

ORDINANCE NO 22-0788

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF SPOKANE COUNTY, WASHINGTON PERTAINING TO USE OF WHEELED ALL-TERRAIN VEHICLES

WHEREAS, pursuant to the Constitution and laws of the State of Washington, Spokane County, Washington is a class A county duly organized and existing; and

WHEREAS, pursuant to RCW 36.01.030, the powers of Spokane County can only be exercised through the Board of County Commissioners of Spokane County, Washington (“Board” or “Board of County Commissioners”); and

WHEREAS, pursuant to RCW 36.32.120(6), the Board has the care of County property and the management of County funds and business; and

WHEREAS, pursuant to RCW 46.09.455, persons may operate wheeled all-terrain vehicles (“WATVs”) on public roads within Spokane County only if the County adopts an ordinance so approving the operation of WATVs; and

WHEREAS, after holding a public hearing on this matter, the Board finds that approving the use of WATVs on public roads within Spokane County pursuant to chapter 46.09 RCW would be of benefit to the County.

NOW THEREFORE BE IT ORDAINED by the Board of County Commissioners of Spokane County, Washington as follows:

WHEELED ALL-TERRAIN VEHICLES

Purpose

The purpose of this chapter is to regulate the use of wheeled all-terrain vehicles (WATVs) pursuant to chapter 46.09 RCW.

Applicability

This chapter shall apply to operation of wheeled all-terrain vehicles on county roads in unincorporated areas of Spokane County, Washington.

Definitions

The definitions found in chapters 46.04 and 46.09 RCW, as now or hereafter amended, are incorporated herein and apply to this chapter.

Authorized uses for wheeled all-terrain vehicles

Within unincorporated Spokane County:

1. A person may operate a wheeled all-terrain vehicle upon a segment of a state highway listed in chapter 47.17 RCW that has a speed limit is thirty-five miles per hour or less.
2. A person may operate a wheeled all-terrain vehicle on a public roadway, not including nonhighway roads and trails, having a speed limit of thirty-five miles per hour or less.

Other requirements

Any person who operates a wheeled all-terrain vehicle pursuant to this chapter must:

1. Meet all license, registration, permit, and other requirements set forth in chapter 46.09 RCW, as now or hereafter amended;
2. Carry proof of current liability insurance in compliance with, and with coverage limits at least equivalent to, the amounts set forth in chapter 46.29 RCW, as now or hereafter amended;
3. Obey all local, state, and federal traffic laws, rules, and regulations, including but not limited to rules of the road, traffic law or code, parking regulations, and road closures or restrictions, unless otherwise expressly exempted by law; and
4. Obey all posted speed limits.

Violations and penalties

Any person who violates the provisions of this chapter shall be subject to penalty as provided in chapter 46.09 RCW, as now or hereafter amended.

Severability

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 shall not be affected.

[SIGNATURE PAGE FOLLOWS]

PASSED AND ADOPTED this 29th day of November 2022.



BOARD OF COUNTY COMMISSIONERS
OF SPOKANE COUNTY, WASHINGTON

Mary L. Kenev
MARY L. KENEV, Chair

Al French
AL FRENCH, Vice-Chair

ATTEST:

Ginna Vasquez
Ginna Vasquez, Clerk of the Board

Josh Kerns
JOSH KERNS, Commissioner