

**CITY OF SNOHOMISH
Snohomish, Washington**

ORDINANCE 2150

**AN ORDINANCE OF THE CITY OF SNOHOMISH, WASHINGTON
AMENDING THE PENALTY SECTION OF THE CITY'S TRUCK
ROUTE ORDINANCE AND AMENDING ORDINANCE 1391 AND
CHAPTER 11.12 OF THE SNOHOMISH MUNICIPAL CODE**

WHEREAS, in 1978, the City of Snohomish adopted the Truck Route Ordinance, Chapter 11.12 SMC, in order to control the unlimited use and damage by heavy trucks of residential and other streets that are not constructed to withstand truck traffic; and

WHEREAS, it is necessary and appropriate to amend the ordinance's penalty section by increasing the fines and clarifying the section's intent;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SNOHOMISH,
WASHINGTON DO ORDAIN AS FOLLOWS:**

Section 1. Ordinance 1391 and Chapter 11.12 SMC are hereby amended by amending SMC 11.12.080 to read as follows:

11.12.080 Penalties for Violations.

- A. Any person driving a truck in violation of any of the provisions of this chapter, or the terms or conditions of a special permit issued pursuant to this chapter, shall be liable for a traffic infraction, and upon first conviction thereof shall be fined not less than one hundred fifty dollars (\$150) nor more than two hundred dollars (\$200), upon a second conviction thereof be fined not less than two hundred dollars (\$200) nor more than three hundred dollars (\$300), and upon a third or subsequent conviction shall be fined not less than three hundred dollars (\$300).

- B. Any person, partnership, or corporation owning a truck that is driven in violation of any of the provisions of this chapter, or the terms or conditions of a special permit issued pursuant to this chapter, shall be liable for a civil infraction, and upon first conviction thereof shall be fined not less than one hundred fifty dollars (\$150) nor more than two hundred dollars (\$200), upon a second conviction thereof be fined not less than two hundred dollars (\$200) nor more than three hundred dollars (\$300), and upon a third or subsequent conviction shall be fined not less than three hundred dollars (\$300). For purposes of determining the number of convictions, the court may include as prior convictions violations of this chapter by any and all operators of trucks owned by the same person, partnership, or corporation, regardless of the identity of the drivers or trucks involved in the violations of this chapter.

Section 2. This ordinance shall become effective five days after the date of its publication by summary.

ADOPTED by the City Council and **APPROVED** by the Mayor this 6th day of May, 2008.

CITY OF SNOHOMISH

By _____
LYNN SCHILATY, MAYOR PRO-TEM

Attest:

By _____
TORCHIE COREY, CITY CLERK

Approved as to form:

By _____
GRANT K. WEED, CITY ATTORNEY