

ORDINANCE NO. 16069

AN ORDINANCE relating to prohibiting the use of compression brakes on certain roads in Thurston County; and amending section 12.37.197 of the Thurston County Code.

WHEREAS, it is in the public interest to add a certain road to the list of roads on which the use of compression brakes is prohibited; and

WHEREAS, on July 20, 2021 a public hearing was held on the proposed compression brake restriction;

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF THURSTON COUNTY, STATE OF WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Section 12.37.197 of the Thurston County Code is hereby amended to read as follows:

12.37.197 Compression Brakes.

A. Definition of Terms. As used in this section:

1. "Motor vehicles" means and include automobiles, tractors, trucks, trailers and transportation equipment of all kinds and sizes or any combination or combinations of the foregoing.
2. "Brake" means any device used for allowing, halting or stopping the movement of any vehicle.
3. "Compression brakes" means motor vehicle brakes, which are activated or worked by the compression of the engine of the motor vehicle.

B. The use of compression brakes in residential areas within the corporate limits of Thurston County disturbs the peace and quiet and disturbs the residents of the county in their rest and in the enjoyment of their property and by reason thereof, the board of county commissioners finds that the use of such brakes in designated areas to be a public nuisance.

C. The use of compression brakes in the following designated areas within the corporate limits of Thurston County is prohibited:

1. Kimmie Street S.W. in its entirety;
2. 93rd Avenue S.W. in its entirety;
3. Thompson Creek Road S.E. in its entirety;
4. Kuhlman Road S.E. in its entirety;
5. 7th Avenue S.E. from Old Pacific Highway S.E. to Nisqually Cut-Off Road S.E.;
6. Nisqually Cut-Off Road S.E. from 7th Avenue S.E. to Martin Way East;
7. Old Highway 99 S.W. from Old Highway 9 S.W. to SR 12;
8. 7th Avenue S.W. from Kaiser Road S.W. easterly to city limits of Olympia;
9. Mud Bay Road W from Olympia city limits westerly to intersection with Overhulse Road N.W.;
10. Vail Cut-Off Road S.E. in its entirety;
11. Old Highway 99 S.E. from Violet Prairie Road S.E. to the Tenino City Limits;
12. Pacific Avenue S.E. from Lacey City Limits to Rockcress Drive S.E.;
13. Vail Loop Road S.E. from Vail Cut-Off Road S.E. to Mulqueen Road S.E.;
14. SR 507 from Rainier city limits south to a point 0.8 miles south of Vail Cut-Off Road S.E. (Weyerhaeuser Railroad Tracks);
15. Marvin Road S.E. (SR 510) from Pacific Avenue S.E. to Lacey city limits;
16. 88th Avenue S.W. from Burlington Northern Railroad crossing to westerly end of road;

17. SR 12 from Pecan Street S.W. to Interstate 5, and one-half mile west of Albany St S.W. to Roseburg St S.W.;

18. Vail Road S.E. in its entirety;

19. Northbound lanes of I-5 from Exit 111 (Marvin Rd) to Pierce County line;

20. Hawks Prairie Road N.E. in its entirety;

21. Rainier Rd S.E. from Stedman Rd S.E. to 0.25 mile north of 86th Ave S.E.;

22. Fir Tree Rd S.E. from 89th Ave S.E. to Rainier Rd S.E.;

23. Sleater-Kinney Rd N.E. from 36th Ave S.E. to South Bay Rd S.E.;

24. Steadman Rd S.E. in its entirety;

25. Waldrick Rd S.E. from Connet Ln S.E. to Military Rd S.E.; and

26. Littlerock Road SW between Albany Road SW and Sargent Road SW.

D. The director of public works or designee is directed to erect at those areas designated in subsection C of this section appropriate signs indicating the prohibition in such areas of the use of compression brakes.

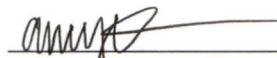
E. Violation of this section shall constitute a misdemeanor. It shall not be deemed a misdemeanor if an emergency situation exists and the use of compression brakes is necessary for the protection of persons or property.

Section 2. Severability. If any provision of this ordinance is declared unconstitutional, or the applicability thereof to any person or circumstance is held invalid, illegal, or unenforceable by any court or agency of competent jurisdiction, the remainder of the ordinance and its applicability to other persons and circumstances shall not be affected thereby.

Section 3. Effective Date. This ordinance shall take effect 20 days after its passage.

ADOPTED: August 31, 2021

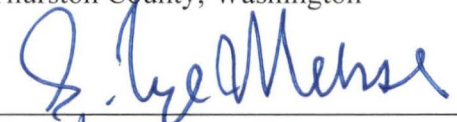
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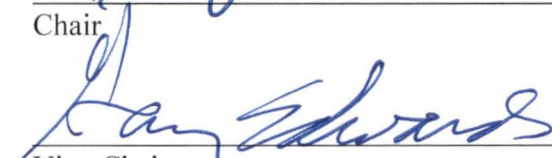

Clerk of the Board

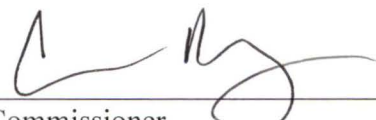
APPROVED AS TO FORM:
JON TUNHEIM
PROSECUTING ATTORNEY

By: 
Deputy Prosecuting Attorney

BOARD OF COUNTY COMMISSIONERS
Thurston County, Washington


Chair


Vice-Chair


Commissioner

CODIFY