

**ORDINANCE NO. 2015-18**

**AN ORDINANCE OF THE TOWN OF EATONVILLE, WASHINGTON, AMENDING THE EATONVILLE MUNICIPAL CODE BY ESTABLISHING A NEW CHAPTER 10.30 AUTHORIZING THE OPERATION OF WHEELED ALL-TERRAIN VEHICLES WITHIN THE TOWN LIMITS AND WITHIN CERTAIN DESIGNATED AREAS, PROHIBITING CERTAIN CONDUCT THEREON, AND PROVIDING PENALTIES FOR VIOLATION**

**WHEREAS**, the Town of Eatonville recognizes the expanding popularity of wheeled all-terrain vehicles (WATVs) may provide opportunities for a wide variety of uses and outdoor recreation activities and the commerce that is derived therefrom; and

**WHEREAS**, RCW 46.09.360 authorizes a city or town to adopt regulations pertaining to the operation of WATVs on highways within its boundaries provided such regulations are not less stringent than state law; and

**WHEREAS**, allowing the use of WATVs on certain Town streets has been considered by the Town Council's public safety committee and by the Eatonville planning commission, both of which support the adoption of appropriate regulations; and

**WHEREAS**, the Town desires to define areas of use and establish appropriate rules to regulate the operation of WATVs to promote and facilitate responsible WATV activities and recreation with the Town's boundaries; now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF EATONVILLE AS FOLLOWS:**

**Section 1.** The Eatonville Municipal Code is amended by adding a new Chapter 10.30 "Wheeled All-Terrain Vehicles" in the form attached hereto as Exhibit A and incorporated by this reference.

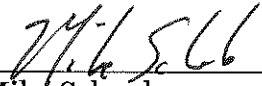
**Section 2.** Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

**Section 3.** This ordinance shall take effect after publication of a summary,

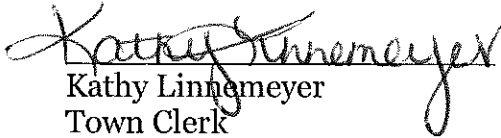
consisting of the title, pursuant to RCW 35.27.300.

1ST READING: 12/14/2015  
2ND READING: WAIVED

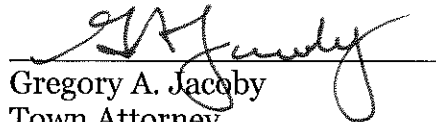
PASSED by the Town Council of the Town of Eatonville and attested by the Clerk  
in authentication of such passage this 14<sup>th</sup> day of December, 2015.

  
\_\_\_\_\_  
Mike Schaub  
Mayor

ATTEST:

  
Kathy Linnemeyer  
Town Clerk

APPROVED AS TO FORM:

  
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Gregory A. Jacoby  
Town Attorney