For front-and rear-end angle parking, proper display of proof of payment means affixing the receipt to the interior of the side window next to the driver's seat of the vehicle in such a manner that the expiration time and date are readily visible from the exterior. For motorcycles, receipts shall be affixed on the headlight cover. No more than one receipt shall be displayed. Failure to comply with this section shall be punishable by a penalty in an amount of not less than \$15.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

**11.05.709 Illegal use, tampering, and obstruction of payment device.**

No person shall deposit or cause to be deposited in any parking payment device any slug, button or any other device or substance as substitutes for legal tender of the United States, or counterfeit or alter any parking pay station receipt. No vehicle or other property may obstruct access to a parking meter in a manner that prevents deposit of coins in the meter, visibility of the meter instructions or time limit, or visibility of any signs mounted on the meter pipe. A vehicle or other property in violation of this section is hereby declared to be a nuisance and is subject to summary abatement. Failure to comply with this section shall be punishable by a penalty in an amount of not less than \$250.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

**11.05.710 Damage to or theft from parking payment devices; unauthorized possession of implements.**

A. It is unlawful for any person to deface, damage, tamper with, willfully break, destroy, or impair the usefulness of any parking meter installed in public streets, public places, or elsewhere in the City, or to open or remove the same without lawful authority.

B. It is unlawful for any person without lawful authority to remove any coin box or the money content of such coin box or the contents of any parking meter or part thereof.

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C. It is unlawful for any person to knowingly manufacture, duplicate, possess, or use any tool, key, implement or device designed to force, break, unlock, or otherwise gain entry to the money compartment of any parking meter maintained by the City unless authorized to do so by the City.

D. Damage to or theft from each meter as described in Subsection A and possession of each item described in Subsections B and C is a separate offense. For each such offense, in addition to the penalties otherwise provided in this Code, a court may order restitution to the City of the damages incurred for repair or re-keying parking meters as a result of injury to the meters or the use or possession of the items described in Subsection C.

E. For each violation of this Section, a court may impose a fine of not more than \$750 and imprisonment for not more than 6 months, or both.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

### **11.05.711 Use of service hood in controlled parking area.**

A. Upon entering any available metered parking space, the service permittee shall place the service hood over the meter and lock same in a neat and tidy manner as prescribed for the particular hood being used and shall place the service parking permit on the dashboard so that it is clearly visible through the front window of the vehicle. Failure to comply with this section shall be punishable by a penalty in an amount of not less than \$35.00.

B. Use of hoods in thirty (30) minute parking zones and load zones is prohibited, and such act shall be punishable by a penalty in an amount of not less than \$35.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

### **11.05.712 No parking in areas with hooded meters or signs.**

No person shall, stop, stand or park a vehicle where parking meters, posts or signs are hooded, except as otherwise provided in this subtitle, and such act shall be punishable by a penalty in an amount of not less than \$35.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

### **11.05.713 No placement of hood on occupied meter**

No person shall place the service hood over any meter when the space is occupied by another vehicle, and such act shall be punishable by a penalty in an amount of not less than \$35.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

### **11.05.714 Use of hood in unoccupied space.**

No person shall allow the service hood to remain in place for over one (1) hour when the space is not occupied by an authorized vehicle. The service permittee shall, before vacating the space at the conclusion of the work, remove the service hood. Failure to comply with this section shall be punishable by a penalty in an amount of not less than \$35.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

### **11.05.715 Use of hood on meter shall not be for over two days.**

The parking privilege shall not be valid for use on any single-service operation requiring more than two (2) days of on-street parking unless the service permittee has obtained the approval of the City Manager, or his or her designee, for a period of time in excess of two (2) days. Violation of this section shall be punishable by a penalty in an amount of not less than \$35.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

### **11.05.716 Use of hood, prohibited hours.**

The service hood shall not be displayed during hours when parking or stopping in the parking space is prohibited unless a validation for such display and parking has been obtained from the City Manager, or his or her designee, and indicated on such permit. Violation of this section shall be punishable by a penalty in an amount of not less than \$35.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

### **11.05.717 Use of hood, passenger vehicle.**

No passenger-type vehicle shall be parked on the authority of a service permit, or at a meter, parking pay station post or sign covered by a service hood; provided, that truck-licensed vehicles designed to provide seating for no more than three passengers and displaying the firm name in letters not less than two (2) inches high and bearing truck license plates may be accorded this privilege. Violation of this section shall be punishable by a penalty in an amount of not less than \$35.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

**11.05.718 Hood permit subject to revocation.**

The City Manager, or his or her designee, may revoke any permit if the service hood is used for any purpose other than that authorized or for any violation of this chapter. Upon revocation, the service hood shall be returned to the City Manager, or his or her designee, all fees paid shall be forfeited. Violation of this section shall be punishable by a penalty in an amount of not less than \$35.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

**11.05.719 Use of hood in violation of rules and regulations.**

The use of a building service parking permit shall be in conformance with the rules and regulations promulgated by the City Manager, or his or her designee. It shall be unlawful for a holder of a valid building service parking permit to use a service hood in a manner contrary to the rules and regulations, and such act shall be punishable by a penalty in an amount of not less than \$35.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

**11.05.720 Car-sharing vehicle space/zone.**

No person shall stop, stand, or park a vehicle other than a car-sharing vehicle displaying a car share parking permit of the type issued for the cost of that location within any space marked or signed as reserved for car-sharing vehicles, and such act shall be punishable by a penalty in an amount of not less than \$42.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)

**11.05.721 Parking on municipal property.**

No person shall stop, stand, or park a vehicle in any garage, parking area, or other property operated by the City where signs prohibit or restrict such stopping, standing, or parking without lawful authority or permission. Any motor vehicle so stopped, standing, or parked without such authority or permission is a nuisance. Such nuisance may be summarily abated by issuing a parking citation, and the violation shall be punishable by a penalty in an amount of not less than \$35.00.

(Ord. 27920 Ex. A; passed Sept. 14, 2010)



## Chapter 11.06

**MOTORIZED SCOOTERS AND ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES**

## Sections:

- 11.06.010 Electric personal assistive mobility device (“EPAMD”)
- 11.06.020 Motorized foot scooter.
- 11.06.030 Areas of operation.
- 11.06.040 Rules of operation.
- 11.06.050 Noise.
- 11.06.060 Application to other devices.
- 11.06.070 Responsibility.
- 11.06.080 Penalty.

**11.06.010 Electric personal assistive mobility device (“EPAMD”).**

“EPAMD” means an electric personal assistive mobility device, which is a self-balancing device with two wheels not in tandem, designed to transport only one person by an electric propulsion system with an average power of 750 watts (one horsepower), having a maximum speed on a paved level surface of less than 20 mph, when powered solely by such a propulsion system while ridden by an operator weighing 170 pounds.

(Ord. 27292 § 1; passed Nov. 16, 2004)

**11.06.020 Motorized foot scooter.**

“Motorized foot scooter” means a device with no more than two 10-inch, or smaller, diameter wheels that has handlebars, is designed to be stood or sat upon by the operator, and is powered by an internal combustion engine or electric motor that is capable of propelling the device with or without human propulsion. A motor-driven cycle, a moped, an electric-assisted bicycle, or a motorcycle is not a motorized foot scooter. A “gas motorized foot scooter” is a motorized foot scooter powered in whole or in part by an internal combustion engine. An “electric motorized foot scooter” is a motorized foot scooter powered solely by an electric motor.

(Ord. 27292 § 1; passed Nov. 16, 2004)

**11.06.030 Areas of operation.**

A. Except as otherwise provided in this chapter, gas motorized foot scooters may be operated on roadways, shoulders, and alleys provided that the maximum speed limit does not exceed 25 mph. Gas motorized foot scooters may not be operated on sidewalks, bicycle lanes, or public paths.

B. Except as otherwise provided in this chapter, EPAMDs and electric motorized foot scooters may be operated on roadways, shoulders, sidewalks, and alleys, but not on bicycle lanes or public paths.

Where an arterial street contains a sidewalk, EPAMDs shall be operated only upon the sidewalk and not upon the roadway or shoulder. An EPAMD shall not be operated upon the roadway or shoulder of any highway where the speed limit is greater than 25 mph.

C. Neither EPAMDs nor motorized foot scooters may be operated in public parks or trails.

D. Neither EPAMDs nor motorized foot scooters may be operated on public school playfields or public school playgrounds.

E. The provisions of this section limiting the use of EPAMDs and/or electric motorized foot scooters in parks or on sidewalks, bicycle lanes, public paths, public school playfields, or public school playgrounds do not apply to an EPAMD or electric motorized foot scooter when that device is operated by a person with a mobility impairment caused by a physical disability who uses that device to enhance that person’s mobility.

(Ord. 27292 § 1; passed Nov. 16, 2004)

**11.06.040 Rules of operation.**

Subject to the limitations on areas of operation contained in Section 11.06.030, the following rules of operation apply to EPAMDs and/or motorized foot scooters, as indicated:

A. Every motorized foot scooter shall be equipped with a brake that will enable the operator to make the braked wheels skid on dry, level, clean pavement.

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B. Every motorized foot scooter, when in use at anytime from a half hour after sunset to a half hour before sunrise, must be equipped with a lamp on the front that emits a white light visible at a distance of at least 500 feet to the front and with a red reflector on the rear of a type approved by the Washington State Patrol that shall be visible from all distances up to 600 feet to the rear when directly in front of lawful lower beams of head lamps on a motor vehicle.

C. No person under 16 years of age may operate a gas motorized foot scooter on allowed public rights-of-way. The operator of a gas motorized foot scooter must possess some type of valid Washington State driver's license or permit sufficient to demonstrate knowledge of the rules of the road; however, no specific operator's license is required from the Washington State Department of Licensing to operate a gas motorized foot scooter.

D. Any person operating an EPAMD or a motorized foot scooter shall wear a protective helmet that meets or exceeds safety standards for bicycle helmets as currently adopted, or as subsequently revised, by the Consumer Product Safety Commission, and shall have the neck or chinstrap of the helmet fastened securely while the device is in motion.

E. No motorized foot scooter or EPAMD shall be operated with any passenger or other person in addition to the operator.

F. Any person operating an EPAMD or a motorized foot scooter shall wear sturdy, closed toe footwear.

(Ord. 27292 § 1; passed Nov. 16, 2004)

### **11.06.050 Noise.**

A. Every gas motorized foot scooter shall at all times be equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise.

B. The use of a cutout, bypass, or similar muffler elimination device is prohibited on any gas motorized foot scooter.

C. The provisions of TMC 11.05 apply to motorized foot scooters and EPAMDs, neither of which shall be deemed "motor vehicles" within the meaning of TMC 11.05.

(Ord. 27292 § 1; passed Nov. 16, 2004)

### **11.06.060 Application to other devices.**

The provisions of this chapter regarding motorized foot scooters, gas motorized foot scooters, and/or electric motorized foot scooters apply to any device that: (1) matches the definition of a motorized foot scooter, gas motorized foot scooter, and/or electric motorized foot scooter, except for the size of the device's wheels; and (2) cannot be defined as a motor-driven cycle, a moped, an electric-assisted bicycle, or a motorcycle.

(Ord. 27292 § 1; passed Nov. 16, 2004)

### **11.06.070 Responsibility.**

No person shall do any act forbidden by this chapter or fail to perform any act required in this chapter. 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.

(Ord. 27292 § 1; passed Nov. 16, 2004)

### **11.06.080 Penalty.**

Any person violating the provisions of this chapter shall be deemed to have committed a traffic infraction.

(Ord. 27292 § 1; passed Nov. 16, 2004)

**Chapter 11.08**

**BICYCLES**

*Repealed by Ord. 25208*

(Ord. 25208 § 1; passed Nov. 24, 1992)





## Chapter 11.09

## TRANSPORTATION OF HAZARDOUS MATERIALS

## Sections:

- 11.09.010 Definitions.
- 11.09.020 Restrictions.
- 11.09.030 Administration.
- 11.09.040 Penalty provision.

**11.09.010 Definitions.**

A. "Hazardous materials" shall mean:

1. Materials which, if not contained, may cause unacceptable risks to human life within a specified area adjacent to a spill, seepage, fire, or explosion, and will consequently require evacuation;
2. Materials which, if spilled, could cause unusual risk to the general public and to emergency response personnel responding to the scene;
3. Materials which, if involved in a fire, will pose unusual risks to emergency response personnel;
4. Materials requiring unusual storage or transportation conditions to assure safe containment; or
5. Materials requiring unusual treatment, packing, or vehicles during transportation to assure safe containment.

B. "CFR" shall mean the Code of Federal Regulations.

C. "Department of Transportation Placard and Labeling System" shall mean that system as defined by CFR 49.172, by which a vehicle carrying specified hazardous materials is required to comply with the Federal Department of Transportation identification system designed to assist and notify emergency responders of the presence of hazardous materials and identification of a specific product and its hazards.

D. "Motor vehicle" shall mean that term as defined in RCW 46.04.670 as now or hereafter amended.

E. "Designated restricted area" shall mean all City streets, alleys, and space located between and including Pacific Avenue and Cliff Street from 6th Avenue to South 15th Street, Pacific Avenue from South 15th Street to South 24th Street, and East 11th Street from "A" Street to East "E" Street.

(Ord. 25506 § 1; passed Jun. 7, 1994)

**11.09.020 Restrictions.**

Motor vehicles required to be placarded under CFR 49.172 transporting hazardous materials shall not be operated on the streets within the designated restricted area.

Exception: Vehicles carrying hazardous materials which are delivering to businesses or picking up hazardous waste from businesses within the designated restricted area may be allowed to operate within the designated restricted area for such deliveries and pick-ups only. Operators within the designated restricted area shall have in their possession at all times papers or other instruments verifying their deliveries or pick-ups.

(Ord. 25506 § 1; passed Jun. 7, 1994)

**11.09.030 Administration.**

A. The Fire Department shall be responsible for notifying businesses within the designated restricted area and the industrial port area of the restricted use of streets within this area.

B. Vehicles shall be identified as carrying hazardous materials by the Department of Transportation Placard and Labeling Identification required to be posted pursuant to CFR 49.172.

C. The Public Works Department shall be responsible for posting signs in appropriate locations which will warn and notify vehicle operators of the restriction on hazardous material traffic.

D. The Public Works Department, Road Use Compliance Officers, and Tacoma Police Department shall have the authority to stop vehicles suspected of carrying hazardous material within the designated restricted area.

(Ord. 25506 § 1; passed Jun. 7, 1994)

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### **11.09.040 Penalty provision.**

Any person violating this chapter shall be guilty of a misdemeanor pursuant to RCW 46.48.175. Bail for such a violation shall be set at a minimum of \$100.00. The fine for such a violation shall be no less than \$200.00 nor more than \$500.00. Compliance with the provisions of this chapter is the primary responsibility of the owner or lessee of the vehicle which is mentioned in the citation.

(Ord. 25506 § 1; passed Jun. 7, 1994)

## Chapter 11.10

## PRODUCTION OF MOTION PICTURES

## Sections:

- 11.10.010 Purpose and intent.
- 11.10.020 Definitions.
- 11.10.030 Permit required.
- 11.10.040 Exceptions.
- 11.10.050 Application for permit.
- 11.10.060 Application fee.
- 11.10.070 Application approval.
- 11.10.080 Issuance of permit.
- 11.10.090 Term of permit.
- 11.10.100 Extension of term of permit.
- 11.10.110 Reimbursement of costs to the City.
- 11.10.120 Authority to promulgate rules and regulations.
- 11.10.130 Suspension or revocation of permit.
- 11.10.140 Appeal.

**11.10.010 Purpose and intent.**

It is the purpose and intent of the City of Tacoma to encourage the motion picture and television production industry to utilize the scenic beauty and variety of locations afforded in the City of Tacoma as locations for filming, video taping, or otherwise recording motion pictures for movie or television production for commercial purposes, provided such activities do not unreasonably interfere with the public health and safety of our citizens or unreasonably endanger any property within the city. It is the purpose and intent of this chapter to provide the means by which such activities may be reasonably regulated to preserve the public health and safety and provide for the protection of property, to not unduly restrict such activities, and to maintain harmonious relations between the community and those engaged in such activities. Subject to the restrictions of this chapter, property in any zoning district may be used as a location for filming or video taping.

(Ord. 25208 § 4; passed Nov. 24, 1992; Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.010)

**11.10.020 Definitions.**

For the purpose of this chapter only, the following words and terms shall be deemed to mean and be construed as follows:

- A. "Film Production Coordinator" is the City Manager or his or her designee.
- B. "News purposes" is the filming, video taping, photographing or otherwise preserving for newspapers or television news broadcasting by reporters, photographers, or cameramen in the employ of a newspaper, news service, television station, or similar entity, of news events concerning those persons, scenes, or occurrences which are in the news and are of general public interest.
- C. "Charitable purposes" is the filming, video taping or otherwise preserving for motion picture or television production, or photographing for display, conducted by an organization which qualifies under Section 170 of the Internal Revenue Code of 1954, as a charitable organization provided that no individual, either directly or indirectly, receives a profit from the production, marketing, or showing of the products thereof.

(Ord. 25208 § 4; passed Nov. 24, 1992; Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.020)

**11.10.030 Permit required.**

Except as otherwise provided herein, it shall be unlawful for any person to engage in the business or activity of the filming, video taping or otherwise producing motion pictures for television or public exhibition at any place within the City, other than at or in an established motion picture, television or photography studio, unless such person has first been issued a film production permit by the Film Production Coordinator.

(Ord. 25208 § 4; passed Nov. 24, 1992; Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.030)

**11.10.040 Exceptions.**

The provisions of this chapter shall not apply to the filming, video taping, or the photographing or otherwise preserving of motion pictures:

- A. Solely for private or family use;

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- B. For use in a criminal investigation or civil proceeding;
- C. For news purposes;
- D. For charitable purposes.

(Ord. 25208 § 4; passed Nov. 24, 1992: Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.040)

### **11.10.050 Application for permit.**

An application for a film production permit shall be submitted to the Film Production Coordinator, on a form which the Film Production Coordinator shall furnish, wherein the applicant shall state the following information:

- A. Full legal name of applicant;
- B. Business name of applicant (if different);
- C. Business address of applicant;
- D. Business telephone number of applicant;
- E. Location(s) of proposed motion picture activity;
- F. Date(s) and time(s) of proposed motion picture activity;
- G. A description, including the number and type of all motor vehicles which applicant will utilize;
- H. A list of all public facilities which applicant desires to use in conjunction with the proposed activity;
- I. The name of the person in charge at each location where the proposed activity will occur;
- J. Such other information as the Film Production Coordinator may deem necessary.

(Ord. 25208 § 4; passed Nov. 24, 1992: Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.050)

### **11.10.060 Application fee.**

An application fee, to cover the actual cost of processing the permit, in an amount determined by resolution of the City Council, shall be paid by applicant to the Film Production Coordinator when the completed application form is submitted for approval.

(Ord. 25208 § 4; passed Nov. 24, 1992: Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.060)

### **11.10.070 Application approval.**

Upon a determination by the Film Production Coordinator that the activities described in the application form do not pose a threat to the public health and safety and provide for the protection of property, the application may be approved. The Film Production Coordinator may impose such conditions to approval as are necessary to make such a determination. If such a determination cannot be made, the application for motion picture permit shall be denied.

(Ord. 25208 § 4; passed Nov. 24, 1992: Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.070)

### **11.10.080 Issuance of permit.**

Upon the approval or conditional approval of the application for a motion picture permit and after applicant has:

- A. Procured public liability insurance in the amount of \$1,000,000.00 combined single limit naming the City of Tacoma as co-insured (this requirement may be waived by the City's Risk Management Officer); and
- B. Executed an agreement to indemnify, defend, and save the City harmless from any and all claims and liability of any kind whatsoever resulting from or arising out of the issuance of such permit.

The Film Production Coordinator shall issue a motion picture permit to applicant. The permit shall be subject to the conditions of the approved application.

(Ord. 25208 § 4; passed Nov. 24, 1992: Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.080)

### **11.10.090 Term of permit.**

The term of the permit shall be for such period of time as is necessary to complete the activities set forth in the application for the permit.

(Ord. 25208 § 4; passed Nov. 24, 1992: Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.090)

**11.10.100 Extension of term of permit.**

If the activities described in the application form are not completed when the permit expires and, upon good cause shown, the Film Production Coordinator may extend the term of the permit for a period of time necessary to complete the activities set forth in the application for the permit.

(Ord. 25208 § 4; passed Nov. 24, 1992: Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.100)

**11.10.110 Reimbursement of costs to the City.**

Permittee shall reimburse the City for extraordinary costs incurred by the City which result from the issuance of the permit and the activities authorized therein.

(Ord. 25208 § 4; passed Nov. 24, 1992: Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.110)

**11.10.120 Authority to promulgate rules and regulations.**

The Film Production Coordinator is authorized to promulgate such rules and regulations as are necessary to realize the purpose and intent of this chapter and which are not inconsistent therewith.

(Ord. 25208 § 4; passed Nov. 24, 1992: Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.120)

**11.10.130 Suspension or revocation of permit.**

If the permittee shall violate any of the conditions of approval, perform those activities described in the application for motion picture permit in a manner that poses a threat to the public health and safety or the preservation of property, or engage in activities outside the scope of the activities described in the application, an initial letter of warning will be issued. If compliance is not accomplished in a reasonable time, the Film Production Coordinator may suspend or revoke the permit.

(Ord. 25208 § 4; passed Nov. 24, 1992: Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.130)

**11.10.140 Appeal.**

Any person with legal standing aggrieved by an action taken by the Film Production Coordinator may appeal such action to the Hearing Examiner pursuant to the provisions of Chapter 1.23 of the Official Code of the City of Tacoma.

(Ord. 25208 § 4; passed Nov. 24, 1992: Ord. 25039 § 1; passed Jan. 14, 1992. Formerly 11.21.140)

**Chapter 11.12  
ENFORCEMENT**

*Repealed by Ord. 25208*  
(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.14  
OBEDIENCE TO TRAFFIC LAWS**

*Repealed by Ord. 25208*  
(Ord. 25208 § 1; passed Nov. 24, 1992)

## Chapter 11.15

## SPECIAL EVENTS PERMITTING CODE

## Sections:

- 11.15.010 Definitions.
- 11.15.020 Special event permit required.
- 11.15.030 Exceptions to special event permit requirement.
- 11.15.040 Issuance of a special event permit does not obligate City services.
- 11.15.050 Priority of special event permit issuance.
- 11.15.060 Time for filing application for special event permit.
- 11.15.070 When application for special event permit is deemed complete.
- 11.15.080 Date of special event not confirmed until permit issued.
- 11.15.090 Content of special event permit application.
- 11.15.100 Conditions affecting the issuance of a special event permit.
- 11.15.110 Reasons for denial of a special event permit.
- 11.15.120 Denial of a special event permit application; appeals from denial.
- 11.15.130 Display of special event permit required.
- 11.15.140 Contents of special event permit.
- 11.15.150 Permitting Authority's action on special event permit application.
- 11.15.160 Insurance required to conduct special event.
- 11.15.170 Waiver of insurance requirements.
- 11.15.180 Revocation of special event permit.
- 11.15.190 Cost recovery for special events.
- 11.15.200 Effect of receipt of donations on status of tax-exempt nonprofit organizations.
- 11.15.210 Revenue sharing.
- 11.15.220 Constitutionally protected activity.
- 11.15.230 Audits and accounting procedures.
- 11.15.240 Delegation of City Manager's authority.
- 11.15.250 City Manager authorized to adopt rules and regulations.
- 11.15.260 Authorized special event vendors.
- 11.15.270 Unlawful to conduct a special event without permit.
- 11.15.275 Hold City of Tacoma harmless.
- 11.15.280 Other permits and licenses.
- 11.15.290 Unlawful to sell goods in special event venue without authorization.
- 11.15.300 Cost recovery for unlawful special event.

**11.15.010 Definitions.**

"Applicant" means the individual whose name is primary on the special event permit application form, and to whom all communications will be directed regarding the application process.

"Block party" means an event that involves a one-block-long residential street closure, is not open to the public, requires no admission fee, and offers no food or beverage sales.

"Building" means any fully enclosed permanent structure built for the support, shelter, or enclosure of persons, animals, chattels, or property of any kind. It includes push carts or sidewalk cafes for which the sale of goods, food, or beverages has been authorized.

"Certified traffic controller" means police or traffic control professional who is certified or otherwise licensed to maintain traffic safety and control within or around a special event, whether barricaded or not.

"Commercial special event" means any special event organized and conducted by any person that does not qualify as a tax-exempt nonprofit organization, unless admission fees are required.

"Constitutionally protected activity" means activity that is an exercise of rights protected by the First and Fourteenth Amendments to the United States Constitution, or Article 1, Sections 3, 4, 5, or 11 of the Washington Constitution. It includes but is not limited to political or religious activities intended primarily for the communication or expression of ideas.

"Event organizer or coordinator" means any person who conducts, manages, promotes, organizes, aids, or solicits attendance at a commercial or noncommercial special event, and other duties performed to the benefit of the special event.

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“Fixed venue” means the area within a barricaded or blocked street, sidewalk, park, parking lot, or other contained area, which is maintained as such for the event duration.

“Gross Revenues” means the sum of all revenues received by an event organizer for a special event including, but not limited to, cash receipts, licensing, sponsorships, television, advertising and similar revenues, and concessions.

“Moving route” means the area within a barricaded or blocked street, or other area in which a special event is conducted for a part or all of the event duration. A moving route may include “rolling closures” of streets, etc.

“Noncommercial special event” means any special event organized and conducted by a person that qualifies as a tax-exempt nonprofit organization.

“Permit holder” means the individual upon whom the primary applicant bestows the responsibility of holding an issued special event permit; before, during and after the special event date.

“Permitting Authority” means any person or organization authorized in writing by the City Manager to issue Special Event Permits.

“Reasonable radius” means an area surrounding the event venue which delineates a boundary within which an applicant is required to distribute notification to the public, residents, businesses or others, regarding details of the special event. The Permitting Authority has discretion to determine the size of the reasonable radius based on factors including the event size and its impact on surrounding properties.

“Right-of-way” or “City right-of-way” means the traveled portion of public streets and alleys, as well as the border area, which includes, but is not limited to, any sidewalks, planting strips, traffic circles, or medians.

“Sidewalk” means that portion of a highway or street, other than the roadway, set apart by curbs, barriers, markings, or other delineation for pedestrian travel.

“Sign” means any sign, pennant, flag, banner, inflatable display, or other attention-seeking device.

“Special event” means:

1. Any organized formation, parade, procession, or assembly consisting of 50 or more persons and which may include animals, vehicles, or any combination thereof, which is to assemble or travel in unison on any street that does not comply with normal or usual traffic regulations or controls;
2. Any organized assemblage of 50 or more persons at any public beach or public park or plaza which is to gather for a common purpose under the direction and control of a person or organization; or
3. Any other organized activity conducted by a person for a common or collective use, purpose, or benefit that involves the use of or has an impact on other public property or facilities and the provision of City public safety services in response thereto.

Examples of special events include but are not limited to concerts, parades, circuses, fairs, festivals, block parties, community events, fund-raising events, private parties, promotional events, mass participation sports (such as marathons and running events, bicycle races or tours, tournaments), or spectator sports (such as football, basketball and baseball games, golf tournaments, or vehicle or boat races).

“Special event permit” means a permit issued under this chapter for an event that takes place within Tacoma City limits, and on City of Tacoma property or Right-of-way.

“Special event venue” means that area for which a special event permit has been issued.

“Sponsored by the City of Tacoma special event” means any special event that has officially received funding, in-kind services, or other measurable support from the City of Tacoma and has received permission in writing from the City Manager to promote the event as a “Sponsored by the City of Tacoma” special event.

“Street” means a way or place of whatever nature publicly maintained and open to use of the public for purposes of vehicular travel. Street includes highways.

“Tax-exempt nonprofit organization” means an organization that is exempted from payment of income taxes by federal or state law and has been in existence for a minimum of six months preceding the date of application for a special event permit.

“Vendor” means any person who sells or offers to sell any goods, food, or beverages within a special event venue.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)



**11.15.020 Special event permit required.**

A. Except as provided elsewhere in this chapter, for any person to conduct, promote, or manage a special event that takes place within Tacoma City limits, and on City of Tacoma property or rights-of-way, the person shall obtain a special event permit from the Permitting Authority.

B. The Permitting Authority is authorized to issue permits for special events occurring within the City limits, pursuant to the procedures established in this chapter. The Permitting Authority is authorized to determine the special event venue. The Permitting Authority shall set reasonable boundaries for the special event venue, balancing the special event requirements and public health, safety, and welfare. The Permitting Authority is authorized to coordinate the issuance of a special event permit with other public agencies through whose jurisdiction or property the special event or portion thereof occurs and to issue a special event permit upon the concurrence of other public agencies involved.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

**11.15.030 Exceptions to special event permit requirement.**

A. A special event permit is not required for any activity listed in TMC 11.15.030.C.

B. Although not required to get a special event permit, an event organizer of an activity exempted, pursuant to TMC 11.15.030.C, is required to comply with all laws and regulations governing public safety or health.

C. The following activities are exempt from the special event permit requirement:

1. Funeral processions by a licensed mortuary;
2. Activities conducted by a governmental agency acting within the scope of its authority; and
3. Lawful picketing on sidewalks.

(Ord. 27155 § 1; passed Oct. 21, 2003)

**11.15.040 Issuance of a special event permit does not obligate City services.**

A. Issuance of a special event permit to this chapter does not obligate or require the City of Tacoma to provide City services, equipment, or personnel in support of a special event.

B. Subject to approval of the City Council, the City Manager may provide City services, equipment, or personnel for commercial special events. Approval of the City Council is not required for the City Manager to provide City services, equipment, or personnel for a commercial special event if the City Manager makes provision by written agreement with the event organizer for cost recovery or revenue sharing, or both, from the special event.

C. Without the City Council's authorization, the City Manager may provide City services, equipment, or personnel in direct support of a noncommercial special event if the cost to the City does not exceed the City Manager's contracting authority as defined in TMC 1.06 for the entire special event and if the City Manager finds that a public purpose will be served. The City Manager may find that a public purpose is served if all four of the factors provided in TMC 11.15.040.C, 1 through 4, are met:

1. The special event is organized and conducted by a tax-exempt nonprofit organization that operates from or provides services within the City.
2. The special event provides a benefit to the general public.
3. The special event includes participation by the general public (notwithstanding an admission or participation fee).
4. Provision of City services will result in improved crowd or special event control and general public safety.

(Ord. 27155 § 1; passed Oct. 21, 2003)

**11.15.050 Priority of special event permit issuance.**

Except for a special event sponsored by the City, and wherever possible, priority shall be given for the issuance of a special event permit to local tax-exempt nonprofit organizations operating in and providing services to the citizens of the City.

(Ord. 27155 § 1; passed Oct. 21, 2003)

**11.15.060 Time for filing application for special event permit.**

The application process shall allow sufficient time for the applicant and/or its agents to notify the public, residents, and/or businesses which are identified by the Permitting Authority to be within a reasonable radius of the event venue, in a timely and effective manner. Therefore:

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A. Application for a special event permit shall be filed with the Permitting Authority not less than 60 calendar days, nor more than two years, before the time when it is proposed to conduct the special event. Upon good cause shown and provided that no risk or burden to the City ensues, the Permitting Authority has discretion to allow a later filing.

B. Application for a special event permit involving constitutionally protected activity shall be filed with the Permitting Authority not less than seven calendar days, nor more than two years, before the time when it is proposed to conduct the event. Upon good cause shown and provided that no risk or burden to the City ensues, the Permitting Authority has discretion to allow a later filing.

C. Application for a special event at City facilities, such as the Greater Tacoma Convention and Trade Center, the Tacoma Dome, the Broadway Center for the Performing Arts, or Cheney Stadium, shall be submitted to such officials and in accordance with such time limits and procedures as may be established for such facilities and are not subject to the provisions of this chapter.

D. Application for a special event to be held on the Thea Foss Waterway Esplanade shall be submitted to the Executive Director of the Foss Waterway Development Authority (“FWDA”) who, for a special event at that venue, shall have all authority granted to the Permitting Authority herein and shall process the application in accordance with this chapter. Appeals from a denial of a special event permit for the Thea Foss Waterway Esplanade shall be heard by the FWDA Board.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

### **11.15.070 When application for special event permit is deemed complete.**

An application for a special event permit is deemed completed when the applicant has provided all of the information required in TMC 11.15.090, including any additional information required by the Permitting Authority, and where City services are to be provided, the application has been approved by any involved City department, the City Manager, and the City Council, if required.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

### **11.15.080 Date of special event not confirmed until permit issued.**

Notwithstanding the Permitting Authority’s acceptance of a completed application, no date shall be considered confirmed until a special event permit is issued.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

### **11.15.090 Content of special event permit application.**

A. The application for a special event permit shall include the following:

1. The name, address, and telephone number of the applicant.
2. A certification that the applicant will be financially responsible for any City fees or costs that may be imposed for the special event.
3. The name, address, and telephone number of the event organizer, if any, and the chief officer of the event organizer, if any.
4. A copy of the tax exemption letter issued for any applicant claiming to be a tax-exempt nonprofit organization;
5. A statement of the purpose of the special event;
6. A statement of fees to be charged for the special event;
7. The proposed location for the special event;
8. Dates and times when the special event is to be conducted;
9. The approximate times when assembly for, and disbanding of, the special event is to take place;
10. The proposed locations of the assembly or production area;
11. The specific proposed site or route, including a map and written narrative of the route;
12. The proposed site of any reviewing stands;
13. The proposed site for any disbanding area;
14. Proposed alternate routes, sites or times, where applicable;
15. The approximate number of persons, animals or vehicles that will constitute the special event;

16. The kinds of animals anticipated to be part of the special event;
17. A description of the types of vehicles to be used in the special event;
18. The number of bands or other musical units and the nature of any equipment to be used to produce sounds or noise;
19. The number and location of portable sanitation facilities;
20. Other equipment or services necessary to conduct the special event with due regard for participant and public health and safety;
21. The number of persons proposed or required to monitor or facilitate the special event and provide spectator or participant control and direction for special events using City streets, sidewalks, or facilities;
22. Provisions for first aid or emergency medical services, or both, based on special event risk factors;
23. Insurance and surety bond information;
24. Any special or unusual requirements that may be imposed or created by virtue of the proposed special event activity; and
25. Any other information required by the Permitting Authority.

B. Additionally, the application may include the following:

1. If the special event is designed to be held by, on behalf of, or for any organization other than the applicant, the applicant for the special event permit shall file a written communication from such organization:

- a. Authorizing the applicant to apply for the special event permit on its behalf; and
- b. Certifying that the applicant will be financially responsible for any costs or fees that may be imposed for the special event.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

**11.15.100 Conditions affecting the issuance of a special event permit.**

A. Where the event organizer has not requested and the special event does not require City services, equipment, or personnel, the Permitting Authority may issue a special event permit, when based upon the completed application, all of the conditions listed in TMC 11.15.100.A., 1 through 8, are met.

1. The special event will not substantially interrupt public transportation or other vehicular and pedestrian traffic in the area of its route.
2. The special event will not cause an unresolvable conflict with construction or development in the public right-of-way or at a public facility.
3. The special event will not block traffic lanes or close streets during peak commuter hours on weekdays between 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m. on streets designated as arterials by the City's Public Works Department unless allowed by the Permitting Authority, City Manager or City Council.
4. The special event will not require the diversion of police and fire employees from their normal duties.
5. The concentration of persons, animals or vehicles will not unduly interfere with the movement of police, fire, ambulance, and other emergency vehicles on the streets.
6. The special event will move from its assembly location to its disbanding location expeditiously and without stopping enroute.
7. The special event will not substantially interfere with any other special event for which a permit has already been granted or with the provision of City services in support of other scheduled special events or unscheduled governmental functions.
8. The special event will not have significant adverse impact upon residential or business access and traffic circulation in the same general venue; and the applicant has, in a timely and effective manner, provided sufficient notification to all the public, residents, and/or businesses or others within the reasonable radius of the event venue, as such reasonable radius has been determined by the Permitting Authority.

B. In order to ensure that the conditions in TMC 11.15.100.A are met, the Permitting Authority may place conditions on the special event permit.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

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### **11.15.110 Reasons for denial of a special event permit.**

A. The Permitting Authority may deny a special event permit to an applicant who has not:

1. Provided for the services of a sufficient number of trained and certified traffic controllers; or
2. Provided sufficient monitors for crowd control and safety; or
3. Provided sufficient safety, health, or sanitation equipment services, or facilities that are reasonably necessary to ensure that the special event will be conducted with due regard for health and safety; or
4. Provided sufficient off-site parking or shuttle service, or both, when required, to minimize any substantial adverse impacts on general parking and traffic circulation in the vicinity of the special event; or
5. Met all of the requirements for submitting an application for a special event permit.

B. The Permitting Authority may deny a special event permit if in the Permitting Authority's opinion:

1. The special event will create the imminent possibility of violent disorderly conduct likely to endanger public safety or to result in significant property damage; or
2. The special event will violate public health and/or safety laws; or
3. The special event fails to conform to the requirements of law or duly established City Policy; or
4. The applicant demonstrates an inability or unwillingness to conduct a special event pursuant to the terms and conditions of this chapter; or
5. The applicant has failed to conduct a previously authorized or exempted special event in accordance with law or the terms of a permit, or both; or
6. The applicant has not obtained the approval of any other public agency within whose jurisdiction the special event or portion thereof will occur; or
7. The applicant has failed to provide an adequate first aid or emergency medical services plan based on special event risk factors.

C. The Permitting Authority may deny a special event permit to an applicant who has failed to comply with any term of this chapter or with any condition of a special event permit previously issued to the applicant.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

### **11.15.120 Denial of a special event permit application; appeals from denial.**

A. If the Permitting Authority denies the application for the special event permit, pursuant to TMC 11.15.120, he or she shall notify the applicant in writing as soon as is reasonably practical.

B. The denial of a special event permit may be appealed to the City Manager or his or her designee.

C. An appeal shall be made in writing within five calendar days of the date of the written denial. An appeal is made by filing a written petition with the Permitting Authority, setting forth the grounds for appeal.

D. The City Manager shall hear the appeal as soon as is reasonably practicable.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

### **11.15.130 Display of special event permit required.**

A copy of the special event permit shall be displayed in the special event venue in the method prescribed by the Permitting Authority applicable to the particular special event and shall be exhibited upon demand of any City official.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

### **11.15.140 Contents of special event permit.**

A special event permit may contain the following information or conditions:

- A. The location of the special event venue, which may be identified by a map attached to the special event permit;
- B. The date, assembly area, time for assembly, and starting time of the special event;
- C. The specific route plan to the special event;
- D. The minimum and maximum speeds of the special event;

- E. The number and types of persons, animals, and vehicles; the number of bands, other musical units, and equipment capable of producing sound, if any; and limitations thereon pertaining to noise abatement;
- F. The maximum interval of space to be maintained between booths or other structures to be used for the special event;
- G. The portion of the street and sidewalk that is to be occupied by the special event;
- H. The location of reviewing or audience stands, if any;
- I. The number and location of traffic controllers, monitors, other support personnel and equipment, and barricades to be furnished by the special event organizer;
- J. The area and time for disbanding;
- K. The conditions or restrictions on the use of alcoholic beverages and authorization for and conditions of the exclusive control or regulation of vendors and related sales activity by the event organizer during the special event;
- L. The provisions for any required emergency medical services; and
- M. Such other information and conditions as are reasonably necessary for the conduct of the special event and the enforcement of this chapter, including the requirement for the on-site presence of the event organizer or its designated representative for all special event coordination and management purposes.
- N. As a condition of the issuance of a special event permit, the applicant shall be required to make adequate provisions for cleaning the area or route of the special event both during and upon completion of the special event and to return the area or route to the same condition of material preservation and cleanliness as existed prior to the special event.

(Ord. 27155 § 1; passed Oct. 21, 2003)

**11.15.150 Permitting Authority’s action on special event permit application.**

- A. Except as provided in TMC 11.15.150.B, the Permitting Authority shall take final action upon a completed application for a special event permit as soon as practicable.
- B. The Permitting Authority is not required to take final action upon any special event permit application prior to 180 calendar days before the special event.
- C. The Permitting Authority is not required to take final action on an incomplete or untimely special event permit application.
- D. The Permitting Authority is not required to process more than one application for a special event permit per applicant during any two-week period.
- E. The Permitting Authority is not required to take final action upon two or more special event permit applications submitted by the same applicant unless two or more weeks shall have elapsed between the respective dates of submission of each.
- F. Final action on a completed special event permit application shall consist of one of the following:
  - 1. Issuance of a special event permit in accordance with the terms of the application; or
  - 2. Issuance of a special event permit in accordance with the terms of the application, as modified by mutual agreement between the Permitting Authority and the applicant; or
  - 3. Denial of the special event permit application by the Permitting Authority.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

**11.15.160 Insurance required to conduct special event.**

- A. The event organizer of a special event must possess or obtain comprehensive general liability insurance to protect the City against loss from liability imposed by law for damages on account of bodily injury and property damage arising from the special event. Such insurance shall name the City of Tacoma, its officers, employees, and agents, and, as required, any other public entity involved in the special event, as additional insured. Insurance coverage must be maintained for the duration of the special event. Notice of cancellation shall be provided immediately to the City.
- B. Except as provided in TMC 11.15.160.C, comprehensive general liability insurance coverage required by TMC 11.15.160.A shall be in a combined single limit of at least \$1,000,000.
- C. If the special event is of a demonstrated high- or low-risk category, according to recognized insurance and risk management standards, the City’s Risk Manager may authorize a greater or lesser amount of coverage than required by TMC 11.15.160.A and TMC 11.15.160.B, or may require a particular type of insurance coverage different from that specified in TMC 11.15.160.A and TMC 11.15.160.B. The insurance requirements herein are not applicable to a neighborhood block

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party or similar activity to be conducted within a non-arterial street area not exceeding one city block, in an area residentially zoned, if such event is sponsored by the owners or residents of a property fronting upon such area, is not for commercial or advertising purposes or for profit, and if no sales of any food or article will be made and no payment for admission to such event is to be made or solicited; provided, however, that insurance may be required (in amount and form as approved by the City's Insurance Risk Manager) even if all the above-stated criteria are met if it is determined by the Permitting Authority that the activity proposed will create an appreciable degree of risk of loss or liability to the City.

D. The insurance required by TMC 11.15.160.A shall encompass all liability insurance requirements imposed for other permits required under other sections of this chapter and is to be provided for the benefit of the City and not as a duty, express or implied, to provide insurance protection for spectators or participants.

E. The event organizer's current effective insurance policy, or copy, along with necessary endorsements, shall be filed with the Permitting Authority at least 30 calendar days before the special event, unless the Permitting Authority for good cause modifies the filing requirements.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

### **11.15.170 Waiver of insurance requirements.**

A. Except for special events where the sale of alcoholic beverages is authorized or where traffic control permits are issued, the insurance requirements of TMC 11.15.160 may be waived. The City's Risk Manager may authorize waiver of insurance requirements based on its consideration of the following factors:

1. Whether the event is primarily for the purpose of constitutionally protected activity governed by TMC 11.15.220;
2. Whether it is objectively impossible to obtain insurance coverage;
3. Whether the special event will involve the use of equipment (other than sound equipment), vehicles, animals, fireworks, or pyrotechnics; or
4. Whether a fee or donation is charged or required as a condition of admission or participation in the special event.

B. To claim that it is objectively impossible to obtain insurance coverage pursuant to TMC 11.15.170.A.2, the applicant shall submit a statement from at least two independent licensed insurance brokers demonstrating the insurance is unavailable in the market place.

C. Even though insurance is waived, the City may require the event organizer of a special event to defend, indemnify, and hold harmless, in written form submitted to the office of Risk Management, the City from any claim or liability arising from the special event.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

### **11.15.180 Revocation of special event permit.**

A. Any special event permit issued pursuant to this chapter is subject to revocation, pursuant to TMC 11.15.180.

B. A special event permit may be revoked if the City determines:

1. That the special event cannot be conducted without violating the standards or conditions for special event permit issuance; or
2. The special event is being conducted in violation of any condition of the special event permit; or
3. The special event poses a threat to health or safety; or
4. The event organizer or any person associated with the special event has failed to obtain any other permit required pursuant to the provisions of this chapter; or
5. The special event permit was issued in error or contrary to law.

C. Except as provided in TMC 11.15.180.D, notices of revocation shall be in writing and specifically set forth the reasons for the revocation.

D. If immediate revocation of a special event permit is required, the Permitting Authority, Tacoma Police Department, or Tacoma Fire Department has the authority to revoke the permit and shall notify the permit holder verbally of the revocation as soon as is reasonably possible.

E. An appeal from a revocation shall be handled in the same manner and under the same time requirements as denials of special event permits, pursuant to TMC 11.15.120.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

#### **11.15.190 Cost recovery for special events.**

A. Except as otherwise provided in this chapter or when funded or waived by the City Council resolution or ordinance, for any special event, the Permitting Authority shall charge for the actual cost of:

1. The City personnel involved in permit processing, special event traffic control, fire safety, or other facility or special event support; and
2. The use of City equipment and other nonpersonnel expense.

B. The Permitting Authority shall require payment of fees required, pursuant to TMC 11.15.190.A, or a reasonable estimate thereof, at the time the completed application is approved, unless the Permitting Authority for good cause extends time for payment.

C. If the event organizer fails to comply with TMC 11.15.140.N, the event organizer will be billed for actual City costs for cleanup and repair of the area or route occasioned by the special event. If the event organizer failed to comply with TMC 11.15.140.N under a previously issued special event permit, the Permitting Authority may require the event organizer to deposit adequate surety in the form of cash or bond.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

#### **11.15.200 Effect of receipt of donations on status of tax-exempt nonprofit organizations.**

A tax-exempt nonprofit organization sponsoring a special event may acknowledge the receipt of cash or in-kind services or goods, donations, prizes, or other consideration from for-profit organizations without causing the special event to be considered a commercial special event within the meaning of this chapter. Such acknowledgment may include use of the name, trademark, service mark, or logo of such a for-profit organization in the name or title of the special event or the prominent appearance of the same in advertising or on collateral material associated with the special event.

(Ord. 27155 § 1; passed Oct. 21, 2003)

#### **11.15.210 Revenue sharing.**

A. An event organizer of a commercial special event shall pay the City a negotiated percentage of gross revenues, a flat fee, a combination of percentage of gross revenues and a flat fee, or any other revenue sharing agreement the Permitting Authority, in consultation with the City Manager deems to be the best interests of the City.

B. Cost recovery under TMC 11.15.210 shall not be required of commercial special events where payment for such services has been provided for within a written revenue-sharing agreement with the City.

C. An event organizer of a commercial special event shall not be required to enter into a revenue-sharing agreement with the City where the City has waived cost recovery pursuant to TMC 11.15.210.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

#### **11.15.220 Constitutionally protected activity.**

When a special event permit is sought for an event where the participants will primarily engage in constitutionally protected activity as is defined in this chapter the following exceptions shall apply:

A. Where the special event will not require temporary street closures, cost recovery, pursuant to TMC 11.15.190, shall be limited solely to a fee based on the administrative cost of processing the permit application.

B. The insurance requirement of TMC 11.15.160 shall be waived only if the event organizer or an officer of the sponsor has filed with the application a verified statement that he or she intends the special event purpose to be a constitutionally protected activity and the cost of obtaining insurance is financially burdensome and would constitute an unreasonable burden on that constitutionally protected activity. The verified statement shall include the name and address of one insurance broker or other source for insurance coverage contacted by the event organizer to determine premium rates for coverage.

C. Where the special event will require temporary street closures and any one or more of the conditions of TMC 11.15.220.C, 1 through 7, are met requiring the City to provide services in the interests of public health, safety, and welfare, the Permitting Authority may condition the issuance of the special event permit upon payment of costs incurred by the City to a maximum of \$500. Any fee schedule adopted by the City will contain a provision for waiver of or a sliding scale for payment of fees for city services, including police costs, on the basis of indigency, so that an indigent applicant's constitutional rights are not impaired because of an inability to pay fees.

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1. The special event will substantially interrupt public transportation or other vehicular and pedestrian traffic in the area of its route, and/or
2. The special event will cause an unresolvable conflict with construction or development in the public right-of-way or at a public facility, and/or
3. The special event will block traffic lanes or close streets during peak commuter hours on weekdays between 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m. on streets designated as arterials by the City's Public Works Department, and/or
4. The special event will require the diversion of police employees from their normal duties, and/or
5. The concentration of persons, animals, or vehicles will unduly interfere with the movement of police, fire, ambulance, and other emergency vehicles on the streets, and/or
6. The special event will substantially interfere with another special event for which a permit has already been granted or with the provision of City services in support of other scheduled special events, and/or
7. The special event will have significant adverse impact upon residential or business access and traffic circulation in the same general venue.

D. With regard to the permitting of special events involving constitutionally protected activity where the provisions in this section conflict with the provisions in any other section of this chapter, the provisions of this section shall prevail.

E. Sections 11.15.100, 11.15.110, 11.15.210, 11.15.230, and 11.15.260 of this chapter shall not apply to special events involving constitutionally protected activity.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

### **11.15.230 Audits and accounting procedures.**

- A. An event organizer of a commercial special event shall make payment and provide a final financial statement audited by a certified public accountant to the City Manager no later than 30 calendar days after the special event for the fees and revenues to be paid to the City.
- B. Upon the request of the City Manager, an event organizer of a Noncommercial Special Event shall provide a final financial statement audited by a certified public accountant no later than 30 calendar days after the request.
- C. At any time during normal business hours and as often as the City Manager or City Finance Director deems necessary, all data and records pertaining to the special event shall be made available to the City for examination at reasonable locations within the City of Tacoma.
- D. The City will be allowed to audit, examine, and make excerpts or transcripts from the records. The records shall be retained for a period of not less than three years following the special event unless the City agrees to an earlier disposition.

(Ord. 27155 § 1; passed Oct. 21, 2003)

### **11.15.240 Delegation of City Manager's authority.**

The City Manager may delegate any or all of his or her functions under this chapter to his or her deputies or subordinates.

(Ord. 27155 § 1; passed Oct. 21, 2003)

### **11.15.250 City Manager authorized to adopt rules and regulations.**

The City Manager is authorized to promulgate additional rules and regulations that are consistent with and that further the terms and requirements set forth within this chapter and the provisions of law that pertain to the conduct and operation of a special event.

(Ord. 27155 § 1; passed Oct. 21, 2003)

### **11.15.260 Authorized special event vendors.**

- A. The issuance of a special event permit confers upon the permit holder or event organizer the right to control and regulate the sale of goods, food, and beverages within the special event venue in accordance with the terms and conditions of the special event permit.
- B. Vendors authorized to sell goods, food, or beverages in the special event venue shall display their authorization in the manner required by the City Manager. Only vendors displaying the required authorization shall be allowed to sell goods, food, or beverages in the Special Event Venue.



(Ord. 27155 § 1; passed Oct. 21, 2003)

**11.15.270 Unlawful to conduct a special event without permit.**

A. It is unlawful to conduct a special event without a special event permit as required pursuant to this chapter.

(Ord. 28097 Ex. A; passed Nov. 13, 2012; Ord. 27155 § 1; passed Oct. 21, 2003)

**11.15.275 Hold City of Tacoma harmless.**

Prior to the issuance of a special event permit, or in the event a permit is denied, any persons associated with the special event (the applicant, permit holder, coordinator(s), sponsor(s), manager(s) and/or agent(s)) shall hold the City of Tacoma harmless for any and all expenses incurred for the purposes of promotion, coordination, fund raising, management or other expenses. Therefore, if any person conducts, promotes, or manages any special event without the issuance of a special event permit they do so at their own risk.

(Ord. 28097 Ex. A; passed Nov. 13, 2012)

**11.15.280 Other permits and licenses.**

The issuance of a special event permit does not relieve any person from the obligation to obtain any other permit or license required pursuant to the Tacoma Municipal Code or any other applicable law.

(Ord. 27155 § 1; passed Oct. 21, 2003)

**11.15.290 Unlawful to sell goods in special event venue without authorization.**

It is unlawful for any person to sell, resell, or offer to sell or resell, any goods, food, or beverages in a special event venue, except:

1. From any building; or
2. From any tent, booth, or temporary structure expressly authorized pursuant to a special event permit.

(Ord. 27155 § 1; passed Oct. 21, 2003)

**11.15.300 Cost recovery for unlawful special event.**

Whenever a commercial or noncommercial special event is conducted without a special event permit, when one is required, or a special event is conducted in violation of the terms of an issued special event permit, the event organizer shall be responsible for, and the City shall charge the event organizer for, all City costs incurred for personnel and equipment for a public safety response caused or necessitated by the adverse impacts of the special event or the violation of the special event permit upon public safety.

(Ord. 27155 § 1; passed Oct. 21, 2003)

**Chapter 11.16**  
**EQUIPMENT AND INSPECTION**

*Repealed by Ord. 25208*  
(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.18**  
**LICENSES – VEHICLE AND OPERATOR**

*Repealed by Ord. 25208*  
(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.19**  
**LOADING ZONES – STANDS**

*Repealed by Ord. 25208*  
(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.20**  
**TEMPORARY STREET CLOSURES**

*Repealed by Ord. 27155*  
(Ord. 27155 § 2; passed Oct. 21, 2003; Ord. 25208 § 6; passed Nov. 24, 1992; Ord. 23427 § 1; passed Jul. 2, 1985. Formerly 11.23.220)

**Chapter 11.24**  
**PARKING – PERMITS AND ILLEGAL PARKING**

*Repealed by Ord. 25208*  
(Ord. 25208 § 1; passed Nov. 24, 1992)

## Chapter 11.25

### CRUISING

#### Sections:

- 11.25.010 Cruising.
- 11.25.020 Violations.
- 11.25.030 Coordination with other law.
- 11.25.040 Severability.

#### **11.25.010 Cruising.**

A. It is unlawful for any person to drive, or to permit a motor vehicle under his/her care, custody, or control to be driven, past a traffic control point more than two times in the same direction of travel within a two-hour period in or around a posted no-cruising area so as to contribute to traffic congestion, obstruction of streets, sidewalks or parking lots, impediment of access to shopping centers or other buildings open to the public, or interference with the use of property or conduct of business in the area adjacent thereto.

B. The Police Chief or his designee shall determine when an area has become so congested by traffic as to present a danger of traffic congestion, obstruction of streets, sidewalks or parking lots, impediment of access to shopping centers or other buildings open to the public, or interference with the use of property or conduct of business in the area adjacent thereto, or that emergency vehicles cannot respond in that area within a reasonable period of time. The Police Chief or his designee shall then direct that no-cruising signs shall be erected or installed and maintained until the congestion has been abated.

C. At every point where a public street or alley becomes or provides ingress to a no-cruising area, there shall be posted a sign which designates “no-cruising” areas. The definition of a “no-cruising” area is as follows: “No cruising. No person shall drive, or permit a motor vehicle under his/her care, custody, or control to be driven past a traffic control point more than two times in the same direction of travel within a two-hour period in or around this area so as to contribute to traffic congestion, obstruction of streets, sidewalks, or parking lots, impediment of access to shopping centers or other buildings open to the public, or interference with the use of property or the conduct of business in the adjacent area.”

D. “Traffic control point” as used in this section means any point or points within the no-cruising area established by the Police Department for the purpose of monitoring cruising.

E. No violation shall occur except upon the third passage by the same traffic control point in the same direction of travel within the aforementioned two-hour period.

F. No area shall be designated or posted as a no-cruising area except upon passage of a resolution by the Tacoma City Council specifically mandating said designation and posting for a particular area.

This section shall not apply to in-service emergency vehicles, taxicabs for hire, buses, and other vehicles being driven for business purposes.

(Ord. 25208 § 7; passed Nov. 24, 1992; Ord. 24516 § 2; passed Dec. 19, 1989; Ord. 24463 § 1; passed Nov. 7, 1989. Formerly 11.37.010)

#### **11.25.020 Violations.**

Any person violating the provisions of this chapter shall be punished by a fine in a sum not exceeding \$500.00 for the first violation hereof, of which \$250.00 shall not be suspended or deferred, and \$700.00 for each subsequent violation, of which \$300.00 shall not be suspended or deferred.

(Ord. 25208 § 7; passed Nov. 24, 1992; Ord. 24516 § 2; passed Dec. 19, 1989; Ord. 24463 § 1; passed Nov. 7, 1989. Formerly 11.37.020)

#### **11.25.030 Coordination with other law.**

This chapter is intended to apply in addition to, and not in derogation of, RCW Title 46 and/or RCW Title 9A, as now or hereafter in effect within the City of Tacoma, whether by adoption, by reference, or otherwise.

Any previously enacted ordinances or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

(Ord. 25208 § 7; passed Nov. 24, 1992; Ord. 24516 § 2; passed Dec. 19, 1989; Ord. 24463 § 1; passed Nov. 7, 1989. Formerly 11.37.030)

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### **11.25.040 Severability.**

If any portion of this chapter is held invalid for any reason by a court of competent jurisdiction, the remaining portions of this chapter shall be unaffected thereby.

(Ord. 25208 § 7; passed Nov. 24, 1992; Ord. 24516 § 2; passed Dec. 19, 1989; Ord. 24463 § 1; passed Nov. 7, 1989. Formerly 11.37.040)

**Chapter 11.26**

**PARKING – METHOD**

*Repealed by Ord. 25208*

(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.27**

**PARKING – REMOVAL OF IGNITION KEYS**

*Repealed by Ord. 25208*

(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.28**

**PARKING – RESTRICTED AREAS**

*Repealed by Ord. 25208*

(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.29**

**ABANDONED, UNAUTHORIZED, AND JUNK VEHICLES – TOW TRUCK OPERATORS**

*Repealed by Ord. 25208*

(Ord. 25208 § 1; passed Nov. 24, 1992)



## Chapter 11.30

**BICYCLE, SKATEBOARD, ROLLER SKATES, AND SCOOTER HELMETS**

## Sections:

- 11.30.010 Purpose and policy.
- 11.30.020 Definitions.
- 11.30.030 Helmet required.
- 11.30.040 Bicycle, skateboard, roller skates, scooter races, and events – Helmet required.
- 11.30.050 Bicycle, skateboard, roller skates, and scooter leasing or loan – Helmet required.
- 11.30.060 Helmet sales – Safety standards.
- 11.30.070 Penalties – Civil nontraffic violations.
- 11.30.080 Enforcement.
- 11.30.090 Information and education.
- 11.30.100 *Repealed.*

**11.30.010 Purpose and policy.**

A. This chapter is enacted as an exercise of the authority of the City of Tacoma to protect and preserve the public health and welfare. Its provisions shall be liberally construed for the accomplishment of these purposes.

B. It is the express purpose of this chapter to provide for and to promote the health and welfare of the general public and not to create or otherwise establish or designate any particular class or group of persons who will or should be especially protected or benefited by the terms of this chapter.

C. It is the specific intent of this chapter to place the obligation of complying with its requirements upon any person falling within this scope, and no provision of nor term used in this chapter is intended to impose any duty whatsoever upon the City of Tacoma, or its officers or employees, or the Metropolitan Park District of Tacoma, or its officers or employees, for whom the implementation or enforcement of this chapter shall be discretionary and not mandatory.

D. Nothing contained in this chapter is intended to be, nor shall be, construed to create or to form the basis for a liability on the part of the City of Tacoma, or its officers, employees, or agents, for any injury or damage resulting from the failure of any person subject to this chapter to comply with this chapter, or by reason or in consequence of any act or omission in connection with the implementation or enforcement of this chapter on the part of the City of Tacoma by its officers, employees, or agents.

(Ord. 26885 § 1; passed Dec. 4, 2001; Ord. 25507 § 1; passed Jun. 7, 1994)

**11.30.020 Definitions.**

As used in this chapter, the following terms shall have the meanings indicated, unless every context clearly requires otherwise:

A. “Bicycle” means every device propelled solely by human power upon which a person or persons may ride having two tandem wheels, either of which is 16 inches or more in diameter, or three wheels, any one of which is more than 20 inches in diameter (RCW 46.04.071). Within this chapter, the term “bicycle” shall include any attached trailers, side cars, and/or other device being towed by a bicycle.

B. “Guardian” means a parent, legal guardian, an adult with custody, or temporary guardian who maintains responsibility, whether voluntary or otherwise, for the safety and welfare of a person under the age of 18 years.

C. “Helmet” means a head covering that meets or exceeds safety standards of the Consumer Product Safety Commission, 15 USCS § 6004, or the Snell Foundation, or such subsequent nationally recognized standard for bicycle, skateboard, roller skate, or scooter helmet performance as the City Council may adopt.

D. “Public area” means public roadways, bicycle paths, parks, or any right-of-way or publicly owned facility under the jurisdiction of the City of Tacoma.

E. “Roller skates” means a pair of shoes or boots mounted upon two sets of wheels, or mounted upon three or more sets of wheels located one behind the other under the attached shoe or boot, and is most often propelled by the user in an upright, standing position.

F. “Scooter” means a footboard mounted upon two or more wheels, controlled by an upright steering handle, and is most often propelled by the user usually in an upright position or kneeling

G. “Skateboard” means a board of any material with wheels affixed to the underside, designed to be ridden by a person.

(Ord. 26885 § 1; passed Dec. 4, 2001; Ord. 25507 § 1; passed Jun. 7, 1994)

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### **11.30.030 Helmet required.**

A. Any person bicycling, skateboarding, roller-skating, riding a scooter, or riding as a bicycle passenger on or in tow of a bicycle, skateboard, roller skater, or scooter, upon any public area in the City of Tacoma shall wear an approved helmet designed for safety that meets or exceeds the standards adopted in TMC 11.30.020.C and shall have either the neck or chin strap of the helmet fastened securely while the bicycle, skateboard, roller skates, or scooter is in motion.

B. No person shall transport another person on or in tow of a bicycle, skateboard, roller skates, or scooter upon any public area in the jurisdiction of the City of Tacoma, unless the passenger is wearing a helmet that meets the requirements of this chapter.

C. A parent or guardian is responsible for requiring that a child under the age of 18 years wears an approved helmet while bicycling, skateboarding, roller-skating, riding a scooter, or riding as a passenger on a bicycle, skateboard, roller skates, or scooter, in any public area in the City of Tacoma, and has the neck or chin strap of the helmet fastened securely.

(Ord. 26885 § 1; passed Dec. 4, 2001: Ord. 25507 § 1; passed Jun. 7, 1994)

### **11.30.040 Bicycle, skateboard, roller skate, scooter races, and events – Helmet required.**

A. Any person managing a bicycle, skateboard, roller skate, or scooter race, an organized event involving bicycling, skateboarding, roller-skating, riding a scooter, or a bicycle tour in the public areas of the City of Tacoma shall require that all participants on or in tow of bicycles, skateboards, roller skates, or scooters, wear approved helmets.

B. The person managing any such event shall include the helmet requirement in any promotional brochures and on registration materials.

(Ord. 26885 § 1; passed Dec. 4, 2001: Ord. 25507 § 1; passed Jun. 7, 1994)

### **11.30.050 Bicycle, skateboard, roller skates, and scooter leasing or loan – Helmet required.**

A. Any person engaging in the business of renting or loaning (e.g., a test drive) any bicycle, skateboard, roller skates, or scooter for use in any public place in the City of Tacoma shall supply the persons leasing or using bicycles, skateboards, roller skates, or scooters with approved helmets as defined herein, along with the bicycles, skateboards, roller skates, or scooter, unless the bicycle, skateboard, roller skates, or scooter riders and passengers possess approved helmets of their own, and offer proof thereof, for use with the bicycle, skateboard, roller skates, or scooter.

B. The rental papers (contract, agreement, or receipt) must advise the person renting the bicycle, skateboard, roller skates, or scooter of the helmet requirements of this chapter.

C. It is a defense to this section for a person wearing an unapproved helmet that the helmet was furnished in conjunction with his or her lease of a bicycle, skateboard, roller skates, or scooter by a person engaged in the business of renting bicycles, skateboards, roller skates, or scooters, and that the helmet was fastened securely while bicycling, skateboarding, roller-skating, or riding a scooter.

(Ord. 26885 § 1; passed Dec. 4, 2001: Ord. 25507 § 1; passed Jun. 7, 1994)

### **11.30.060 Helmet sales – Safety standards.**

A. No person shall sell or offer for sale a helmet that does not meet or exceed the safety standards of the Consumer Product Safety Commission, 15 USCS § 6004, or the Snell Foundation, or such subsequent nationally recognized standard for helmet performance as the City of Tacoma may adopt.

B. It is a defense that the sale or offer for sale was an isolated sale of used merchandise made by an individual who was not engaged in the business of selling or repairing recreational equipment, such as a seller at a garage or rummage sale.

(Ord. 26885 § 1; passed Dec. 4, 2001: Ord. 25507 § 1; passed Jun. 7, 1994)

### **11.30.070 Penalties – Civil nontraffic violations.**

A. Any person, including a parent or guardian, violating any of the provisions of this chapter shall have committed a civil nontraffic violation and shall be liable for a monetary penalty not to exceed \$25.00.

B. The court may waive, reduce, or suspend the penalty and clear the notice of violation as a warning for an individual who has not received a notice of violation of this chapter within one year, and provides proof that he or she has acquired an approved helmet at the time of appearance in court.

C. Each child under 18 years of age not meeting the requirements of TMC 11.30.030 shall represent a separate violation.

D. Each rental and each event under TMC 11.30.040 shall be a separate violation.

(Ord. 26885 § 1; passed Dec. 4, 2001: Ord. 25507 § 1; passed Jun. 7, 1994)



**11.30.080 Enforcement.**

A. The City of Tacoma Police Department shall be responsible for enforcing the provisions of this chapter.

B. For the purpose of this chapter, law enforcement officers may, at their discretion:

1. Enter, during business hours, the premises of a business selling, repairing, or renting bicycles, skateboards, roller skates, or scooters, or selling sporting or recreation equipment to determine compliance with this chapter
2. Post notice outside the premises of the business that offers for sale, rent, or other public use, bicycle, skateboard, roller skates, or scooter helmets that do not meet the safety standards of this chapter, so that the public is informed; and
3. Stop a bicycle, skateboard, roller skate, and scooter race; an organized event involving bicycling, skateboarding, roller-skating, riding a scooter; or a bicycle tour that takes place in a public area when there is conspicuous disregard for the requirements of this chapter, involving multiple infractions.

(Ord. 26885 § 1; passed Dec. 4, 2001: Ord. 25507 § 1; passed Jun. 7, 1994)

**11.30.090 Information and education.**

A. Information and the need for bicycle, skateboard, roller skates, and scooter helmets; safe helmet use; safe bicycle, skateboard, roller skates, and scooter operation; and existing bicycle, skateboard, roller skates, and scooter safety programs are available at the City of Tacoma Police Department and Fire Department.

B. The City of Tacoma encourages any person engaging in the business of selling bicycles, skateboards, roller skates, and scooters to include information on bicycle, skateboard, roller skates, and scooter safety and the helmet requirements of this chapter with each bicycle, skateboard, roller skates, and scooter sold.

C. The City of Tacoma encourages any person engaging in the business of selling bicycle, skateboard, roller skates, and scooter helmets to include information on safe helmet usage with each helmet sold.

(Ord. 26885 § 1; passed Dec. 4, 2001: Ord. 25507 § 1; passed Jun. 7, 1994)

**11.30.100 Severability. *Repealed by Ord. 26885.***

(Ord. 26885 § 1; passed Dec. 4, 2001: Ord. 25507 § 1; passed Jun. 7, 1994)

**Chapter 11.32**  
**SIZE, WEIGHT AND LOAD**

*Repealed by Ord. 25208*  
(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.34**  
**SPECIAL STOPS**

*Repealed by Ord. 25208*  
(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.35**

**NOTICE, FAILURE TO SIGN, NONAPPEARANCE – FAILURE TO SATISFY PENALTY**

Sections:

11.35.010 Notice, failure to sign, nonappearance – Failure to satisfy penalty.

**11.35.010 Notice, failure to sign, nonappearance – Failure to satisfy penalty.**

A. A person who fails to sign a notice of civil infraction is guilty of a misdemeanor.

B. Any person willfully violating his or her written and signed promise to appear in court or his or her signed promise to respond to a notice of civil infraction is guilty of a misdemeanor, regardless of the disposition of the notice of civil infraction. A written promise to appear in court or a written promise to respond to a notice of civil infraction may be complied with by an appearance by counsel.

C. A person who willfully fails to pay a monetary penalty or to perform community service as required by a court pursuant to Chapter 7.80 RCW may be found in contempt of court as provided in Chapter 7.21 RCW.

D. Any person convicted of a violation of this chapter shall, upon conviction thereof, be punished by a fine not to exceed \$1,000.00 or a jail sentence not to exceed 90 days, or by both such fine and jail sentence.

(Ord. 25505 §1; passed May 24, 1994)

**Chapter 11.36**

**SPEED**

*Repealed by Ord. 25208*

(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.38**

**TRAFFIC CONTROL DEVICES**

*Repealed by Ord. 25208*

(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.40**

**TURNING MOVEMENTS**

*Repealed by Ord. 25208*

(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.42**

**DRIVING RULES – MOTORCYCLES AND OTHER VEHICLES**

*Repealed by Ord. 25208*

(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.44**

**ALL-TERRAIN VEHICLES**

*Repealed by Ord. 25208*

(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.45**

**PUBLIC PARKING FACILITIES**

*Repealed by Ord. 25208*

(Ord. 25208 § 1; passed Nov. 24, 1992)

**Chapter 11.50**  
**PARKING FACILITIES – CITY**

## Sections:

11.50.010	Purpose
11.50.020	Findings
11.50.030	Methods of operation
11.50.040	<i>Repealed</i>
11.50.050	Parking regulations
11.50.060	Municipal use
11.50.070	Special events
11.50.080	Parking agreements
11.50.090	Tacoma Municipal Building
11.50.100	Union Station Parking Facility and rates
11.50.110	I-705 Lots Parking Facility and rates
11.50.120	Broadway Lot Parking Facility and rates
11.50.130	Park Plaza South Parking Facility and rates
11.50.140	Park Plaza North Parking Facility and rates
11.50.150	Municipal Building parking lot

**11.50.010 Purpose.**

The parking of motor vehicles is properly regarded as an incident to travel on public thoroughfares. The purpose of this chapter is to promote the health, safety, and general welfare of the public by providing public off-street parking.

(Ord. 26192 § 1; passed Jan. 27, 1998)

**11.50.020 Findings.**

The City Council finds and determines the following:

A. The City's authority to acquire, develop, and operate those parking facilities identified herein is derived from the City's Charter, its constitutional police powers, and on statutory authority other than RCW 35.86.010 or RCW 35.86A. The City's authority is not based on the legislative grant of authority set forth in RCW 35.86 or 35.86A; and

B. The City is not operating, nor does it intend to operate, the parking facilities identified herein pursuant to RCW 35.86.010 or 35.86A.120; recognizing, however, that portions of the City's parking facilities are, and will continue to be, used to provide parking for persons using City facilities, including, but not limited to, civic center facilities.

(Ord. 26192 § 1; passed Jan. 27, 1998)

**11.50.030 Methods of operation.**

The parking facilities identified herein shall be operated in a manner as provided in this chapter, amendments to this chapter, and other applicable ordinances or resolutions of the City Council.

(Ord. 26192 § 1; passed Jan. 27, 1998)

**11.50.040 Parking facilities and rates. *Repealed by Ord. 26390.***

(Ord. 26390 § 1; passed Mar. 30, 1999; Ord. 26192 § 1; passed Jan. 27, 1998)

**11.50.050 Parking regulations.**

A. The City Manager, or the City Manager's designee, may adopt rules and regulations, as necessary, to implement the provisions of this chapter governing the use of the City's parking facilities. Such rules and regulations may include provisions for the enforcement of the rules and regulations consistent with the provisions of this chapter, and may provide for the impoundment and removal of vehicles.

B. In no event shall any person park any vehicle at a parking facility identified in this chapter for the principal purpose of:

1. displaying commercial or noncommercial signs;
2. displaying such vehicle for sale; or
3. selling merchandise from such vehicle, except when expressly authorized through the issuance of an appropriate permit by the City.

## **Tacoma Municipal Code**

C. A parking surcharge, equal to no more than \$25.00, shall be due and payable whenever the applicable parking charge has not been paid at or before the time such parking charge became due and payable, or whenever a vehicle is parked in violation of any parking regulations posted at any parking facility identified herein. An additional parking surcharge, equal to no more than \$25.00, shall be due and payable whenever the applicable parking charge or first surcharge has not been paid within 14 days from the date the parking charge became due and payable.

(Ord. 26384 § 1; passed Mar. 23, 1999; Ord. 26192 § 1; passed Jan. 27, 1998)

### **11.50.060 Municipal use.**

Various parking facilities identified in this chapter are in close proximity to municipal facilities and to civic centers. The City shall be able to make use of the parking facilities for municipal purposes and uses, including, but not limited to, the parking of City vehicles and providing parking for City employees and others using City facilities.

(Ord. 26192 § 1; passed Jan. 27, 1998)

### **11.50.070 Special events.**

A. The parking facilities identified herein may be made available at special rates or without charge to the general public to provide parking for special events where there is insufficient parking available at the location of such special event. The City Council may, by appropriate action, set aside all or portions of the various parking facilities to provide parking for the uses and purposes set forth in this section, provide for such parking rates, and provide for such other temporary policies as to the use of the parking facilities as the City Council may deem appropriate.

B. If a special rate or free use of a parking facility for a special event has not been provided for by resolution of the City Council as set forth in Section 11.50.070.A, because there is insufficient time to obtain such prior approval by the City Council for a particular event or activity, then, in that event, the City Manager, or the City Manager's designee, may authorize a special rate or temporary free use for a particular event or activity upon a finding that such use is consistent with the policies established by the City Council.

C. At the discretion of the City Manager, or the City Manager's designee, temporary parking permits may be issued, without charge, for use at any parking facility identified in this chapter by individuals providing uncompensated service to the City, by any officer or employee of the City or other governmental entity, or by any person in order to facilitate the work of any contractor engaged in a construction or demolition project undertaken on behalf of the City. Such parking permits shall be issued solely for the convenience of the City and, for the purpose of illustrating circumstances leading to the decision to issue such permits, may take into account such factors as vehicle trip reduction, personal safety, and the efficient discharge of the City's responsibilities.

(Ord. 26384 § 2; passed Mar. 23, 1999; Ord. 26192 § 1; passed Jan. 27, 1998)

### **11.50.080 Parking agreements.**

If the City Council, by resolution, finds there is a surplus of parking in the parking facilities identified in this chapter to meet the requirements for off-street parking for patrons parking vehicles on an hourly basis, the Council may authorize agreements to provide parking for public and private entities on such terms as the City Council may deem appropriate.

(Ord. 26192 § 1; passed Jan. 27, 1998)

### **11.50.090 Tacoma Municipal Building.**

A. All parking situated on the premises of the Tacoma Municipal Building, located at 747 Market Street, shall be reserved for municipal use. Notwithstanding any provision of this chapter to the contrary, the posting of rules and regulations at the Tacoma Municipal Building facility shall not be a prerequisite to the enforcement of such parking rules and regulations.

B. The City Manager, or the City Manager's designee, may promulgate such rules and procedures as may be necessary or convenient to implement the provisions of this Section 11.50.090.

(Ord. 26384 § 3; passed Mar. 23, 1999)

**11.50.100 Union Station Parking Facility and rates.**

The rates to be charged at the Union Station Parking Facility shall be as follows:

<b>Location</b>	<b>Hourly</b>	<b>Daily</b>	<b>Monthly</b>
<b>#73 Union Station</b>			
0-1 Hr	\$0.75		
1-2 Hrs	\$2.25		
2-4 Hrs	\$3		
4-6 Hrs	\$4		
Evening (after 5 p.m.) (6-10 hrs)	\$2	\$5	\$35 + tax

(Ord. 26390 § 2; passed Mar. 30, 1999)

**11.50.110 I-705 Lots Parking Facility and rates.**

The rates to be charged at the I-705 lots Parking Facility shall be as follows:

<b>Location</b>	<b>Hourly</b>	<b>Daily</b>	<b>Monthly</b>
<b>#78 I-705 Lots</b>			
0-1 Hr	\$0.75		
1-2 Hrs	\$2		
2-4 Hrs	\$3		
4-5 Hrs	\$4		
(5 or more hours)		\$5	
Dome Event Rate		\$5	N/A

(Ord. 26390 § 3; passed Mar. 30, 1999)

**11.50.120 Broadway Lot Parking Facility and rates.**

The rates to be charged at the Broadway Lot Parking Facility shall be as follows:

<b>Location</b>	<b>Hourly</b>	<b>Daily</b>	<b>Monthly</b>
<b>#79 Broadway Lot</b>			
0-1 Hr	\$1		
1-2 Hrs	\$2		
2-4 Hrs	\$3		
4-6 Hrs	\$4		
(6 or more hours)		\$5	\$50 + tax

(Ord. 26390 § 4; passed Mar. 30, 1999)

**11.50.130 Park Plaza South Parking Facility and rates.**

The rates to be charged at the Park Plaza South Parking Facility shall be as follows:

<b>Location</b>	<b>Hourly</b>	<b>Daily</b>	<b>Monthly</b>
<b>#75 Park Plaza South</b>			
0-1 Hr	\$1		
1-3 Hrs	\$2		
3-4 Hrs	\$3		
4-5 Hrs	\$4		
5-6 Hrs	\$5		
(6 or more hours)		\$10	\$68 + tax in 1999, and \$71 + tax in 2000

(Ord. 26390 § 5; passed Mar. 30, 1999; Ord. 26342 § 1; passed Dec. 15, 1998)

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**11.50.140 Park Plaza North Parking Facility and rates.**

The rates to be charged at the City-managed Park Plaza North Parking Facility shall be as follows:

<b>Location</b>	<b>Hourly</b>	<b>Daily</b>	<b>Monthly</b>
<b>#76 Park Plaza North</b>			
0-1 Hr	\$1		
1-3 Hrs	\$2		
3-4 Hrs	\$3		
4-5 Hrs	\$4		
5-6 Hrs	\$5		
(6 or more hours)		\$10	\$68 + tax in 1999, and \$71 + tax in 2000

(Ord. 26390 § 6; passed Mar. 30, 1999; Ord. 26342 § 2; passed Dec. 15, 1998)

**11.50.150 Municipal Building parking lot.**

Except as provided in Section 11.50.070, no vehicle shall be parked at the Municipal Building parking lot, situated at 742 Market Street, for a period of time longer than two hours between the hours of 8:00 a.m. and 5:00 p.m., except Saturdays, Sundays, and City-recognized Holidays. Notwithstanding the foregoing, the City Manager, or the City Manager’s designee, may allocate so many spaces at the Municipal Building parking lot as the City Manager deems necessary to accommodate vehicles used to transport carpools. Vehicles operated and maintained by any governmental entity, and vehicles to which a parking permit has been issued by the City Manager. The rates to be charged at the Municipal Building parking lot at all other times shall be as follows:

**Location**

**#77 Municipal Building**

0-2 hours (Monday – Friday, 8 a.m. to 5 p.m., excluding City-recognized Holidays)	No Charge
Evenings (after 5 p.m. weekdays until 8 a.m. the following day, or any portion thereof)	\$2
Saturdays, Sundays, and City-recognized Holidays	\$2

(Ord. 26400 § 1; passed Apr. 20, 1999)



## Chapter 11.55

## HEAVY HAUL INDUSTRIAL CORRIDOR

## Sections:

- 11.55.010 Purpose.
- 11.55.020 Defined terms.
- 11.55.030 Special Permits – Application.
- 11.55.040 Special Permits – Requirements.
- 11.55.050 Special Permit to Be Carried.
- 11.55.060 Containers to be Sealed.
- 11.55.070 Certification of Container Chassis.
- 11.55.080 Fees.
- 11.55.090 Enforcement Procedures – Penalties – Rules.
- 11.55.100 Confiscation and Revocation of Special Permit – Hearing.

**11.55.010 Purpose.**

The purpose of this chapter is to authorize issuance of special permits for movement and operation of vehicles in excess of the legal weight limits within the heavy haul industrial corridor in such circumstances wherein the load is a sealed ocean-going container and an applicant can show good cause for such movements as provided herein.

(Ord. 27252 § 1; passed Jul. 20, 2004)

**11.55.020 Defined terms.**

For purposes of this chapter, the below-stated terms and phrases shall have the following meaning:

- A. Container Chassis. “Container Chassis” shall mean a semitrailer of skeleton construction limited to a bottom frame, one or more axles, specially built and fitted with locking devices for the transport of cargo containers, so that when the container chassis and container are assembled, the units serve the same function as an over-the-road trailer.
- B. Director. “Director” shall mean and refer to the Director of Public Works or successor department or his or her designee.
- C. Heavy Haul Industrial Corridor. “Heavy Haul Industrial Corridor” shall mean and refer to such sections of public highways as are included in the following description:

<b>Street</b>	<b>Extent</b>
East 11th Street	Alexander Avenue to Taylor Way
East 11th Street	Port of Tacoma Road to Milwaukee Way
East 11th Street	Portland Avenue to the 900 Block
East 15th Street	East ‘D’ Street to Saint Paul Avenue
East 19th Street	East ‘D’ Street to East 18th Street
Alexander Avenue	From the north end to the south end of public right-of-way
East ‘D’ Street	East 15th Street to East 19th Street
Lincoln Avenue	Portland Avenue to Port of Tacoma Road
Lincoln Avenue	Alexander Avenue to Taylor Way
Lincoln Loop Road South	Lincoln Avenue to Lincoln Loop Road North
Marshall Avenue	Milwaukee Way to Port of Tacoma Road
Maxwell Way	Thorne Road to Port of Tacoma Road
Milwaukee Way	Lincoln Avenue to Eells Street
Portland Avenue	East 11th Street to Lincoln Avenue
Port of Tacoma Road	East 11th Street to SR 509
Saint Paul Avenue	East 15th Street to Portland Avenue
Taylor Way	East 11th Street to SR 509
Thorne Road	East 11th Street to Lincoln Avenue

- D. Permittee. “Permittee” shall mean any person to whom a special permit is issued.

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E. Person. "Person" shall mean any individual, firm, corporation, partnership, joint stock association, company, copartnerships, corporations, and other associations of natural persons, whether acting by themselves or by servants, agents, or employees.

F. Public Highway. "Public Highway" shall mean any public highway over which the City of Tacoma has jurisdiction and the responsibility to maintain.

G. Sealed Ocean-Going Container. "Sealed Ocean-Going Container" shall mean a fully enclosed and sealed reusable cargo-carrying unit, equipment, or receptacle-carrying cargo of many types for continuous transportation and designed to be unitized or otherwise packed or stowed for transportation in or on an ocean-going vessel.

H. Special Permit. "Special Permit" shall refer to a special permit issued pursuant to this chapter for operation or movement upon public highways within the heavy haul industrial corridor of a combination of truck tractor and container chassis of a weight exceeding the maximum set forth in state law.

I. Transload Facility. "Transload Facility" shall mean a consolidation and distribution point for outbound and inbound commodities.

(Ord. 28479 Ex. A; passed Dec. 19, 2017; Ord. 28404 Ex. B; passed Dec. 13, 2016; Ord. 28241 Ex. A; passed Aug. 26, 2014; Ord. 27252 § 1; passed Jul. 20, 2004)

### **11.55.030 Special Permits – Application.**

A. Who May Apply. The owner or operator of a transload facility or authorized agent on behalf of such owner or operator may apply for a special permit.

B. Forms. Application shall be made in writing on forms provided by the Director. Special permit applications may be obtained from the Office of the Department of Public Works and at such other locations established by the Director. No special permit application shall be accepted unless made using such forms and completed in full.

C. Term. The special permit shall have a term of one year from the date of issuance unless sooner revoked.

D. Assignment. The special permit when issued to the permittee shall be assigned to the truck tractor described in the application and to which the special permit refers. The special permit shall not be assignable to another truck tractor except as provided herein. A special permit may be assigned to another truck tractor for the remainder of the term of the special permit, upon application being made for such assignment, good cause being found by the Director for such assignment, issuance of a replacement special permit, and payment of the fee as provided herein for a replacement special permit.

(Ord. 27252 § 1; passed Jul. 20, 2004)

### **11.05.040 Special Permits – Requirements.**

A. General Requirements. The Director may issue a special permit when the Director has determined that the truck tractor and container chassis meet the requirements of subsections B and C herein and:

1. A completed application has been filed with the Director on a form approved by the Director;
2. The applicant has shown that there is good cause for issuance of the permit and that the applicant is capable of making the moves as authorized by the special permit;
3. The container chassis loads will be limited to sealed ocean-going containers;
4. The truck tractor to be permitted (the "permitted truck tractor") has been thoroughly described and identified;
5. The applicant has shown proof of seven hundred fifty thousand dollars liability insurance for the cost of any accident, damage, or injury to any person or property resulting from the operation of the truck tractor and container chassis combination of vehicles covered by the special permit upon the public highways: Provided, that a noncommercial operator shall have at least three hundred thousand dollars liability insurance;
6. The truck tractor has undergone a Commercial Vehicle Safety Alliance (CVSA) inspection, displays a current CVSA decal, and the Director is satisfied that, at the time of issuance of the special permit, the truck tractor meets the CVSA safety requirements; provided that, for purpose of issuance of the special permit, the Director may rely upon proof of CVSA inspection that the truck tractor meets the CVSA safety requirements;
7. The applicant acknowledges and affirms that:
  - a. The truck tractor and container chassis combination of vehicles will be properly licensed to make the proposed move and carry the sealed ocean-going container load, in accordance with the provisions of Washington law;

- b. All operators of the truck tractor for which the special permit is issued are and will be properly licensed to operate in Washington in the manner proposed in the special permit;
- c. Each container chassis will be loaded only with sealed ocean-going containers;
- d. The applicant will comply with all applicable laws, rules and regulations pertaining to the issuance of any special permit;
- e. The applicant will maintain a current CVSA certification for the permitted truck tractor and a current Federal Highway Administration (“FHWA”) certification for each container chassis used in combination therewith, for each movement made under the special permit.
- f. That the operator or driver of the permitted truck tractor will be, at all times when moving a load within the heavy haul industrial corridor, an agent of the applicant and authorized to accept service of a citation on behalf of the applicant for any violations of this Chapter or the provisions of Title 11 of the Official Code of the City or applicable provisions of Washington State law, pertaining to over legal weight limits and for which permittee may be responsible;
- g. The special permit is granted with the specific understanding that the applicant shall be responsible and liable for accidents, damage or injury to any person or property resulting from the operation of the permitted truck tractor and container chassis combination carrying over legal weight loads within and upon the heavy haul industrial corridor and, the applicant shall hold blameless and harmless and shall indemnify the City of Tacoma, its officers (elected or appointed), agents and employees against any and all claims, demands, loss, injury, damage, actions and costs of actions whatsoever, which any of them may sustained by reason of unlawful acts, conduct or operations of the applicant or operator of the permitted truck tractor in connection with such operations; and
- h. That the agent filing the application on behalf of the applicant has the authority and is authorized to bind the applicant to the terms and conditions of the special permit.

B. Minimum Axle Requirements. All permitted truck tractor and container chassis combination of vehicles shall have a minimum of two consecutive sets of tandem axles with a minimum overall distance between the first and last axles of such consecutive sets of tandem axles of thirty-six feet; provided further that, the truck tractor’s steering axle shall not exceed 600 pounds per inch of tire width, as determined by the tire manufacturer’s sidewall markings.

C. Maximum Gross Loads for Combinations. The maximum gross load for the permitted truck tractor and container chassis combination of vehicles shall be as follows:

- 1. A truck tractor and container chassis combination of vehicles meeting the minimum axle requirements as provided at subsection B herein shall be authorized to carry a gross load of forty thousand pounds on the container chassis tandem axles and forty three thousand pounds on the truck tractor drive tandem axles.
- 2. A truck tractor and container chassis combination of vehicles with five axles shall not exceed a gross load of ninety-eight thousand pounds;
- 3. The maximum gross load weight limit for truck tractors equipped with a drop axle ahead of the tandem drive axles shall be the greater of 43,000 pounds or the maximum gross load weight limits established pursuant to RCW 46.44.041 as now or hereafter amended;
- 4. A container chassis with three axles shall be allowed a maximum of forty thousand pounds on those three axles;
- 5. In no circumstances shall any gross load exceed the manufacturer’s equipment weight limits as displayed by the manufacturer on the equipment, including without limitation, the truck tractor, the container chassis and the tires.

(Ord. 27252 § 1; passed Jul. 20, 2004)

**11.55.050 Special Permit to Be Carried.**

The original special permit or a certified copy therefor shall be carried in the truck tractor to which it refers and shall be open to inspection by any law enforcement officer or authorized agent of the City.

(Ord. 27252 § 1; passed Jul. 20, 2004)

**11.55.060 Containers to be Sealed.**

All sealed ocean-going containers shall be accompanied with shipping papers carried in the Truck Tractor showing origin, destination and commodity contained within the sealed ocean-going container. The seal shall be unbroken and affixed with a seal number matching the seal number for the shipping papers.

(Ord. 27252 § 1; passed Jul. 20, 2004)

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### **11.55.070 Certification of Container Chassis.**

The container chassis being moved or operated in combination with the permitted truck tractor under a special permit shall be certified by the Federal Highway Administration and shall display such current certification at the time of movement or operation of the truck tractor and container chassis combination of vehicles.

(Ord. 27252 § 1; passed Jul. 20, 2004)

### **11.55.080 Fees.**

A. All fees pursuant to this Chapter shall be deposited in a restricted fund and shall be subject to appropriation only for expenditures related to the public costs associated with the activities authorized hereby including, the cost of administration, inspection, and policing of such activities and the cost associated with the repair, maintenance and re-construction of those public highways within the heavy haul industrial corridor to the extent damaged or harmed by such over legal weight loads.

B. The following special permit fees shall be paid:

1. Issuance of annual original special permit: \$ 3,000.00
2. Issuance of a duplicate special permit: \$ 14.00
3. Issuance of renewal special permit: \$ 3,000.00
4. Issuance of a replacement special permit: \$ 150.00

C. All fees shall be due and owing at the time the Director approves the issuance of the special permit. No special permit or renewal shall be issued or valid except upon receipt of payment of the fee in full.

(Ord. 27252 § 1; passed Jul. 20, 2004)

### **11.55.090 Enforcement Procedures – Penalties – Rules**

A. Violation. In addition to any other penalties that may be imposed under state law or City ordinance for violation of over legal weight limits, it shall be a traffic infraction for any person to move or operate or cause to be moved or operated, a permitted truck tractor and container chassis combination of vehicles within the heavy haul industrial corridor in violation of a term or condition of the special permit. It is a traffic infraction to direct the loading of a permitted truck tractor and container chassis combination of vehicles with knowledge that it violates the requirements of this Chapter or the special permit and that such combination of vehicles is to be operated within the heavy haul industrial corridor. For purposes of this Section, knowledge shall mean to know of a fact, action or condition that violates a term or condition of the special permit or this Chapter. A person knows a fact, action or condition in circumstances in which a reasonable person in the same position would have such knowledge.

B. Penalties. Upon the first finding of a violation of this subsection 11.55.090.A, a basic penalty shall be assessed of not less than fifty dollars; upon a second finding thereof a basic penalty shall be assessed of not less than seventy-five dollars; and, upon a third or subsequent finding a basic penalty shall be assessed of not less than one hundred dollars. For the purpose of computing the basic penalties and additional penalties to be imposed under this Section 11.55.090, the findings shall be based on the same permitted truck tractor for offenses occurring within a twelve-month period under the same ownership.

C. The penalties imposed pursuant to this Section 11.55.090 shall be in addition to any penalties that may be imposed for violation of the over legal weight provisions under state law or city ordinance. No person may move a truck tractor container chassis combination of vehicles within the heavy haul industrial corridor that is in excess of the over legal weight permits unless such person is fully in compliance with the special permit.

(Ord. 27252 § 1; passed Jul. 20, 2004)

### **11.55.100 Confiscation and Revocation of Special Permit – Hearing.**

1. Confiscation. Any road use compliance or other law enforcement officer who finds any person operating or moving a permitted truck tractor and container chassis combination of vehicles in violation of the conditions of the special permit issued therefore, may confiscate the special permit and forward it to the Director who may return it to the permittee or, for good cause, revoke or suspend it without refund.

2. Revocation or Suspension. The Director may revoke or suspend a special permit for good cause. A special permit shall further be revoked or suspended as follows:

a. Single Special Permit. Upon a finding of a violation of the requirements or conditions of a single special permit when such violation is the third violation of such special permit to have been committed within a 365 day period, such special permit shall be revoked and immediately transmitted to the Director.

b. Multiple Special Permits. Upon a finding of a violation of the requirements or conditions a special permit when such violation is the third violation of any special permit issued to a single transloader to have been committed within a 365 day period, all special permits issued to such transloader shall be suspended for five days and no new special permits shall be issued during that time period. Upon the fourth such finding within a calendar year, all such special permits shall be suspended for 10 days and no new special permits shall be issued during that time period. Upon any subsequent such finding within a calendar year, all such special permits shall be revoked.

3. Eligibility upon Revocation. A truck tractor covered by a revoked special permit is not eligible for issuance of a special permit for a period of thirty days after the date of revocation.

4. Record of Action. The Director shall keep a record of all action taken upon special permits so confiscated, and if a permit is returned to the permittee the action taken by the Director shall be endorsed thereon.

5. Hearing. Any permittee whose special permit is suspended or revoked may, upon request made in writing within five days of the action taken, receive a hearing before the Director to determine if such action was arbitrary and capricious. Upon filing of the hearing request with the Director and until a further order is issued by the Director, such suspension or revocation shall be stayed. After the hearing, the Director may affirm the previous action taken, reinstate any special permit, or revise the previous action taken. In the event that the permittee does not prevail at the hearing, the Director may assess and order the permittee to pay for the administrative costs of the hearing. Failure to pay such costs within 10 days of such order shall be good cause for revocation of the special permit or special permits that is or are the subject of the hearing.

(Ord. 27252 § 1; passed Jul. 20, 2004)



## Chapter 11.60

## AUTOMATED TRAFFIC CAMERA SYSTEMS

## Sections:

- 11.60.010 Authorized use of automated traffic safety cameras.
- 11.60.020 Notice of infraction for automated traffic control system.
- 11.60.030 Request for hearing.
- 11.60.040 Presumption of committed infraction—Presumption Overcome.
- 11.60.050 Infractions processed.
- 11.60.060 Fines.
- 11.60.070 Non-exclusive enforcement.
- 11.60.080 Authorization for use of electronic signatures.

**11.60.010 Authorized use of automated traffic safety cameras.**

A. Law enforcement officers of the City and persons commissioned by the police chief are authorized to use automated traffic safety cameras and related automated systems to detect one or more of the following infractions:

1. Stop light infractions.
2. Railroad crossing violations.
3. School speed zone violations.
4. Speed zone violations, as authorized in RCW 46.63.170.

B. The use of automated traffic safety cameras is subject to the following restrictions:

1. The use of automated traffic safety cameras is restricted to “two arterial intersections” (the intersection of two arterial streets), railroad crossings, school speed zones, and as authorized in RCW 46.63.170.

2. Automated traffic safety cameras may only take pictures of the vehicle and the vehicle license plate and only while the infraction is occurring. Pictures taken by the automated traffic safety camera may not reveal the face of the driver or of the passengers in the vehicle.

C. The City shall clearly mark all locations where automated traffic safety cameras are in use by placing signs in locations that clearly indicate to a driver that he or she is entering a zone where traffic laws are enforced by automated traffic safety camera.

D. For the purpose of this chapter, “automated traffic safety camera” means a device that uses a vehicle sensor installed to work in conjunction with an intersection traffic control system; a railroad grade crossing control system, or a speed measuring device; and a camera synchronized to automatically record one or more sequential photographs, microphotographs, or electronic images of the rear of a motor vehicle at the time the vehicle:

1. fails to stop when facing a steady red traffic control signal; or
2. fails to stop when facing an activated railroad grade crossing control signal; or
3. exceeds a speed limit in a school speed zone as detected by a speed-measuring device; or
4. exceeds a speed limit as detected by a speed-measuring device, authorized in RCW 46.63.170.

(Ord. 28479 Ex. A; passed Dec. 19, 2017; Ord. 27822 Ex. A; passed Jul. 28, 2009; Ord. 27605 § 2 Ex. A; passed Apr. 17, 2007)

**11.60.020 Notice of infraction for automated traffic control system.**

A. Whenever any vehicle is photographed by an automatic traffic safety camera, a notice of infraction shall be mailed to the registered owner of the vehicle within fourteen (14) days of establishing the registered owner’s name and address under this section.

B. If the registered owner of the vehicle is a rental car business, before a notice of infraction is issued, the law enforcement agency will provide a written notice to the rental car business that a notice of infraction may be issued if the rental car business does not within eighteen (18) days of receiving the written notice, provide the issuing agency by return mail:

1. A statement under oath stating the name and known address of the individual driving or renting the vehicle when the infraction occurred; or

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2. A statement under oath stating the business is unable to determine who was driving or renting the vehicle at the time the infraction occurred; or

3. In lieu of identifying the vehicle operator, the rental car business may pay the applicable penalty.

Timely mailing of this statement to the issuing law enforcement agency relieves the rental car business of any liability under this chapter for the notice of infraction.

C. The law enforcement officer issuing the notice of infraction shall include with it a certificate or facsimile thereof, based upon the inspection of photographs, micro-photos, or electronic images by an automated traffic safety camera, stating the facts supporting the notice of infraction. This certificate or facsimile is prima facie evidence of the facts contained in it and is admissible in a proceeding charging a violation under this chapter.

(Ord. 27605 § 2 Ex. A; passed Apr. 17, 2007)

### **11.60.030 Request for hearing.**

A person receiving a notice of infraction based on the evidence detected by an automated traffic safety camera may respond to the notice by mail, or request a hearing.

(Ord. 27605 § 2 Ex. A; passed Apr. 17, 2007)

### **11.60.040 Presumption of committed infraction—Presumption Overcome.**

A. In a traffic infraction case involving an infraction detected through the use of a photo enforcement system under TMC 11.60, as now enacted or hereafter amended, or detected through the use of an automated traffic safety camera under this section, proof that a particular vehicle described in the notice of infraction was in violation of any such provision of TMC 11.60, together with proof that the person named in the notice of infraction was at the time of the violation the registered owner of the vehicle, constitutes a prima facie presumption that the registered owner of the vehicle was the person in control of the vehicle at the point where, and for the time for which the violation occurred.

B. This presumption can be overcome only if the registered owner states, under oath, in a written statement to the court or in testimony before the court that the vehicle involved was, at the time, stolen or in the care, custody, or control of some person other than the registered owner.

(Ord. 27605 § 2 Ex. A; passed Apr. 17, 2007)

### **11.60.050 Infractions processed.**

Infractions detected through the use of automated traffic safety cameras are not part of the registered owner's driving record under RCW 46.52.101 and 46.52.120, as now enacted or hereafter amended. Additionally, infractions generated by the use of automated traffic safety cameras under this section shall be processed in the same manner as parking infractions prosecuted under this code, including for the purposes of RCW 3.46.120, 3.50.100, 3.62.040, 46.16.216, and 46.20.270(3) and any other applicable statutes.

(Ord. 27605 § 2 Ex. A; passed Apr. 17, 2007)

### **11.60.060 Fines.**

The fine for infractions committed pursuant to the provisions of this chapter shall be \$124.

(Ord. 28046 Ex. A; passed Dec. 13, 2011; Ord. 27605 § 2 Ex. A; passed Apr. 17, 2007)

### **11.60.070 Non-exclusive enforcement.**

Nothing in this section prohibits a law enforcement officer from issuing a notice of infraction to a person in control of a vehicle at the time the violation occurs under RCW 46.63.030(1)(a),(b), or (c).

(Ord. 27605 § 2 Ex. A; passed Apr. 17, 2007)

### **11.60.180 Authorization for use of electronic signatures.**

In connection with the traffic safety camera program, the police chief, or his or her designee, is authorized to utilize electronic signatures in accordance with the provisions of chapter 19.34 RCW.

(Ord. 27605 § 2 Ex. A; passed Apr. 17, 2007)