

ORDINANCE NO. 23-1283

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST PARK, WASHINGTON AMENDING SECTION 10.06.010 OF THE LAKE FOREST PARK MUNICIPAL CODE, AUTOMATED TRAFFIC CAMERAS – DETECTION OF VIOLATIONS – RESTRICTIONS, PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, in 2008 the City Council adopted chapter 10.06 in the Lake Forest Park Municipal Code (“LFPMC”), Automated Traffic Safety Cameras, as authorized by chapter 46.63 RCW; and

WHEREAS, in 2022, the Washington State Legislature adopted amendments to RCW 46.63.170 authorizing use of automated traffic safety cameras to detect speed violations on any roadway identified in a school walk area, public park speed zone, hospital speed zones, or in zones subject to specified restrictions and penalties on racing and race attendance (together “New Traffic Safety Cameras”); and

WHEREAS, the above statutory amendment also requires that 50% of the noninterest money received by a city in excess of the cost to install, operate, and maintain New Traffic Safety Cameras shall be remitted to the state for deposit into a transportation safety account; and that the remaining 50% retained by a city must be used only for improvements to equitable access and mobility for persons with disabilities; and

WHEREAS, the City Council is interested in authorizing the installation of traffic safety cameras for school walk areas, public park speed zones, and zones subject to specified restrictions and penalties on racing and race attendance in Lake Forest Park;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKE FOREST PARK, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. AMENDMENT. LFPMC 10.06.010, Automated traffic cameras – Detection of violations- Restrictions shall be amended as follows:

LFPMC 10.06.010 Automated traffic safety cameras – Detection of violations – Restrictions.

A. City law enforcement officers and persons commissioned by the Lake Forest Park police chief are authorized to use automated traffic cameras and related automated systems to detect and record the image of: (1) stoplight violations at the intersection of

two arterials; ~~and~~ (2) school speed zone violations; (3) speed zone violations on any roadway identified in a school walk area as defined by RCW 28A.160.160; (4) speed zone violations in public park speeds zone as defined in RCW 46.63.170(b)(ii); and (5) speed violations when the location is in an area within the city limits designated by ordinance as a zone subject to specified restrictions and penalties on racing and race attendance. Provided, however, pictures of the vehicle and the vehicle license plate may be taken only while an infraction is occurring, and the picture shall not reveal the face of the driver or of any passengers in the vehicle.

B. Before adding additional cameras or relocating any existing camera to a new location, an analysis of the locations where automatic traffic safety cameras are proposed must be presented to the City Council.

C.B. Each location where an automated safety camera is used shall be clearly marked by signs placed in locations that clearly indicate to a driver that the driver is entering a zone where traffic laws are enforced by an automated traffic safety camera.

D.C. “Automated traffic safety camera” means a device that uses a vehicle sensor installed to work in conjunction with an intersection traffic control system or a speed measuring device, and a camera synchronized to automatically record one or more sequenced photographs, microphotographs or electronic images of the rear of a motor vehicle whenever a vehicle fails to stop when facing a steady red traffic control signal or exceeds a speed limit to a school speed zone as detected by a speed measuring device.

Section 2. SEVERABILITY. Should any portion of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 3. CORRECTIONS. The City Clerk is authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener’s/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

Section 4. EFFECTIVE DATE. This ordinance shall take effect five (5) days after passage and publication.

APPROVED BY A MAJORITY of the Lake Forest Park City Council this ____ day of _____, 2023.

APPROVED:

Jeff Johnson
Mayor

ATTEST/AUTHENTICATED:

Matthew McLean
City Clerk

APPROVED AS TO FORM:

Kim Adams Pratt
City Attorney

Introduced: _____
Adopted: _____
Posted: _____
Published: _____
Effective: _____