

**AN ORDINANCE RELATING TO MOTOR VEHICLES;  
PROVIDING FOR THE REGULATION THEREOF AND  
OF PERSONS IN RELATION THERETO; PROHIBITING  
THE PARKING OF UNLICENSED VEHICLES ON COUNTY  
ROADS; ESTABLISHING SPEED LIMITS FOR COUNTY  
ROADS; AND AMENDING ORDINANCE NOS. 110-89 AND 92-1975**

**WHEREAS**, it appears necessary for the protection of the public health, safety, and welfare to adopt certain regulations relating to the parking and operation of motor vehicles on county roads within Wahkiakum County; and

**WHEREAS**, Ordinance No. 110-89 adopted by the Board of County Commissioners on August 8, 1989, contained a typographical error in Section 4 thereof, which rendered the provision inapplicable to all portions of unincorporated Wahkiakum County; and

**WHEREAS**, the Ordinance establishing speed limits for county roads has not been updated since 1975; and

**WHEREAS**, certain County Road names and numbers have been changed since 1975; and

**WHEREAS**, based upon an engineering and traffic investigation completed by the County Road Engineer, the Board of County Commissioners finds that the speed limit for Beaver Creek County Road should be increased to forty (40) miles per hour, which is the maximum reasonable and safe speed for said County Road; and the Board further finds that the maximum speed permitted under RCW 46.61.400 is greater than is reasonable and safe under the conditions found to exist on Beaver Creek County Road;

**NOW, THEREFORE:**

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF WAHAKIAKUM COUNTY, WASHINGTON**, as follows:

**Section 1.** Section 46.55.040 of the Revised Code of Wahkiakum County and Section 4 of Ordinance No. 110-89, adopted by the Board of County Commissioners on August 8, 1989, are each amended to read as follows:

“No person shall stop, stand, or park a vehicle within or upon any county road within the unincorporated areas of Wahkiakum County, Washington, unless said vehicle displays a current and valid vehicle license as prescribed by the laws of the State of Washington. This Section does not apply to disabled vehicles.”

**Section 2.** Section 46.61.400 of the Revised Code of Wahkiakum County and Section 46.61.400 of Ordinance No. 92-1975 adopted by the Board of County Commissioners on October 27, 1975, are each reenacted and amended to read as follows:

**46.61.400 Basic Rule and Maximum Speed Limits.**

(1) No person shall drive a vehicle on a county road at a speed greater than is reasonable and prudent under the conditions and having regard to the actual and potential hazards then existing. In every event speed shall be so controlled as may be necessary to avoid colliding with any person, vehicle or other conveyance on or entering the county road in compliance with legal requirements and the duty of all persons to use due care.

(2) The Washington State traffic laws regulating the speed of vehicles shall be applicable upon all county roads within Wahkiakum County, except as this Ordinance, as authorized by state law, hereby declares and determines upon the basis of engineering and traffic investigation that certain speed regulations shall be applicable upon specified county roads or in certain areas, in which event it is unlawful for any person to drive a vehicle at a speed in excess of any speed so declared in this Ordinance.

(3) It is hereby determined upon the basis of an engineering and traffic investigation that the speed permitted by state law on county roads is greater than is reasonable or safe under the conditions found to exist upon the following roads, and it is hereby declared that the speed limit shall be as herein set forth on those roads or parts of roads herein designated:

(A) No person shall operate a motor vehicle upon the following County Roads in excess of TWENTY MILES PER HOUR, when signs are erected giving notice thereof: Anderson Road (County Road No. 10850); Bjornsgard Road (County Road No. 12730); Boege Road (County Road No. 13450); Butte West Valley Road (County Road No. 12530); Clover Street Road (County Road No. 13452); Covered Bridge Road from milepost 0.00 to milepost 0.2 (County Road No. 11890); Deep River Cemetery Road (County Road No. 10790); E. Malone Road (County Road No. 11570); Fairground Parking Lot (County Road No. 12130); Fairview Road (County Road No. 11870); Grays River Cemetery Road (County Road No. 11750); Hendrickson Road (County Road No. 13190); Keyser Road (County Road No. 13610); Kin Road (County Road No. 10900); Lassala Road (County Road No. 10510); Middle Valley Road from milepost 0.0 to milepost 0.75 (County Road No. 92130); Morgan Drive Road (County Road No. 13492); Mullins Road (County Road No. 12670); N. Hull Creek Road (County Road No. 11780); Oak Point Road (County Road No. 13590); Person Road (County Road No. 10160); Pleasant Point Road (County Road No. 12030); Rangila Road (County Road No. 10740); Rosburg Cemetery Road (County Road No. 11610); Rosburg Community Hall Road (County Road No. 11630); Rosburg School Road (County Road No. 11670); S. Hull Creek Road (County Road No. 11790); Salme Road (County Road No. 10050); Hungry Highway (County Road No. 10110); Naselle River Road (County Road No. 10111); School House Road (County Road No. 93029); Schraum Road (County Road No. 13550); Spruce Street Road (County Road No. 13980); Vaughn Road (County Road No. 12360); W. Malone Road (County Road No. 11530); Wainamo Branch Road (County Road No. 10610); Wainamo Road (County Road No. 10560); Waranka Road (County Road No. 11100); Wirkkala Road (County Road No. 10700); White Road (County Road No. 10170); Wold Road (County Road No. 12320); 2<sup>nd</sup> Street Road; Grays River Street Road; Part Old Hwy Section 16, 9-6; Crooked Creek – Brookfield Road; Mill Creek Road.

(B) No person shall operate a motor vehicle upon the following County Roads in excess of TWENTY-FIVE MILES PER HOUR, when signs are erected giving notice thereof; "E" Street Road (County Road No. 13462); Cochran Drive Road (County Road No. 13454); Fern Hill Road (County Road No. 13380); Kandoll Road (County Road No. 11460); Mattson Road (County Road No. 11150); Raistakka Road (County Road No. 11350); Ridge Road; Seal River Road (County Road No. 11510); Upper Landing Eden Road (County Road No. 11130); West Deep River (County Road No. 10650).

(C) No person shall operate a motor vehicle upon the following County Roads, in excess of THIRTY MILES PER HOUR, when signs are erected giving notice thereof: Altoona-Pillar Rock Road from milepost 6.8 to the end (County Road No. 91000); Brooks Slough Road (County Road No. 13900); Columbia Street (County Road No. 13280); Cross Dike Road (County Road No. 13140); East Birnie Slough Road (County Road No. 93114); East Deep River Road (County Road No. 91110); East Little Island Road (County Road No. 13240); East Sunny Sands Road (County Road No. 93113); Fossil Creek Road (County Road No. 11910); Hedlund Road (County Road No. 13110); Hodgson Road (County Road No. 13570); Hoikka Road (County Road No. 11280); Howard Road (County Road No. 13050); Ingalls Road (County Road No. 12400); Longtain Road (County Road No. 13730); Maki Road (County Road No. 12620); Mill Road (County No. 11410) Mill Road (County Road No. 13470); Miller Point Road (County Road No. 11050); N. Satterlund Road (County Road No. 11970); N. Welcome Slough Road (County Road (County Road No. 93032); Naselle River Road (County Road No. 10111); Oatfield Road (County Road No. 12860); Oneida Road (County Road No. 10150); Peterson Road (County Road No. 12800); S. Satterlund Road (County Road No. 11950); S. Welcome Slough Road (County Road No. 93111); School House Road (County Road No. 93029); Shannon Road (County Road No. 11930); State Road (County Road No. 13020); Steamboat Slough Road (County Road No. 92170); Welcome Slough Road (County Road No. 93110); West Birnie Slough Road (County Road No. 93030); West Little Island Road (County Road No. 13250); West Sunny Sands Road (County Road No. 93112).

(D) No person shall operate a motor vehicle upon the following County Roads in excess of THIRTY-FIVE MILES PER HOUR, when signs are erected giving notice thereof: Barr Road (County Road No. 91170); Covered Bridge Road (County Road No. 11890) from milepost 0.2 to the intersection with Barr Road (County Road No. 91170); East Valley Road (County Road No. 92080); Eden Valley Road (County Road No. 11180); Family Camp Road (County Road No. 13790); Loop Road (County Road No. 91220); Middle Valley Road from milepost 0.75 to the end (County Road No. 92130); Nelson Creek Road (County Road No. 13690); Salmon Creek Road (County Road No. 10030); West Valley Road (County Road No. 12580).

(E) No person shall operate a motor vehicle upon the following County Roads in excess of FORTY MILES PER HOUR, when signs are erected giving notice thereof: Beaver Creek Road (County Road No. 93220); Risk Road (County Road No. 93190).

**Section 3. Savings.** The amendments set forth in this Ordinance shall be construed as to save all infraction and penal proceedings, and proceedings to recover forfeitures, pending at the time of the enactment of this Ordinance.

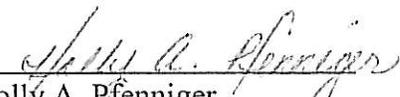
**Section 4. Severability.** If any provision of this Ordinance or its application to any person or circumstance is held invalid, the remainder of this Ordinance or the application of the provision to other persons or circumstances is not affected.

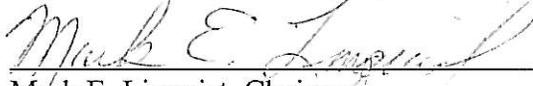
**Section 5. Effective Date.** This Ordinance is necessary for the immediate preservation of the public peace, health, or safety, and it takes effect immediately upon its adoption.

**DULY PASSED AND ADOPTED** in Regular Session following a public hearing thereon this 26<sup>th</sup> day of October, 2004.

**BOARD OF COUNTY COMMISSIONERS OF  
WAHKIAKUM COUNTY, WASHINGTON**

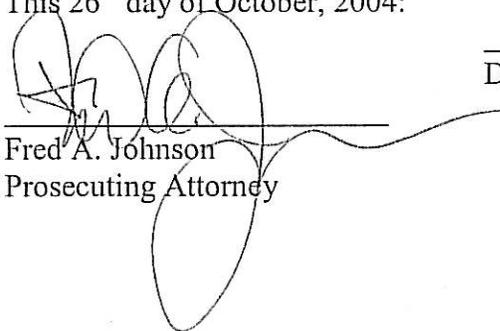
**ATTEST:**

  
Holly A. Pfenniger  
Clerk of the Board

  
Mark E. Linquist, Chairman

  
George A. Trott, Commissioner

**APPROVED AS TO FORM**  
This 26<sup>th</sup> day of October, 2004:

  
Fred A. Johnson  
Prosecuting Attorney

  
Daniel L. Cothren, Commissioner