

Chapter 8.08 - NOISE CONTROL

Sections:

Footnotes:

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For statutory provisions on noise control, see RCW Ch. 70.107.

8.08.010 - Statutory provisions adopted.

The following sections of the Revised Code of Washington are adopted by reference, three copies thereof having heretofore been filed in the office of the clerk-treasurer for use and examination by the public:

- A. 9.27.020, Disturbance on Highway;
- B. 9.66.030, Maintaining or Permitting Nuisance;
- C. 9.66.040, Abatement of Nuisance;
- D. 70.107.050, Civil Penalties;
- E. 70.107.070, Rules Relating to Motor Vehicles—Violations-Penalties.

(Ord. 664 §1, 1975).

8.08.020 - State regulations adopted-Copies on file.

The following sections of the Washington Administrative Code (WAC) are adopted by reference, three copies thereof having heretofore been filed in the office of the clerk-treasurer for use and examination by the public:

- A. Motor Vehicle Noise Performance Standards.
 - 1. WAC 173-62-020 Definitions,
 - 2. WAC 173-62-030 Standards,
 - 3. WAC 173-62-040 Exemptions,
 - 4. WAC 173-62-060 Enforcements;
- B. Maximum Environmental Noise Levels.
 - 1. WAC 173-60-020 Definitions,
 - 2. WAC 173-60-030 Identification of Environments,
 - 3. WAC 173-60-040 Maximum Permissible Environmental Noise Levels,
 - 4. WAC 173-60-050 Exemptions,
 - 5. WAC 173-60-090 Enforcement Policy.

(Ord. 664 §2, 1975).

8.08.030 - Locomotive horns at Russell Street Crossing-Prohibited.

All persons, including corporations, are prohibited from sounding locomotive horns within one-half mile of the Russell Street crossing in the city, any hour of the day or night, except in exigent circumstances.

Exigent circumstances shall include but not be limited to the following:

- A. Another train or other railroad equipment on the same tracks, or preparing or appearing to switch over to the same tracks;
- B. The presence of persons and/or vehicles on the tracks but not within the Russell Street crossing boundaries;
- C. The presence of persons, and/or vehicles which appear to be in use, dangerously close to the tracks;
- D. The presence of persons or vehicles within the Russell Street crossing boundary after automatic crossing gates have dropped;
- E. The presence of persons or vehicles in or out of the Russell street crossing boundaries who appear to be moving toward the tracks with the apparent purpose of beating the train across the tracks, or with the apparent purpose of colliding with or being run over by the train, or persons or vehicles who appear to be attempting to drive, ride, walk, run or otherwise propel themselves around or through the crossing gates;
- F. Times when the engineer or other control persons perceive that the crossing gates are not going down in spite of the passage of the train across or in front of the switching mechanisms meant to put the gates into operation;
- G. Times when the engineer or other control persons are notified that the crossing gates are not going down, and thus are out of repair, in spite of the passage of trains across the switching mechanisms meant to put the gates into operation;
- H. Other situations in which users of the railroad tracks and the city jointly identify in writing as appropriate, and not inconsistent with the purpose of this section for the sounding of train horns.

Each sounding of a train whistle shall constitute a separate violation and shall be a class 1 civil infraction pursuant to Chapter 1.18 of this code.

(Ord. 902 §1, 1995).