

**GRANDVIEW CITY COUNCIL
COMMITTEE-OF-THE-WHOLE
MEETING AGENDA
TUESDAY, JANUARY 26, 2021**



Governor Proclamation 20-28.15 continues the prohibition on "in-person" meetings. This meeting will be available via teleconference. For meeting information and instructions, please contact City Hall at (509) 882-9200.

COMMITTEE-OF-THE-WHOLE MEETING – 6:00 PM

PAGE

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT** – At this time the public may address the Council on any topic whether on the agenda or not, except those scheduled for public hearing.
- 4. NEW BUSINESS**
 - A. Resolution authorizing the Mayor to sign the 2021 Yakima County Technology Services Interlocal Agreement 1-9
 - B. Resolution approving an Interlocal Agreement between the City of Toppenish, City of Grandview, City of Moxee, City of Sunnyside and Yakima County for their respective Police Departments and its Sheriff's Office to share the use and costs of a vehicle equipped to help apprehend car thieves which is commonly referred to as a bait car 10-17
 - C. Ordinance adopting a new Chapter 10.70 of the Grandview Municipal Code Entitled Wheeled-All Terrain Vehicles 18-55
 - D. Community Website Development Update – Councilmembers Ozuna & Everett 56-58
- 5. OTHER BUSINESS**
- 6. ADJOURNMENT**

The City of Grandview Committee-of-the-Whole and Regular Council Meetings scheduled for Tuesday, January 26, 2021 at 6:00 pm and 7:00 pm will only be available via teleconference.

Please join the meeting from your computer, tablet or smartphone.

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**CITY OF GRANDVIEW
AGENDA ITEM HISTORY/COMMENTARY
COMMITTEE-OF-THE-WHOLE MEETING**

ITEM TITLE

Resolution authorizing the Mayor to sign the 2021 Yakima County Technology Services Interlocal Agreement

AGENDA NO.: New Business 4 (A)

AGENDA DATE: January 26, 2021

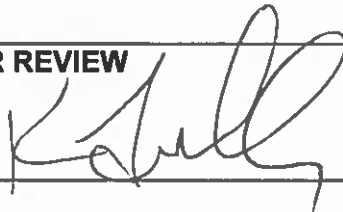
DEPARTMENT

Police Department

FUNDING CERTIFICATION (City Treasurer)
(If applicable)

DEPARTMENT DIRECTOR REVIEW

Kal Fuller, Police Chief



CITY ADMINISTRATOR

MAYOR



ITEM HISTORY (Previous council reviews, action related to this item, and other pertinent history)

The Grandview Police Department contracts with Yakima County Technology Services to provide internet collections, mobile data terminal connections, and related support services. This contract represents a continuation of current services through 2021.

ITEM COMMENTARY (Background, discussion, key points, recommendations, etc.) Please identify any or all impacts this proposed action would have on the City budget, personnel resources, and/or residents.

The 2021 Yakima County Technology Services Interlocal Agreement is the same as prior years. The basic rates remain the same as 2019. An additional \$300.00 will be charged in 2021 for an extra 1 Mb of dedicated bandwidth to handle increased traffic over the fiber optic network.

ACTION PROPOSED

Move a resolution authorizing the Mayor to sign the 2021 Yakima County Technology Services Interlocal Agreement to a regular Council meeting for consideration.



Yakima County Technology Services

Yakima County Technology Building
217 North 1st Street
Yakima, WA 98901

Phone: (509)574-2000 - FAX: (509)574-2001

Internet: www.co.yakima.wa.us

INTER-LOCAL AGREEMENT

Yakima County Technology Services
217 N First Street
Yakima, WA 98901

Agency	<u>Grandview Police Department</u>
Street Address	<u>207 West Second Street</u>
City, State, Zip	<u>Grandview, WA 98930</u>

1. Purpose

This Inter-Local Agreement Number, 2021-014 (ILA) is executed by Yakima County Technology Services (YCTS) and Grandview Police Department. This ILA sets forth the obligations of the parties with respect to YCTS' provision of business related technology services. Grandview Police Department will be referred to in this document as 'the Customer', and Yakima County will be referred to as 'the County'.

2. Term and Termination

The term of this ILA is effective upon the date of execution by both parties and shall remain in full force and effect through one year. Renewal will occur upon customer signing a new Inter-Local Agreement Attachment A: Service Locations and Costs form which the county will send out yearly. The attachment A renewal form will include any price changes.

This Agreement will not be in effect during any period of interruption to YCTS' processing capability which is caused by a disaster, as declared by the Director of YCTS.

3. Scope of Agreement

The scope of this agreement includes the Inter-Local Agreement and Attachment A: Services, Locations and Costs, Attachment B: Terms of Service, and Attachment C: Disclosure.

All information and data produced by and for the customer is the property of the customer who is solely responsible for its stewardship, retention and production, according to the applicable laws and statutes of the State of Washington. Data and information will be made available to the customer in an agreed to form suitable to migration, should this ILA be terminated.

4. Service Costs, Billing and Termination Liability

The customer agrees to pay YCTS all nonrecurring costs (purchase, configuration and installation) and recurring yearly costs, fees, and charges associated with the Services that are requested. The rates for the yearly charges for the 2021 fiscal year are listed in Attachment A.

YCTS will bill the customer:

Annual ☒ Monthly ☐ Quarterly ☐

for these services, with billing commencing on the date of acceptance of services to that site. Recurring yearly costs for services are recalculated each year. By signing a Services and Costs form yearly, the customer agrees to pay for services at that year's prices.

Renewal will be automatic unless termination notification is given in writing 90 days in advance. Customer agrees to pay any termination liability assessed by a third party vendor on YCTS.

5. Technology Services Help Desk

The YCTS Help Desk is staffed 8 hours per day, 5 days a week. The Help Desk telephone number is 509-574-2000.

There may be some shifts during normal business hours when a technician is not immediately available. If the phone is busy or if the technician is away from the phone working on other problems, the caller will be asked to leave a voice mail message.

6. Network Maintenance

YCTS reserves the right to schedule and to perform system maintenance as necessary. Notification is typically provided by e-mail five days in advance unless an emergency exists.

7. Problem Management

Problem Reporting

The YCTS Help Desk will collect information from the customer and open an electronic trouble ticket. Information needed for problem reporting and tracking will include:

- a. name of person reporting problem
- b. return call telephone number
- c. person and location experiencing the problem
- d. description of the problem
- e. when the problem started

The YCTS Help Desk typically refers problem tickets to technicians, during working hours, within ½ hour of initial receipt of the problem report. All requests for service should be routed through the County help desk.

Most problems will be resolved during business hours. Those issues that are deemed to be critical in nature may be addressed after hours when approved by YCTS.

Problem Resolution

A problem will be considered resolved when the service becomes fully functional again and service performance is acceptable to the customer.

8. Inter-local Agreement Changes

The ILA may be modified at any time upon mutual written agreement of the parties. All such modifications will be made as an amendment to the ILA and will take precedence over the original ILA. No modifications will be effective until they are attached to the Inter-Local Agreement and mutually executed by both parties.

9. Authorization/Acceptance

This ILA constitutes the entire agreement between the parties and supersedes all other communication, written or oral, related to the subject matter of this ILA. Customer hereby authorizes YCTS to perform the services described. The Parties hereby acknowledge and accept the terms and conditions of the ILA.

Attachment A

ILA Grandview Police Department 2021-014

Services, Locations, and Costs

Annual Cost of Services Provided to Customer by Yakima County			
Prepared: 9/18/2020			
Description	Quantity	Unit Cost	Annual Cost
Internet Access – outside county network Mb	5	\$103.00	\$515.00
Netmotion Vendor Support	12	\$79.83	\$957.96
1 Mb Dedicated Bandwidth	1	\$741.60	\$741.60
Total			\$2,214.56

Rates are reviewed and adjusted annually. Call out for support outside of normal business hours will be charged at \$150/hour with one hour minimum. After hours support may require additional costs for overtime and other expenses.

Only services and/or support items listed are included in this agreement. Other services and support may be negotiated upon request.

No software license fees are included in this agreement.

Contact Information

ILA management and correspondence regarding this ILA should be directed to:

Customer Contact		YCTS Contact	
Name	Kal Fuller	Name	Kevin Wickenhagen
Agency Name	Grandview Police Department	Agency Name	Yakima County Technology Services
Street Address	207 West Second Street	Street Address	217 N. First Street
City, State, Zip	Grandview, WA 98930	City, State, Zip	Yakima WA 98901
Phone:	509 882-2000	Phone:	509-574-1992
Email:	Kal.Fuller@grandviewpd.us	Email:	kevin.wickenhagen@co.yakima.wa.us

Here is the list of address of all servicing location (s).

Servicing Location (s) Address:	
1	201 West 2nd Street Grandview, WA 98930

Please provide a point of contact to coordinate technical services, maintenance windows, planned outages and unexpected issues.

Technical Customer Contact	
Name	Kal Fuller
Position	Police Chief
Telephone	(509) 882-2000
Alternate Phone:	
Email:	Kal.fuller@grandviewpd.us

Please provide the point of contact for billing.

Billing Customer Contact	
Name	Mike Hopp
Street Address	207 West Second Street
City, State, Zip	Grandview, WA 98930
Phone:	509 882-2000
Email:	Mike.hoop@grandviewpd.us

Attachment B
ILA Grandview Police Department 2021-014

Terms of Service

1. **Ownership of equipment:**
 - a. Customer will be the owner of all equipment
 - b. County will be steward of all network equipment regardless of ownership.
2. **Purchase of equipment:**
 - a. If owned by customer then customer must pay vendor in full
 - b. If County owned County must pay and bill as appropriate
3. **Maintenance of equipment:**
 - a. Maintenance will be defined as those activities required to keep the domain running at peak efficiency. This will include configuration, repair and troubleshooting.
4. **Administration of equipment:**
 - a. County to administer domain operations
 - b. Replacement funding
 - i. If County owned, county responsibility
 - ii. If customer owned, customer responsibility
 - c. Administration costs
 - i. Included in customer rates for normal administration
 - ii. Billable for extraordinary operations
 1. Negotiated prior to operation taking place
 2. Billed at then current rates
5. **Specific deliverables:**
 - a. Operations
 - i. Yakima County agrees to provide all services listed in Attachment A on a best effort basis. Yakima County maintains emergency outage protocols, alternate network pathways and spare equipment but does not guarantee operational uptime or speed of data transmission.
 - ii. The customer agrees to provide a list of persons authorized to approve operational changes in services to include user accounts, security settings, for additions, modifications and deletions.
 - iii. The customer agrees to provide a mutually agreed upon individual contact for service delivery issues.
 - iv. The customer agrees to provide adequate workspace, furniture and phone for on-site county workstation support personnel.
 - v. The customer agrees to provide a site location acceptable to the County for placing Yakima County equipment related to the delivery of services provided for in this agreement.
 - vi. Virus protection will be purchased by the customer, installed at the computer level and the customer's responsibility to keep virus definition files updated to the latest version. It shall be the responsibility of the County to keep the virus definition files updated to the latest version, if said service is contracted with the county.
 - vii. County and the customer agree to cooperate together in good faith to accomplish operational goals that benefit the customer and County constituents.

6. Administration

a. Inform County Technology Services Admin regarding any changes of status in writing

i. Email will work as long as it has all of the required elements.

1. What is changing
2. When is it scheduled to change
3. Who will be affected
4. How will they be affected
5. Who will make the change
6. Why is change necessary
7. How long will the change take
8. CC will be sent to all persons for all changes.

b. Hours of operations

Normal Business hours:	8:00 AM to 5:00 PM Monday through Friday
Critical business hours:	To be determined with customer

c. Troubleshooting after business hours

i. Call Out

1. Specific procedures will be provided to the customer in writing
2. Updates will be provided by County as necessary
3. All initial calls will be directed to County Help Desk at 574-2000 at all hours.

ii. Response time window

1. 30 Minutes from time of initial call to first returned call
2. Subsequent actions will be based upon Yakima County's priority matrix which will be provided to the customer.

iii. Response procedures will be provided to the customer in writing and updated as necessary by County

iv. Troubleshooting by County that is found to be caused by the customer will be reimbursed at the customer's expense.

v. Mileage will be charged and reimbursed at current county rate, if appropriate.

vi. Access to the customer's facilities and equipment to be ensured by the customer.

vii. Hourly charge for a call out outside of normal business hours is identified in Attachment A.

Attachment C
ILA Grandview Police Department 2021-014

Disclosure

1. Nondisclosure of Confidential and Personal Information

Yakima County acknowledges that some of the material and information that may come into its possession or knowledge in connection with this contract or its performance may consist of information that is exempt from disclosure to the public or other unauthorized persons under Chapter 42.56 RCW, or other state or federal statutes ("confidential information"). Confidential information includes, but is not limited to, names, addresses, Social Security numbers, financial profiles, credit card information, driver's license numbers, medical data, agency source code or object code, agency security data, etc or information identifiable to an individual that relates to any of these types of information. Yakima County agrees to hold confidential information in strictest confidence and not to make use of confidential information for any purpose other than the performance of this contract, to release it only to authorized employees or subcontractors requiring such information for the purposes of carrying out this contract, and not to release, divulge, publish, transfer, sell, disclose, or otherwise make the information known to any other party without purchaser's express written consent or as provided by law unless such disclosure is required by law. Yakima County agrees to release such information or material only to employees or subcontractors who have signed a non-disclosure agreement, the terms of which have been previously approved by purchaser. Yakima County agrees to implement physical, electronic, and managerial safeguards to prevent unauthorized access to Confidential Information.

"Personal information" including, but not limited to, "protected health information" (PHI) under the Health Insurance Portability and Accountability Act (HIPAA), individuals' social security numbers collected, used, or acquired in connection with this contract shall be protected against unauthorized use, disclosure, modification or loss.

HIPAA establishes national minimum standards for the use and disclosure of certain health information. Yakima County must comply with all HIPAA requirements and rules when determined applicable by the purchaser. If purchaser determines that (1) purchaser is a "covered entity" under HIPAA, and that (2) Yakima County will perform "business associate" services and activities covered under HIPAA, then at purchaser's request, Yakima County agrees to execute purchaser's business associate contract in compliance with HIPAA.

Yakima County shall ensure its directors, officers, employees, subcontractors or agents use personal information solely for the purposes of accomplishing the services set forth herein.

Yakima County and its subcontractors agree not to release, divulge, publish, transfer, sell or otherwise make known to unauthorized persons personal information without the express written consent of the agency or as otherwise required by law.

Any breach of this provision may result in termination of the contract and demand for return of all personal information. Yakima County agrees to indemnify and hold harmless the State of Washington and the purchaser for any damages related to both: (1) Yakima County's unauthorized use of personal information and (2) the unauthorized use of personal information by unauthorized persons as a result of Yakima County's failure to sufficiently protect against unauthorized use, disclosure, modification, or loss.

2. Compelled Disclosure of Information

Notwithstanding anything in the foregoing to the contrary, Yakima County may disclose data pursuant to any governmental, judicial, or administrative order, subpoena, discovery request, regulatory request or similar method, provided that Yakima County promptly notifies, to the extent practicable, the customer in writing of such demand for disclosure so that the customer, at its sole expense, may seek to make such disclosure subject to a protective order or other appropriate remedy to preserve the confidentiality of the information; provided that Yakima County will disclose only that portion of the requested information that, in the written opinion of its legal counsel, it is required to disclose. Yakima County agrees that it shall not oppose and shall cooperate with efforts by, to the extent practicable, the customer with respect to any such request for a protective order or other relief. Notwithstanding the foregoing, if the customer is unable to obtain or does not seek a protective order and Yakima County is legally requested or required to disclose such information, disclosure of such information may be made without liability.

3. Public Information Requests

- a. The customer will be responsible for providing the tools to recover email for a public information request.
- b. The County will install and maintain those tools as a part of the process of supporting the customer's email system.
- c. The customer will be responsible for using those tools to recover email for a public information request.
- d. Customer agrees that fulfillment of a Public Information Request will result in additional hourly costs at the current hourly rate.

IN WITNESS WHEREOF, the parties have executed this Inter-local Agreement.


APPROVED
Yakima County Technology Services

APPROVED
City of Grandview



Signature

Signature
Gloria Mendoza, Mayor



Date

Date

**CITY OF GRANDVIEW
AGENDA ITEM HISTORY/COMMENTARY
COMMITTEE-OF-THE-WHOLE MEETING**

ITEM TITLE

Resolution approving an Interlocal Agreement between the City of Toppenish, City of Grandview, City of Moxee, City of Sunnyside and Yakima County for their respective Police Departments and its Sheriff's Office to share the use and costs of a vehicle equipped to help apprehend car thieves which is commonly referred to as a bait car

AGENDA NO.: New Business 4 (B)

AGENDA DATE: January 26, 2021

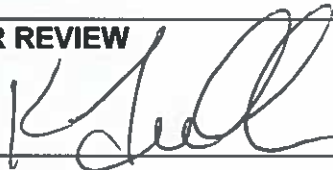
DEPARTMENT

Police Department

FUNDING CERTIFICATION (City Treasurer)
(If applicable)

DEPARTMENT DIRECTOR REVIEW

Kal Fuller, Police Chief



CITY ADMINISTRATOR

MAYOR



ITEM HISTORY (Previous council reviews, action related to this item, and other pertinent history)

Yakima County as a whole, and the City of Grandview as a municipality, have ongoing problems with motor vehicle thefts. Grandview had approximately 50 vehicles stolen in 2020. The Yakima County Sheriff's Office, City of Toppenish, City of Moxee, City of Sunnyside, and City of Grandview Police Departments have banded together in a program to help address vehicle thefts.

ITEM COMMENTARY (Background, discussion, key points, recommendations, etc.) Please identify any or all impacts this proposed action would have on the City budget, personnel resources, and/or residents.

The proposed program to address auto thefts centers around using what is commonly called a bait car. A bait car is a vehicle equipped to help apprehend car thieves. It does this by having video recording and tracking capabilities hidden in an older vehicle that would be of interest to auto thieves.

The attached Interlocal Agreement sets out the sharing of costs for a bait car program. The initial expense for Grandview's portion would be \$1,700 for the first year and an estimated \$400.00 per year after that, as long as the program continues. This money was included in the 2021 budget.

The Interlocal Agreement has been reviewed by the City Attorney.

ACTION PROPOSED

Move a resolution approving an Interlocal Agreement between the City of Toppenish, City of Grandview, City of Moxee, City of Sunnyside and Yakima County for their respective Police Departments and its Sheriff's Office to share the use and costs of a vehicle equipped to help apprehend car thieves which is commonly referred to as a bait car to a regular Council meeting for consideration.

GRANDVIEW POLICE DEPARTMENT

207 W. 2ND STREET, GRANDVIEW, WA 98930 TELEPHONE (509) 882-2000
FAX (509) 882-1232



KAL FULLER
Chief of Police

Date: 01/07/20201
To: Cus Arteaga, City Administrator
From: Kal Fuller, Chief of Police
Re: Bait Car Program

Toppenish PD has been the coordinating agency for a proposed bait car program.

A bait car is an older vehicle that is outfitted with electronic equipment that allows it to be tracked if stolen. The inside of the vehicle has hidden video cameras to record the suspects. The bait car is left in high theft locations with the electronic tracking system activated. If the car is stolen the location of the vehicle is transmitted to police to locate it and arrest the driver.

Car theft has been an increasing issue throughout the entire county. So far this year Grandview has had about 60 stolen vehicles. We have a normal number of vehicles stolen each year that are warming up with keys in the ignition. That is hard to address from a crime prevention standpoint. The last couple months, however, we had an increase in thefts of vehicles that were targeted for stripping parts off. This is the type of crime that we can take a proactive approach to combat.

Grandview's share of the program will be an initial amount of about \$1,700 dollars and an ongoing yearly charge of \$400.00. This amount could vary in future years depending on how many agencies participate.

Money for this program was included in my Yakima County Law and Justice Tax Fund under Operating Supplies.

With your permission I would like to submit the Interlocal Agreement for the Bait Car program to the city attorney to review. If he approves the document, I would like to present the Agreement to the council for Approval and signature by the Mayor.

Respectfully,

Kal Fuller

Kal Fuller
Chief of Police

REVIEWED AND APPROVED

C. Arteaga

DATE: 1-21-2021

RESOLUTION NO. 2021-_____

**A RESOLUTION OF THE CITY OF GRANDVIEW, WASHINGTON,
APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF
TOPPENISH, CITY OF GRANDVIEW, CITY OF MOXEE, CITY OF SUNNYSIDE
AND YAKIMA COUNTY FOR THEIR RESPECTIVE POLICE DEPARTMENTS
AND ITS SHERIFF'S OFFICE TO SHARE THE USE AND COSTS OF A VEHICLE
EQUIPPED TO HELP APPREHEND CAR THIEVES WHICH IS COMMONLY
REFERRED TO AS A BAIT CAR**

WHEREAS, the Grandview Police Department desires to partner with other law enforcement agencies to share the costs and usage of a bait car to be conveyed to the Toppenish Police Department by the Yakima County Sheriff's Office without charge; and,

WHEREAS, the Toppenish Police Department wishes to take title to said bait car and to administer this Agreement for the benefit of the City of Toppenish, Grandview, Moxee, Sunnyside and of Yakima County through their respective law enforcement agencies;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRANDVIEW, AS FOLLOWS:

The Interlocal Agreement between the City of Toppenish, City of Grandview, City of Moxee, City of Sunnyside and Yakima County for their respective Police Departments and its Sheriff's Office to share the use and costs of a vehicle equipped to help apprehend car thieves which is commonly referred to as a bait car is approved and the Mayor is hereby authorized and directed to sign the Agreement on behalf of the City of Grandview to be administered by the Toppenish Police Department in the form attached hereto and incorporated herein by this reference.

PASSED by the **CITY COUNCIL** and **APPROVED** by the **MAYOR** at its regular meeting on _____, 2021.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

INTERLOCAL AGREEMENT

BETWEEN

THE CITY OF TOPPENISH, CITY OF GRANDVIEW, CITY OF MOXEE, CITY OF SUNNYSIDE AND YAKIMA COUNTY FOR THEIR RESPECTIVE POLICE DEPARTMENTS AND ITS SHERIFF'S OFFICE TO SHARE THE USE AND COSTS OF A VEHICLE EQUIPPED TO HELP APPREHEND CAR THIEVES WHICH IS COMMONLY REFERRED TO AS A BAIT CAR.

THIS AGREEMENT is made and entered into by and between the City of Toppenish, City of Grandview, City of Moxee, City of Sunnyside and Yakima County for their respective Police Departments and its Sheriff's Office pursuant to the Washington State Interlocal Cooperation Act, RCW 39.34.

THEREFORE, IT IS MUTUALLY AGREED THAT:

1. **DURATION:**

The period of performance of this Agreement shall commence on January 1, 2021, and continue on a year to year basis so long as the parties to this Agreement continue to share the costs of equipping, maintaining and repairing the vehicle used pursuant to this Agreement.

2. **ADMINISTRATION OF AGREEMENT:**

The City of Toppenish Police Department (TPD) shall be responsible for administering this Agreement by coordinating and scheduling the use of the vehicle shared under the terms of this Agreement as nearly as possible in accordance with the requests of the law enforcement agencies of the parties to this Agreement on a first-come first-serve basis or as may be otherwise allocated in fairness to all of the law enforcement agencies having the right to use the vehicle.

3. **PURPOSE OF AGREEMENT:**

It is the purpose of this Agreement to create a cooperative arrangement among the law enforcement agencies of the parties hereto to share the use and costs of a vehicle equipped to help apprehend car thieves, commonly referred to as a bait car, which will be conveyed to TPD by the Yakima County Sheriff's Office for the purpose of being equipped, maintained and used by the law enforcement agencies of the parties to this Agreement.

4. **MANNER OF FINANCING:**

The law enforcement agencies of the parties to this Agreement will each contribute \$1,685.98 toward the \$8,429.90 estimated cost of equipping the vehicle by Magnum

Mobile Systems LLC in the manner described in Exhibit A to this Agreement by February 1, 2021, and will pay any additional costs of preparing the vehicle for its intended use within 30 days of billing by TPD. Thereafter, the law enforcement agencies will each contribute \$400.00 by December 1, 2021, and by December 1st of each subsequent year toward the annual \$2,000.00 subscription charge of Magnum Mobile Systems LLC and will pay their equal share of any increased subscription charges and of any maintenance or repair costs for the vehicle within 30 days of billing by TPD.

5. **PARTIAL OR COMPLETE TERMINATION OF THIS AGREEMENT AND DISPOSING OF PROPERTY:**

Any party may terminate its participation in the benefits and obligations of this Agreement upon 30 days written notice to the other parties. Any party that fails to share in the costs when due will automatically terminate its participation in the benefits of this Agreement. Upon complete termination of this Agreement, the bait car will remain the property of TPD without any obligation to share its use.

6. **MANNER OF HOLDING PROPERTY:**

TPD will hold title to the bait car. TPD will maintain a separate account for money received and expended for the purposes of this Agreement.

7. **DESIGNATED CONTACT PERSONS:**

City of Toppenish Police Department:	Captain Dave Johnson
City of Grandview Police Department:	Chief Kal Fuller
City of Moxee Police Department:	Chief Jeff Burkett
City of Sunnyside Police Department:	Chief Al Escalara
Yakima County Sheriff's Department:	Sheriff Robert Udell

8. **INDEPENDENT CAPACITY:**

The employees or agents of each party who are engaged in the performance of this Agreement shall continue to be employees or agents of that party and shall not be considered for any purpose to be employees or agents of the other parties. Each of the parties will be responsible for its own actions or omissions and will not be responsible for actions or omissions of the other parties.

9. **AGREEMENT AMENDMENTS:**

This Agreement may be amended by mutual agreement of the parties. Such amendments shall not be binding unless they are in writing and executed with the same formality as this Agreement.

10. **ADOPTION BY GOVERNING BODIES:**

As required by RCW 39.34.030, appropriate action by ordinance, resolution or otherwise pursuant to law of the governing bodies of the participants in this Agreement shall be necessary before the Agreement may enter into force.

11. **LISTING OF THE SUBJECT OF THIS AGREEMENT OR RECORDING OF THE AGREEMENT:**

As required by RCW 39.34.040, prior to its entry into force, this Agreement shall be filed with the County Auditor if any party is unable or unwilling to list it by subject on its website or on any other electronically retrievable public source, in which event said party or parties shall notify TPD that the Agreement must be recorded.

12. **COUNTERPARTS:**

This Agreement may be executed in counterparts. Upon TPD's receipt of the executed counterparts from each of the parties and after approval by Resolution of the Toppenish City Council, the terms, conditions and obligations of the parties shall become effective from and after January 1, 2021.

IN WITNESS WHEREOF, the parties have executed this Agreement.

CITY OF TOPPENISH


Lance Hoyt, City Manager

12/14/2020
Date

CITY OF GRANDVIEW

Signature

Title

Date

CITY OF MOXEE

Signature

Title

Date

CITY OF SUNNYSIDE

Signature

Title

Date

YAKIMA COUNTY

Signature

Title

Date

Exhibit A

Magnum Mobile Systems LLC
18509 Sandy Bottom
pflugerville, TX 78660
(214) 924-7163
joe.lyra@magnum-mobile-systems.com



Estimate

ADDRESS
Toppenish Police
Department
1 W 1st Ave
Toppenish, WA 98948
United States

ESTIMATE # 1056
DATE 02/11/2020

SKU	DESCRIPTION	QTY	RATE	AMOUNT
MAGTECH-V1	Hybrid DVR with I/O, 500gb SSD, LTE, GPS, Remote access, Magtech Enclosure, Custom Configuration	1	1,440.97	1,440.97
CAM-AN-1.3MP-BD-WIDE-PIN	1/3.2" Sony STARVIS 1.3 MP Progressive CMOS low-light 0.001 lux rating 3.0 mm cone pinhole lens 1000 TVL / 1.3 MP analog video output Compact size at 1.25" x 1.25"	2	68.99	137.98T
PA6IL	Microphone - High-Fidelity, Low Noise, DC In/Out	1	5.99	5.99T
LB-40AH	40ah Lithium Iron Phosphate (LiFePO4) Battery with Anderson connectors	3	429.99	1,289.97T
LB-CHGR-20AX3	12 Volt, 20 Amp Marine Battery Charger - 3 Bank Battery Charger	1	429.99	429.99T
BC-SUPPLIES-01	Build Supplies, Glass Break Sensor, Tilt Sensor, Pin Switches, Relays, fuse holders, Misc consumables	1	375.00	375.00T
LBR-BC-VEH-01	Installation of cameras, common sensors, kills, batteries, custom wiring, other accessories into Vehicle	25	90.00	2,250.00T
SUB-MAGTRACK-1YEAR-NODATA	1 year Subscription To MagTrack for one Device, customer supplies SIM and data connection, FIRST YEAR FREE!!	1	0.00	0.00T
VEH-SHIP	Transport Customers Vehicle To Magnum Facility in Austin Texas and Back to Customers Location	10	250.00	2,500.00

this estimate is for 1x Bank Car system with 2 int facing Cameras, batteries, Bank charger, Shipping of vehicle to and from MMS

SUBTOTAL 8,429.90
TAX 0.00
TOTAL \$8,429.90

**CITY OF GRANDVIEW
AGENDA ITEM HISTORY/COMMENTARY
COMMITTEE-OF-THE-WHOLE MEETING**

ITEM TITLE

Ordinance adopting a new Chapter 10.70 of the Grandview Municipal Code Entitled Wheeled-All Terrain Vehicles

AGENDA NO.: New Business 4 (C)

AGENDA DATE: January 26, 2021

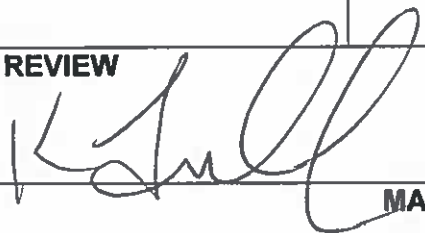
DEPARTMENT

Police Department

FUNDING CERTIFICATION (City Treasurer)
(If applicable)

DEPARTMENT DIRECTOR REVIEW

Kal Fuller, Police Chief



CITY ADMINISTRATOR

MAYOR



ITEM HISTORY (Previous council reviews, action related to this item, and other pertinent history)

In 2013, the Legislature created a designation for certain vehicles to be called wheeled all-terrain vehicles (WATV). This includes what most people think of as all-terrain vehicle (ATV) with handle bar steering and dual occupant single seat and utility type vehicle (UTV) with steering wheel and side-by-side seating.

The law (RCW 46.09.455) allows WATVs to be operated on public roadways within the boundaries of a city or town, if the city or town by ordinance has approved the operation of WATVs. The roadways must have a posted speed limit under 35 mph and the WATV must have various safety features such as seatbelts, windshield, turn signals, etc.

In 2014, the City of Prosser adopted a city ordinance allowing WATV use on their city streets.

ITEM COMMENTARY (Background, discussion, key points, recommendations, etc.) Please identify any or all impacts this proposed action would have on the City budget, personnel resources, and/or residents.

There have been requests that the City of Grandview adopt a similar ordinance as the City of Prosser in order to allow WATV use in the City of Grandview.

The City of Prosser has had no enforcement issues since their ordinance was adopted.

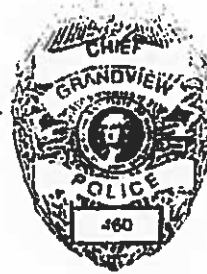
The City of Grandview could use the City of Prosser's ordinance as a template and make additions or changes as necessary.

ACTION PROPOSED

Move an Ordinance adopting a new Chapter 10.70 of the Grandview Municipal Code Entitled Wheeled-All Terrain Vehicles to a regular Council meeting for consideration.

GRANDVIEW POLICE DEPARTMENT

207 W. 2ND STREET, GRANDVIEW, WA 98930 TELEPHONE (509) 882-2000
FAX (509) 882-1232



KAL FULLER
Chief of Police

Date: 1/05/2020
To: Cus Arteaga, City Administrator
From: Kal Fuller, Chief of Police
Re: Wheeled All-Terrain Vehicles on City Streets

HISTORY

In 2013 the legislature created a designation for certain vehicles to be called Wheeled all-terrain vehicles (WATV). This includes what most people think of as all terrain vehicles (ATV- vehicle with handle bar steering and dual occupant single seat) and utility type vehicle (UTV- vehicle with steering wheel and side by side seating).

The law (RCW 46.09.455) allows WATVs to be operated on public roadways within the boundaries of a city or town if the city or town by ordinance has approved the operation of WATVs. The roadways must have a posted speed limit under 35mph and the WATV must have various safety features (seatbelts, windshield, turn signals, etc.)

In 2014 Prosser adopted an ordinance allowing WATV use on city streets posted less than 35mph.

In 2016 a Sunnyside Sun Editorial article asked local cities to adopt ordinances allowing WATVs to be used in towns.

In 2016 there were minor changes to the original RCW involving licensing technicalities and crossing high speed roadways.

In 2017 Desert Valley Powersports called requesting Grandview consider adopting an ordinance similar to Prosser to allow WATV use in Grandview.

In 2020 a Grandview resident sent a letter requesting that Grandview adopt a similar ordinance as Prosser in order to allow WATV use here in Grandview.

There are currently about four known WATVs around town that might be affected by this ordinance and might start using the roadways more frequently.

RESEARCH

The Municipal Research and Services Center (MRSC) has several articles and ordinance examples on their website (<http://mrsc.org/Home/Search.aspx?l=49&q=WATV>).

Contact was made with Prosser PD Chief Giles who reported no problems with WATVs since the implementation of their ordinance.

East Wenatchee PD was contacted, and Chief Johnson advised that they have had a WATV ordinance for years and never had any issues with enforcement. East Wenatchee and Wenatchee both have WATVs regularly using their roadways and moving in and out of Chelan County that also allows WATVs. The county has had no on-road issues with WATV enforcement.

Buckley Police Department was contacted. They allow WATVs on city streets and have had no negative issues with WATV enforcement.

Prosser's ordinance on WATVs is substantially similar to other WATV ordinances. One unique feature that Prosser has is limiting WATV use to those 21 or older. A city can change the age allowed to operate WATVs within their jurisdiction. Grandview would need to determine what age it wanted to set. Without setting a specific minimum age the default would be whatever requirements there would be to get a driver's license (sixteen years of age). In the attached draft Grandview Ordinance I put in an age of 18.

PERSONAL COMMENTS

The request for a WATV ordinance is a community generated and supported request.

Based on my research, I have no public safety objection to adopting an ordinance that would allow the regulation of WATVs on city streets in Grandview.

PROPOSED ACTION

A sample draft Grandview ordinance has been reviewed by City Attorney Plant (See Attached).

With your permission, I would like to present this citizen requested ordinance to the city council for their review and consideration.

ATTACHMENTS

I have included some related articles and documents that may be of interest.

- Draft Grandview Ordinance 10.70 Wheeled All Terrain Vehicles
- City of Prosser Ordinance 14-2876, Prosser Municipal Code 10.60 Wheeled All Terrain Vehicles
- Letter dated 8/6/20 requesting adoption of Prosser Ordinance, from Michele Swearingen
- 2016 Daily Sun Editorial requesting WATV use be allowed
- DOL form used to register a WATV for road use.
- DOL form showing what a WATV registration tag looks like.
- List of Counties and Cities that have WATV ordinances.
- MRSC 4/12/20 article summarizing WATV issues.
- WSDOT Information on grant opportunities for placing WATV usage signs.

ATTACHMENT:

Draft City of Grandview Wheeled All Terrain Vehicle Ordinance

Chapter 10.70

WHEELED ALL-TERRAIN VEHICLES

Sections:

- 10.70.010 Definitions.
- 10.70.020 Use of wheeled all-terrain vehicle on city streets.
- 10.70.030 Restrictions on use of wheeled all-terrain vehicle on city streets.
- 10.70.040 Equipment requirements of a wheeled all-terrain vehicle.
- 10.70.050 Registration requirements of a wheeled all-terrain vehicle.
- 10.70.060 Duty to obey traffic-control devices and rules of the road.
- 10.70.070 Prohibited uses.
- 10.70.080 Prohibited areas.
- 10.70.090 Violation—Penalty.
- 10.70.990 Severability.

10.70.010 Definitions.

When used in this chapter, the city defines the words and phrases listed below as follows:

“City” means the city of Grandview, its elected officials, its employees, and its agents.

“City street” means every way, lane, road, street, boulevard, and every way or place in the city open as a matter of right to public vehicular traffic inside the city limits.

“Motorcycle helmet” has the same meaning as provided in RCW 46.37.530.

“Rules of the road” means all the rules that apply to vehicle or pedestrian traffic as set forth in state statute, rule or regulation.

“Sidewalk” means that property between the curb lines or the lateral lines of a city street and the adjacent property, set aside and intended for the use of pedestrians or such portion of private property parallel and in proximity to a city street and dedicated to use by pedestrians.

“Wheeled all-terrain vehicle” means (a) any motorized nonhighway vehicle with handlebars that is fifty inches or less in width, has a seat height of at least twenty inches, weighs less than one thousand five hundred pounds, and has four tires having a diameter of thirty inches or less, or (b) a utility-type vehicle designed for and capable of travel over designated roads that travels on four or more low-pressure tires of twenty psi or less, has a maximum width less than seventy-four inches, has a maximum weight less than two thousand pounds, has a wheelbase of one hundred ten inches or less, and satisfies at least one of the following: (i) Has a minimum width of fifty inches; (ii) has a minimum weight of at least nine hundred pounds; or (iii) has a wheelbase of over sixty-one inches. A wheeled all-terrain vehicle is an off-road vehicle for the purposes of Chapter 4.24 RCW. (Ord.).

10.70.020 Use of wheeled all-terrain vehicle on city streets.

Subject to the restrictions and requirements set forth in this chapter, a person who has attained the age of eighteen years and who has a valid driver's license issued by the state of the person's residence may operate a wheeled all-terrain vehicle upon a city street having a speed limit of thirty-five miles per hour or less. (Ord.).

10.70.030 Restrictions on use of wheeled all-terrain vehicle on city streets.

A. A person who operates a wheeled all-terrain vehicle must wear a securely fastened motorcycle helmet while the vehicle is in motion. A utility type WATV vehicle operator may be exempt from helmet usage under the conditions listed in RCW 46.37.530.

~~B. A person may not operate a wheeled all-terrain vehicle upon State Route Number 22; however, a person may cross State Route Number 22 at a controlled intersection if the crossing begins and ends on a city street with a speed limit of thirty-five miles per hour or less and occurs at an intersection of approximately ninety degrees;~~

C. A person may not operate a wheeled all-terrain vehicle upon a city street with a speed limit in excess of thirty-five miles per hour; however, a person may cross a city street with a speed limit in excess of thirty-five miles per hour at a controlled intersection if the crossing begins and ends on a city street with a speed limit of thirty-five miles per hour or less and occurs at an intersection of approximately ninety degrees;

D. A person may operate a wheeled all-terrain vehicle upon any city street while being used under the authority or direction of an appropriate agency that engages in emergency management, as defined in RCW 46.09.310, or search and rescue, as defined in RCW 38.52.010, or a law enforcement agency, as defined in RCW 16.52.011, within the scope of the agency's official duties; and

E. Wheeled all-terrain vehicles are subject to Chapter 46.55 RCW. (Ord.).

10.70.040 Equipment requirements of a wheeled all-terrain vehicle.

A wheeled all-terrain vehicle operated on a city street must comply with the following equipment requirements:

A. Headlights meeting the requirements of RCW 46.37.030 and 46.37.040 and used at all times when the vehicle is in motion;

B. One tail lamp meeting the requirements of RCW 46.37.525 and used at all times when the vehicle is in motion upon a city street; however, a utility-type vehicle, as described under RCW 46.09.310, must have two tail lamps meeting the requirements of RCW 46.37.070(1) and to be used at all times when the vehicle is in motion upon a city street;

C. A stop lamp meeting the requirements of RCW 46.37.200;

D. Reflectors meeting the requirements of RCW 46.37.060;

E. During hours of darkness, as defined in RCW 46.04.200, turn signals meeting the requirements of RCW 46.37.200;

F. Outside of hours of darkness, the operator must comply with RCW 46.37.200 or 46.61.310;

G. A mirror attached to either the right or left handlebar, which must be located to give the operator a complete view of the city street for a distance of at least two hundred feet to the rear of the vehicle; however, a utility-type vehicle, as described under RCW 46.09.310(19), must have two mirrors meeting the requirements of RCW 46.37.400;

H. A windshield meeting the requirements of RCW 46.37.430, unless the operator wears glasses, goggles, or a face shield while operating the vehicle, of a type conforming to rules adopted by the Washington state patrol;

I. A horn or warning device meeting the requirements of RCW 46.37.380;

J. Brakes in working order;

K. A spark arrester and muffling device meeting the requirements of RCW 46.09.470; and

L. For utility-type vehicles, as described under RCW 46.09.310(19), seatbelts meeting the requirements of RCW 46.37.510.

M. Must have an individual seat for each occupant designed to seat a person. (Ord.).

10.70.050 Registration requirements of a wheeled all-terrain vehicle.

A wheeled all-terrain vehicle operated on a city street must comply with all the registration requirements of Chapter 46.09 RCW. (Ord.).

10.70.060 Duty to obey traffic-control devices and rules of the road.

Unless a police officer directs otherwise, a person operating a wheeled all-terrain vehicle must obey all rules of the road that apply to vehicle or pedestrian traffic and must obey the instructions of official traffic-control signals, signs and other control devices applicable to vehicles. A person operating a wheeled all-terrain vehicle upon a city street is subject to all of the duties that Chapter 46.61 RCW et seq. imposes on an operator of a vehicle, except as to those provisions thereof which by their nature can have no application. (Ord.).

10.70.070 Prohibited uses.

A. No person may operate or ride a wheeled all-terrain vehicle in a negligent or unsafe manner but must operate it with reasonable regard for his or her own safety and for the safety of others.

B. No person may occupy a wheeled all-terrain vehicle unless that person is seated in a seat designed to carry a person. No person may tow any devices or persons behind a wheeled all-terrain vehicle.

C. No person may operate a wheeled all-terrain vehicle side-by-side in a single lane of traffic. (Ord.).

10.70.080 Prohibited areas.

A. It is unlawful to operate a wheeled all-terrain vehicle on a sidewalk or other area where it is unlawful to operate a motor vehicle.

B. It is unlawful to operate a wheeled all-terrain vehicle in a park, except on a park drive or in a designated parking lot.

C. It is unlawful to operate a wheeled all-terrain vehicle on any bicycle trail or walking path or in any bicycle lane. (Ord.).

10.70.090 Violation—Penalty.

A person who violates a provision of this chapter is guilty of a traffic infraction and will be punished by the imposition of a monetary penalty not to exceed two hundred fifty dollars, exclusive of statutory assessments; provided, that conduct that constitutes a criminal offense may be charged as such and is subject to the maximum penalties allowed for such offenses. (Ord. 2876 § 9, 2014).

10.70.990 Severability.

If any section, subsection, sentence, clause, paragraph, phrase, or word of this chapter should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, paragraph, phrase or word of this chapter. (Ord.).

ATTACHMENT:

**City of Prosser Ordinance 12-2876, Prosser Municipal Code 10.60. Wheeled
All Terrain Vehicle Ordinance**

**CITY OF PROSSER, WASHINGTON
ORDINANCE NO. 14-2876**

AN ORDINANCE ALLOWING DRIVERS 21 YEARS AND OLDER TO OPERATE WHEELED ALL-TERRAIN VEHICLES ON CITY STREETS WITH A SPEED LIMIT OF 35 MILES PER HOUR OR LESS BY ENACTING CHAPTER 10.60 OF THE CITY OF PROSSER MUNICIPAL CODE. THE ORDINANCE ALSO SETS FORTH THE EFFECTIVE DATE OF THE ORDINANCE AND PROVIDES THAT ITS PROVISIONS ARE SEVERABLE FROM ONE ANOTHER AND PROVIDES FOR PUBLICATION BY SUMMARY.

WHEREAS, RCW 35A.11.020 and RCW 35A.12.190 authorize the City Council to adopt ordinances of all kinds to regulate its municipal affairs and appropriate to the good government of the City; and

WHEREAS, The City of Prosser ("City") is a non-charter code City duly incorporated and operating under the laws of the State of Washington; and; and

WHEREAS, On June 28, 2013, the Washington House of Representatives passed ESHB 1632 by a vote of 81-11; and

WHEREAS, On June 29, 2013, the Washington Senate passed ESHB 1632 by a vote of 39-5; and

WHEREAS, On July 3, 2013, Washington's Governor signed ESHB 1632; and

WHEREAS, On July 28, 2013, ESHB became effective law; and

WHEREAS, in passing ESHB 1632, the legislature intend to: (a) Increase opportunities for safe, legal, and environmentally acceptable motorized recreation; (b) decrease the amount of unlawful or environmentally harmful motorized recreation; (c) generate funds for use in maintenance, signage, education, and enforcement of motorized recreation opportunities; (d) advance a culture of self-policing and abuse intolerance among motorized recreationists; (e) cause no change in the policies of any governmental agency with respect to public land; (f) not change any current ORV usage routes; (g) stimulate rural economies by opening certain roadways to use by motorized recreationists which will in turn stimulate economic activity through expenditures on gasoline, lodging, food and drink, and other entertainment purposes; and (h) require all wheeled all-terrain vehicles to obtain a metal tag; and

WHEREAS, To be consistent with the legislative intent to ESHB, the City Council of Prosser ("City Council") finds that it is in the best interests of the City and its citizens to allow licensed drivers who have attained the age of twenty-one years to operate wheeled all-terrain vehicles on all City streets with speed limits of 35 miles per hour or less;

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

Section 1. The City Council enacts Prosser Municipal Code section 10.60.010 to read as follows.

10.60.010 Definitions.

When used in this chapter, the city defines the words and phrases listed below as follows:

"City" means the City of Prosser, its elected officials, its employees, and its agents.

"City street" means every way, lane, road, street, boulevard, and every way or place in the City open as a matter of right to public vehicular traffic inside the city limits.

"Motorcycle helmet" has the same meaning as provided in RCW 46.37.530.

"Sidewalk" means that property between the curb lines or the lateral lines of a city street and the adjacent property, set aside and intended for the use of pedestrians or such portion of private property parallel and in proximity to a city street and dedicated to use by pedestrians.

"Rules of the road" means all the rules that apply to vehicle or pedestrian traffic as set forth in state statute, rule or regulation.

"Wheeled all-terrain vehicle" means (a) any motorized nonhighway vehicle with handlebars that is 50 inches or less in width, has a seat height of at least 20 inches, weighs less than 1,500 pounds, and has four tires having a diameter of 30 inches or less, or (b) a utility-type vehicle designed for and capable of travel over designated roads that travels on four or more low-pressure tires of 20 psi or less, has a maximum width less than 74 inches, has a maximum weight less than two thousand pounds, has a wheelbase of 110 inches or less, and satisfies at least one of the following: (i) Has a minimum width of 50 inches; (ii) has a minimum weight of at least nine hundred pounds; or (iii) has a wheelbase of over 61 inches. A wheeled all-terrain vehicle is an off-road vehicle for the purposes of chapter 4.24 RCW.

Section 2. The City Council enacts Prosser Municipal Code section 10.60.020 to read as follows.

10.60.020 Use of wheeled all-terrain vehicle on city streets.

Subject the restrictions and requirements set forth in this Chapter, a person who has attained the age of twenty one years and who has a valid driver's license issued by the state of the person's residence may operate a wheeled all-terrain vehicle upon a city street having a speed limit of 35 miles per hour or less.

Section 3. The City Council enacts Prosser Municipal Code section 10.60.030 to read as follows.

10.60.030 Restrictions on use of wheeled all-terrain vehicle on city streets.

A. A person who operates a wheeled all-terrain vehicle must wear a securely fastened motorcycle helmet while the vehicle is in motion.

B. A person may not operate a wheeled all-terrain vehicle upon state route number 22; however, a person may cross state route number 22 at a controlled intersection if the crossing begins and ends on a city street with a speed limit of 35 miles per hour or less and occurs at an intersection of approximately 90 degrees;

C. A person may not operate a wheeled all-terrain vehicle upon a city street with a speed limit in excess of 35 miles per hour; however, a person may cross a city street with a speed limit in excess of 35 miles per hour at a controlled intersection if the crossing begins and ends on a city street with a speed limit of 35 miles per hour or less and occurs at an intersection of approximately 90 degrees;

D. A person may operate a wheeled all-terrain vehicle upon any city street while being used under the authority or direction of an appropriate agency that engages in emergency management, as defined in RCW 46.09.310, or search and rescue, as defined in RCW 38.52.010, or a law enforcement agency, as defined in RCW 16.52.011, within the scope of the agency's official duties; and

E. Wheeled all-terrain vehicles are subject to chapter 46.55 RCW.

Section 4. The City Council enacts Prosser Municipal Code section 10.60.040 to read as follows.

10.60.040 Equipment requirements of a wheeled all-terrain vehicle.

A wheeled all-terrain vehicle operated on a city street must comply with the following equipment requirements:

A. Headlights meeting the requirements of RCW 46.37.030 and 46.37.040 and used at all times when the vehicle is in motion;

B. One tail lamp meeting the requirements of RCW 46.37.525 and used at all times when the vehicle is in motion upon a city street; however, a utility-type vehicle, as described under RCW 46.09.310, must have two tail lamps meeting the requirements of RCW 46.37.070(1) and to be used at all times when the vehicle is in motion upon a city street;

C. A stop lamp meeting the requirements of RCW 46.37.200;

D. Reflectors meeting the requirements of RCW 46.37.060;

E. During hours of darkness, as defined in RCW 46.04.200, turn signals meeting the requirements of RCW 46.37.200;

F. Outside of hours of darkness, the operator must comply with RCW 46.37.200 or 46.61.310;

G. A mirror attached to either the right or left handlebar, which must be located to give the operator a complete view of the city street for a distance of at least two hundred feet to the rear of the vehicle; however, a utility-type vehicle, as described under RCW 46.09.310(19), must have two mirrors meeting the requirements of RCW 46.37.400;

H. A windshield meeting the requirements of RCW 46.37.430, unless the operator wears glasses, goggles, or a face shield while operating the vehicle, of a type conforming to rules adopted by the Washington state patrol;

I. A horn or warning device meeting the requirements of RCW 46.37.380;

J. Brakes in working order;

K. A spark arrester and muffling device meeting the requirements of RCW 46.09.470; and

L. For utility-type vehicles, as described under RCW 46.09.310(19), seatbelts meeting the requirements of RCW 46.37.510.

M. Must have an individual seat for each occupant designed to seat a person.

Section 5. The City Council enacts Prosser Municipal Code section 10.60.050 to read as follows.

10.60.050 Registration requirements of a wheeled all-terrain vehicle.

A wheeled all-terrain vehicle operated on a city street must comply with all the registration requirements of chapter 49.06 RCW.

Section 6. The City Council enacts Prosser Municipal Code section 10.60.060 to read as follows.

10.60.060 Duty to obey traffic-control devices and rules of the road.

Unless a police officer directs otherwise, a person operating a wheeled all-terrain vehicle must obey all rules of the road that apply to vehicle or pedestrian traffic and must obey the instructions of official traffic-control signals, signs and other control devices applicable to vehicles. A person operating a wheeled all-terrain vehicle upon a city street is subject to all of the duties that Chapter 46.61 RCW et seq. imposes on an operator of a vehicle, except as to those provisions thereof which by their nature can have no application.

Section 7. The City Council enacts Prosser Municipal Code section 10.60.070 to read as follows.

10.60.070 Prohibited Uses.

A. No person may operate or ride a wheeled all-terrain vehicle in a negligent or unsafe manner, but must operate it with reasonable regard for his or her own safety and for the safety of others.

B. No person may occupy a wheeled all-terrain vehicle unless that person is seated in a seat designed to carry a person. No person may tow any devices or persons behind a wheeled all-terrain vehicle.

C. No person may operate a wheeled all-terrain vehicle side-by-side in a single lane of traffic.

Section 8. The City Council enacts Prosser Municipal Code section 10.60.080 to read as follows.

10.60.080 Prohibited areas.

A. It is unlawful to operate a wheeled all-terrain vehicle on a sidewalk or other area where it is unlawful to operate a motor vehicle.

B. It is unlawful to operate a wheeled all-terrain vehicle in a park, except on a park drive or in a designated parking lot.

C. It is unlawful to operate a wheeled all-terrain vehicle on any bicycle trail or walking path or in any bicycle lane.

Section 9. The City Council enacts Prosser Municipal Code section 10.60.090 to read as follows.

10.60.090 Violation - Penalty.

A person who violates a provision of this chapter is guilty of a traffic infraction and will be punished by the imposition of a monetary penalty not to exceed \$250.00, exclusive of statutory assessments; provided, that conduct that constitutes a criminal offense may be charged as such and is subject to the maximum penalties allowed for such offenses.

Section 10. The City Council enacts Prosser Municipal Code section 10.60.990 to read as follows.

10.60.990 Severability.

If any section, subsection, sentence, clause, paragraph, phrase, or word of this chapter should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, paragraph, phrase or word of this chapter.

Section 11. SEVERABILITY. The provisions of this ordinance are hereby declared to be severable. If any section, subsection, sentence, clause, or phrase of this ordinance or its application to any person or circumstance is for any reason held to be invalid or unconstitutional, the remainder of this ordinance shall not as a result of said section, sentence, clause, or phrase be held unconstitutional or invalid.

Section 12. This ordinance shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

PASSED by the City Council and APPROVED by the Mayor, this 25th day of March, 2014.


MAYOR PAUL WARDEN

ATTEST:


CITY CLERK, RACHEL SHAW



Approved as to form:


CITY ATTORNEY, HOWARD SAXTON

Date of Publication: 4/2/2014

SUMMARY OF ORDINANCE NO. 14-2876

of the City of Prosser, Washington

On the 25th, day of March, 2014, the City of Prosser, Washington, passed Ordinance No. 14-2876. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE ALLOWING DRIVERS 21 YEARS AND OLDER TO OPERATE WHEELED ALL-TERRAIN VEHICLES ON CITY STREETS WITH A SPEED LIMIT OF 35 MILES PER HOUR OR LESS BY ENACTING CHAPTER 10.60 OF THE CITY OF PROSSER MUNICIPAL CODE. THE ORDINANCE ALSO SETS FORTH THE EFFECTIVE DATE OF THE ORDINANCE AND PROVIDES THAT ITS PROVISIONS ARE SEVERABLE FROM ONE ANOTHER AND PROVIDES FOR PUBLICATION BY SUMMARY.

The full text of this Ordinance will be mailed upon request.

DATED this 26th day of March, 2014


CITY CLERK, RACHEL SHAW

ATTACHMENT:

Letter dated 8/6/20 requesting adoption of Prosser Ordinance,
from Michele Swearingen

August 6, 2020

City of Grandview
207 W 2nd Street
Grandview, WA 98930

WHEELED ALL-TERRAIN VEHICLE CODE

I would like to propose the implementation of a Wheeled All-Terrain Vehicle Code in the City of Grandview. I believe there are many residents who own such vehicles and would like to use them in their day-to-day transportation needs in the city.

For me personally, it would be useful to use my ATV to take things to and from Grandview High School and the Football stadium as there are many days that I have of items to deliver to those locations. For others, I believe it provides an enjoyable way to drive around town and do the business they need to do. Many in our farming community would also benefit the ability to retrieve supplies from local vendors using their ATV.

Along with this letter I have submitted the municipal code from Prosser regarding Wheeled All-Terrain Vehicle use within their city limits. I believe this is a well-written document that can be used as a model to guide the City of Grandview in implementation of their own code.

Thank you for your time and consideration regarding this suggestion. I look forward to your decision on the matter.

Sincerely

Michelle Swearingen
400 Westridge Drive
Grandview, WA 98930
(509) 830-8080

ATTACHMENT:

2016 Daily Sun Editorial requesting WATV use be allowed

Time to allow ATV-use in cities

If a white man, And some of the nation, many of them are people similar to ours are using their motorcycles and all-terrain vehicles to get to work, the store, restaurants and elsewhere.

Even in our rural, some towns — like Pomeroy and Cleburn — are allowing ATVs and motorcycles on streets provided they are licensed in accordance with state law.

But in the city of Sunnyvale, Grandview, Notho, the Yakima County.

There is something giving this are a well-known ATV for such as farm, dairy and vineyard operations. Given the winter's snowfall and our agricultural culture and heritage, it's time we change municipal ordinances to allow the appropriate ATV use without fear of getting a ticket.

State law allows local jurisdictions to approve of ATV use on streets with speed limits of less than 35 mph. State law also allows ATV use on rural roads if they are registered for agricultural purposes.

Most city streets in Grandview, Grandview, Mabon, Pomeroy and Sunnyvale have speed limits between 25 and 30 mph and many rural roads have no speed limit. Many of these roads are used by many ATVs for such as farm, dairy and vineyard operations. So many of these roads are used by many ATVs for such as farm, dairy and vineyard operations.

In many cases, all-terrain vehicles are more useful than cars. They take up less parking space and ride on more easily distressed roads than cars.

While most ATVs may not be suitable for all areas, they could be a great mode of transportation on some.

Local cities and the county could mitigate related issues by designating ATV routes linking residential areas to shopping, restaurants and other local businesses. Routes could take into consideration other factors, such as traffic volume and noise.

In short, allowing ATVs on city streets does not have to be an all-or-none proposition. We believe it can be a planned approach that gives residents and visitors an opportunity to enjoy their ATVs a little more, have some peace of mind around a little extra in the snow — provided they are willing to follow licensing and safety requirements as well as the rules and regulations.

Along the way, allowing ATVs may also open some doors for some much needed tourism growth. And it may provide a better way to link Lower Yakima Valley communities.

Let's encourage municipalities to take the initiative to make appropriate rules and regulations for transportation into their communities safely.

ATTACHMENT:

DOL form used to register a WATV for road use.

Wheeled All-Terrain Vehicle (WATV) Road Use Declaration

Use this form to certify and register a wheeled all-terrain vehicle (WATV) for public roadway use. This applies to WATVs originally labeled by the manufacturer as off-road use only.

You can't ride your WATV on all public roads. Contact the city or county where you want to use your on-road WATV to find out where you can ride. For additional information, visit dol.wa.gov.

The operator of the WATV must have a valid Washington driver license. To register your WATV for public roadway use, you must:

- Have your WATV inspected by a licensed Washington WATV dealer or motor vehicle repair shop.
- Have the dealer or repair shop fill out Section 1 and attach the inspection fee receipt.
- Complete Section 2 and take this form and ownership documents to any vehicle licensing office.

Section 1 – Dealer or repair shop – Complete and sign. You are entitled to an inspection fee up to \$50. It must be paid directly to you. Attach a copy of the receipt showing amount charged.

PRINT or TYPE Business name		Unified Business Identification (UBI) number													
Address (Address, City, State, ZIP code)															
(Area code) Telephone number		Email													
Vehicle Identification Number (VIN)															
Model year	Make	Model													
Inspection items <table style="width: 100%; border: none;"> <tr> <td style="width: 33%;">Headlight . <input type="checkbox"/> Pass <input type="checkbox"/> Fail</td> <td style="width: 33%;">Brakes <input type="checkbox"/> Pass <input type="checkbox"/> Fail</td> <td style="width: 33%;">Turn signals (if applicable) <input type="checkbox"/> Pass <input type="checkbox"/> Fail</td> </tr> <tr> <td>Tail light. . <input type="checkbox"/> Pass <input type="checkbox"/> Fail</td> <td>Horn <input type="checkbox"/> Pass <input type="checkbox"/> Fail</td> <td>Seat belts (if utility type vehicle) <input type="checkbox"/> Pass <input type="checkbox"/> Fail</td> </tr> <tr> <td>Reflectors . <input type="checkbox"/> Pass <input type="checkbox"/> Fail</td> <td>Mirror (left or right) <input type="checkbox"/> Pass <input type="checkbox"/> Fail</td> <td>Spark arrester and muffler <input type="checkbox"/> Pass <input type="checkbox"/> Fail</td> </tr> <tr> <td>Brake light. <input type="checkbox"/> Pass <input type="checkbox"/> Fail</td> <td>Windshield (if applicable) <input type="checkbox"/> Pass <input type="checkbox"/> Fail</td> <td></td> </tr> </table>				Headlight . <input type="checkbox"/> Pass <input type="checkbox"/> Fail	Brakes <input type="checkbox"/> Pass <input type="checkbox"/> Fail	Turn signals (if applicable) <input type="checkbox"/> Pass <input type="checkbox"/> Fail	Tail light. . <input type="checkbox"/> Pass <input type="checkbox"/> Fail	Horn <input type="checkbox"/> Pass <input type="checkbox"/> Fail	Seat belts (if utility type vehicle) <input type="checkbox"/> Pass <input type="checkbox"/> Fail	Reflectors . <input type="checkbox"/> Pass <input type="checkbox"/> Fail	Mirror (left or right) <input type="checkbox"/> Pass <input type="checkbox"/> Fail	Spark arrester and muffler <input type="checkbox"/> Pass <input type="checkbox"/> Fail	Brake light. <input type="checkbox"/> Pass <input type="checkbox"/> Fail	Windshield (if applicable) <input type="checkbox"/> Pass <input type="checkbox"/> Fail	
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Brake light. <input type="checkbox"/> Pass <input type="checkbox"/> Fail	Windshield (if applicable) <input type="checkbox"/> Pass <input type="checkbox"/> Fail														
NOTE: All items must pass inspection to register this WATV.															
Certification 1. Did you verify the vehicle identification number (VIN) or engine serial number? <input type="checkbox"/> Yes <input type="checkbox"/> No 2. Is the WATV properly equipped with all items required by RCW 46.09? <input type="checkbox"/> Yes <input type="checkbox"/> No															
I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct. If signing for a business, I have full authority to do so.															
_____ Date and place (city or county) signed		X Dealer/Repair shop authorized signature													

Section 2 – Registered owner – If you remove any of the above equipment from your WATV, it is no longer eligible for public road use and must be registered for off-road use only.

PRINT or TYPE Name		Washington driver license number	
Address (Street address, City, State, ZIP code)			
(Area code) Telephone number		Email	
Certification 1. Do you understand this WATV was not manufactured for on-road use and has been modified for use on public roads? <input type="checkbox"/> Yes <input type="checkbox"/> No 2. To the extent permitted by law, do you agree to indemnify, defend, and hold harmless the state of Washington, counties, cities, towns, and the Department of Licensing from all claims, damages, losses, expenses, and costs arising out of the registration and operation of this WATV? <input type="checkbox"/> Yes <input type="checkbox"/> No			
I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.			
_____ Date and place (city or county) signed		X Registered owner signature	

ATTACHMENT:

DOL form showing what a WATV registration tag looks like.

INTEROFFICE MEMORANDUM

TO: ALL LAW ENFORCEMENT AGENCIES
FROM: CARLA WEAVER, LAW AND JUSTICE LIAISON
SUBJECT: WHEEL ALL-TERRAIN VEHICLE CHANGES
DATE: JUNE 4, 2014

Effective Monday June 9, 2014 the Department of Licensing will issue metal tags to any all-terrain vehicle that meets the use class qualifications. Please read the following information as it will give you a better understanding of what the tag looks like, what the temporary permit looks like, how you get a vehicle return and what vehicles require the tag.

What the tag looks like:



What the temporary permit looks like:

This will be issued to registered owner until the metal tag is received in the mail.

WASHINGTON **Restricted All-Terrain Vehicle Permit**
Temporary permit for use of all-terrain vehicle until the metal tag is received

Registration class: ☐ Off road and on-road use

Permit number: ☐ Off road use only

TOP HALF OF PERMIT MUST BE DISPLAYED ON REAR OF VEHICLE AND ON VEHICLE AT ALL TIMES
THIS PERMIT MUST BE VALIDATED BY THE REGISTERED OWNER

The vehicle displaying this permit must be displayed a shorted all-terrain vehicle (ATV) and it must be used for:
- Recreational use only
- Limited commercial use only (e.g., for use in a business or for hire)
- Limited use for transport of passengers or cargo only (e.g., for use in a business or for hire)
- Limited use for transport of passengers or cargo only (e.g., for use in a business or for hire)

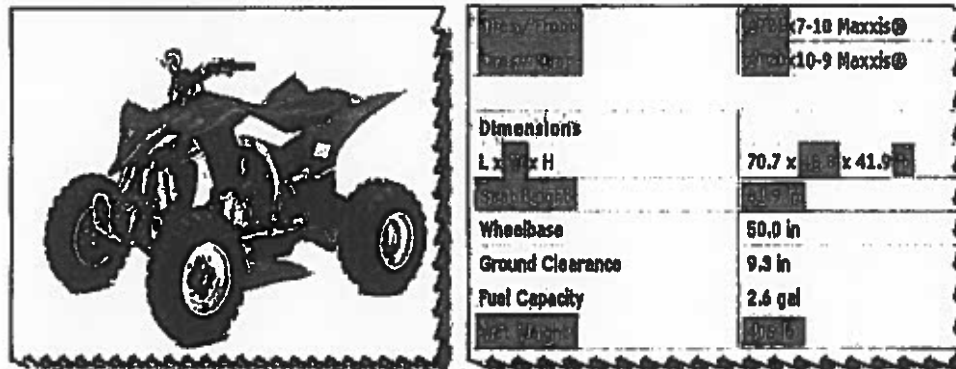
Vehicle must be used for:
- Limited commercial use only (e.g., for use in a business or for hire)
- Limited use for transport of passengers or cargo only (e.g., for use in a business or for hire)
- Limited use for transport of passengers or cargo only (e.g., for use in a business or for hire)

Owner must:
- Display this permit on the rear of the vehicle
- Display this permit on the rear of the vehicle
- Display this permit on the rear of the vehicle

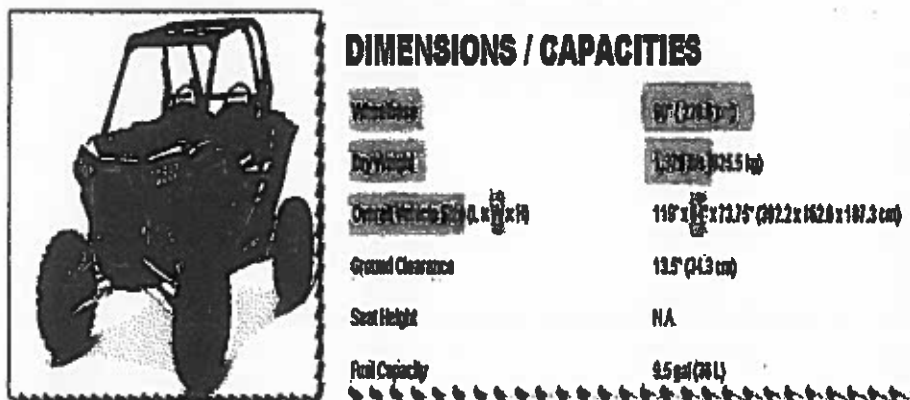
Owner must:
- Display this permit on the rear of the vehicle
- Display this permit on the rear of the vehicle
- Display this permit on the rear of the vehicle

Vehicles that require a metal tag:

1. Any motorized non-highway vehicles with handlebars that:
 - a. Weigh 1500 pounds or less
 - b. Are 50 inches or less in width
 - c. Have a seat height of 20 inches or more, and
 - d. Have 4 tires with a diameter of 30 inches or less



2. Any utility-type vehicles designed for and capable of traveling over designated roads that:
 - a. Have 4 or more low-pressure tires of 20 psi or less
 - b. Are less than 74 inches in width
 - c. Weigh less than 2000 pounds
 - d. Have a wheelbase of 110 inches or less, and
 - e. Have at least one of the following:
 - i. a minimum width of 50 inches
 - ii. a minimum weight of 900 pounds
 - iii. a wheelbase over 61 inches



How to get the vehicle details:

You will not be able to look up the tag in the ACCESS/OMINXX network by the number. If you need to find the data follow one of these processes:

1. Look at the registration – the decal number will be in the plate field and the metal tag number will be in the equipment field.
2. Run the decal number from the plate field or registration through ACCESS/OMNIXX.
3. If you are unable to obtain the decal number, use the link (URL) below and open the “WATV Metal Tags” PDF which contains the registration data.
<http://www.dol.wa.gov/driverslicense/externallawenforcement.html>

ATTACHMENT:

List of Counties and Cities that have WATV ordinances.

Counties

-
- [Chelan County Ordinance WATV Map](#)
- [Clallam County WATV Ordinance](#)
-
- [Douglas County WATV Ordinance](#)
- [Ferry County Variable Speed Limit Adventures Page](#)
- [Garfield County](#)
- [Grays Harbor County WATV Ordinance 11/21/16 WATV Map](#)
- [Kittitas County WATV Ordinance WATV Map](#)
-
- [Mason County WATV Ordinance](#)
- [Okanogan County WATV Ordinance & Map Information](#)
- [Pacific County WATV Ordinance WATV Map](#)
- [Skamania County](#)
- [Stevens County WATV Ordinance & Map Information](#)
- [Wahkiakum County](#)

Cities

- [Aberdeen; WATV Ordinance Chapter 10.18](#)
- [Bridgeport; WATV Ordinance Chapter 10.48](#)
- [Buckley; WATV Ordinance Chapter 11.50](#)
- [Cashmere; WATV Ordinance Chapter 10.20](#)
- [Chelan; WATV Ordinance Chapter 10.76](#)
- [Conconully; WATV Ordinance No 304](#)
- [Cosmopolis; WATV Ordinance Chapter 10.40](#)
- [Dayton; WATV Ordinance 1881](#)
- [East Wenatchee; WATV Ordinance 2013-08](#)
- [Eatonville; WATV Ordinance 2015-18](#)
- [Elma; WATV Ordinance Chapter 10.04](#)
- [Ephrata; WATV Ordinance | Chapter 10.80](#)
- [Grand Coulee; WATV Ordinance # 1040](#)
- [Granite Falls; WATV Ordinance # 889-2015](#)
- [Kittitas; WATV Ordinance Chapter # 10.32](#)
- [Leavenworth; SxS's only | WATV Ordinance #1505](#)
- [Loomis](#)
- [Lyman; WATV Ordinance #249; WATV Map](#)
- [McCleary; WATV Ordinance #10.04.315 & 10.04.320](#)
- [Montesano; WATV Ordinance Chapter 9.04](#)
- [Moses Lake; Ordinance 2857; WATV Map](#)
- [Morton; WATV Ordinance Chapter 10.36](#)
- [Okanogan; WATV Ordinance Chapter 10.45](#)
- [Omak; WATV Ordinance Chapter 12.11](#)
- [Othello; WATV Ordinance Chapter 9.46](#)

- Oroville; WATV Ordinance Chapter 10.22
- Pateros; Chapter 10.08 **Call and Verify WATV Street Use
- Quincy; Chapter 10.64
- Republic; Chapter 10.20 **Call and Verify WATV Street Use
- Riverside; **Call and Verify WATV Street Use
- Stanwood; WATV Ordinance 1412
- Skykomish; **Call and Verify WATV Street Use
- Soap Lake; Alternate Vehicle Chapter 10.14
- Sultan; WATV Ordinance Chapter 10.30
- Tonasket; ORV Chapter 10.36
- Wenatchee; City Code Chapter 8.08
- Wilkerson; WATV Ordinance Chapter 11.50
- Yacolt; WATV Ordinance #560

Last Update; 7/29/2017

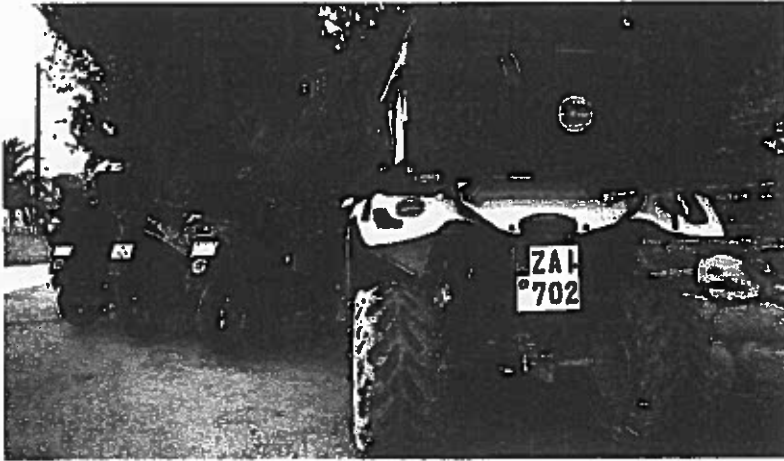
ATTACHMENT:

MRSC 4/12/20 article summarizing WATV issues.

WATVs (Wheeled All-Terrain Vehicles) Issues and Reminders

April 12, 2017 by Jim Doherty

Category: Traffic Regulation and Enforcement



WATVs (Wheeled All-Terrain Vehicles) Issues and Reminders

The 2013 legislature made major changes to the authority of riders to use some off-road vehicles on public roads. Since then WATVs have been increasingly used on public roads in the State of Washington. MRSC summarized the legislative changes in a 2013 blog post: All-Terrain Vehicles Renamed and Rolling.

This post will provide some updates and reminders concerning issues related to WATV use.

What's Changed Since 2013?

The statutes dealing with off-road and wheeled all-terrain vehicles are found in chapter 46.09 RCW. There have been minor changes to the statutes since 2013 (see EHB 1918, enacted in 2016), but most of the changes involve licensing and are relevant primarily to WATV riders and authorities enforcing the licensing provisions. The basic statutes regarding use of WATVs on public roads have not changed.

2017 Update: The legislature slightly amended the WATV statutes again in 2017 by amending RCW 46.09.455. WATV riders can now cross a highway that has a speed limit between 35 and 60 miles per hour if the city or county does not specifically prohibit crossing at a specific intersection or along the entire route within the jurisdiction. See RCW 46.09.455 for the details.

What are the Basic Regulations, Again?

The primary statute that defines the authority and responsibilities of cities and counties regarding WATV use on public roads is RCW 46.09.455. Here is a summary of the basics:

1. WATVs can only be operated on roads where the speed limit for all types of vehicles is 35 mph or less.
2. WATVs can only be ridden on roads within cities and towns if the city or town council formally approves the use, and the list of approved roads must be made accessible from the main page of the city or town website.

3. In counties where the population exceeds 15,000, WATVs cannot be operated on public roads unless the county legislative body passes an ordinance approving the use, and the list of approved roads must be made publicly accessible from the main page of the county website.
4. In counties with a population of less than 15,000, the county legislative body can designate the roads that are unsuitable for use by WATVs, and the list of roads must be made publicly accessible from the main page of the county website.

Common Questions and Answers:

Here are some common questions and answers related to WATV use on public roads.

Are WATV riders and passengers required by state law to wear helmets?

Yes. See RCW 46.09.444(2) then RCW 46.37.530(1)(c).

Can a local government prohibit WATV operators from carrying a passenger?

Probably not. WATV operators are subject to all of the rights and duties of a motorcycle rider under RCW 46.37.530 and chapter 46.61 RCW. RCW 46.61.610 sets the requirements for carrying passengers, so our conclusion is that a local government cannot enact a regulation that is inconsistent with that statute. If the WATV is designed and meets the requirements for carrying a passenger, then it must be allowed.

If a local government prohibits the use of WATVs on public roads, is the jurisdiction required to post signs regarding that prohibition?

No. It is the responsibility of the WATV rider to check the local government's website to find out if use is allowed and where it is allowed.

Can a city or county adopt a variable speed limit, with a higher posted limit generally, but reduced to 35 when WATVs are present?

No. That would be inconsistent with RCW 46.09.455(1).

If you have questions regarding WATV issues, use our online ASK MRSC form to submit a question to our consultant staff, or just give us a call: 206 625-1300.

MRSC is a private nonprofit organization serving local governments in Washington State. Eligible government agencies in Washington State may use our free, one-on-one Ask MRSC service to get answers to legal, policy, or financial questions.



About Jim Doherty

Jim had over 24 years of experience researching and responding to varied legal questions at MRSC. He had special expertise in transmission pipeline planning issues, as well as the issues surrounding medical and recreational marijuana. He is now retired.

[VIEW ALL POSTS BY JIM DOHERTY](#) ▶

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ATTACHMENT:

WSDOT Information on grant opportunities for placing WATV usage signs.



COVID-19

For the latest COVID-19 health guidance, statistics and resources, visit [Coronavirus.wa.gov](https://coronavirus.wa.gov).

Multiuse Roadway Safety Program

Grant Program Suspended for Fiscal Year 2021 (July 1, 2020 – June 30, 2021)

The purpose of this program is to increase opportunities for safe, legal and environmentally acceptable motorized recreation on public roads.

Program Overview

Expenditures of the Multi-Use Roadway Safety Account may be used only for: (a) counties to perform safety engineering analysis of mixed vehicle use on any road within a county; (b) local governments to provide funding to install signs providing notice to the motoring public that (i) wheeled all-terrain vehicles (WATV) are present or (ii) wheeled all-terrain vehicles may be crossing; (c) the state patrol or local law enforcement for purposes of defraying the costs of enforcement of this act; and (d) law enforcement to investigate accidents involving wheeled all-terrain vehicles. Funds may be used on any road owned by local, state and federal government agencies provided that the agency has authorized use of the road for wheeled all-terrain vehicles. Refer to the WATV sign fact sheet (pdf 315 kb) for information on the types of signs that are eligible for funding under this program.

Eligible Applicants

Local government agencies, State Patrol, and local law enforcement agencies in Washington are eligible to apply.

Available Funding

Currently \$450,000 is available in the Multiuse Roadway Safety Account, subject to the following conditions:

1. 25% of the amount is reserved for counties that each have a population of 15,000 persons or less.
2. 75% of the amount is reserved for counties that each have a population exceeding 15,000 persons.
3. No county that receives a grant under item b above may receive no more than \$60,000 in total grants.

Program Requirements

Agencies must comply with the following requirements as part of their project.

1. Program recipients are required to report quarterly on the status of the project.
2. Signs must conform to the manual on uniform traffic control devices. Refer to the WATV sign fact sheet (pdf 315 kb) for additional information on WATV signs.
3. Proposals that include routes crossing a state highway require approval by the WSDOT Region Traffic Engineer. Before the Region Traffic Engineer can sign the application, they will need to verify that the proposal meets the design standards in the RCW as compiled in the WATV Use on State Highways (pdf 66 kb) document.

Grant Applications

Electronic copies of the following are to be included in the submittal:

- A completed application saved as either a Word (49 kb) or PDF (116 kb) document with appropriate signatures.

- A vicinity map showing the project location and project limits.
- For signage proposals the application must identify the types of signs to be used and the locations where they are to be installed.
- A copy of the local ordinance authorizing WATV use.

Grant Submittal Process

Applications must be submitted by e-mail with completed application as either a PDF or Word Doc — paper submittals will not be accepted. Applications must be sent to hipgrants@wsdot.wa.gov

Program Contacts

Melanie Vance : 360-705-7376 : Environmental Policy Manager
Region Local Program Engineers

Selection Process

All applications will be reviewed by WSDOT to ensure that they are complete and eligible for funding. A Technical Advisory Committee will assist WSDOT in evaluating and prioritizing project proposals.

Review Criteria

The following are examples of the considerations that will be used to evaluate and rank the project proposals.

- Completeness of the application
- Extent of use of roads in the project area by wheeled all-terrain vehicles.
- Documentation of driving hazards within the project area.
- Accident history involving WATVs within the project area.
- Special consideration will be given to projects that leverage other funds.
- Extent of support by WATV clubs and community of stakeholders.

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together, everyone accomplishes more

[HOME](#)
[TRAILS](#)
[MEMBERSHIP](#)
[WATV](#)
[SPONSOR INFO](#)
[RESOURCES](#)
[CONTACT](#)

WATV Information

In July 2013, Washington enacted a law requiring license plates on All Terrain Vehicles, House Bill 1632 ([HB1632](#)). The bill created a new class of recreational vehicle (a wheeled all-terrain vehicle / WATV) and provides motorized access to public lands while promoting responsible riding practices.

This page should serve as a resource to provide the necessary information regarding WATV's and will be a work in progress. If you have information to contribute to this page, or see information that needs correcting, please email us, info@waatva.org.

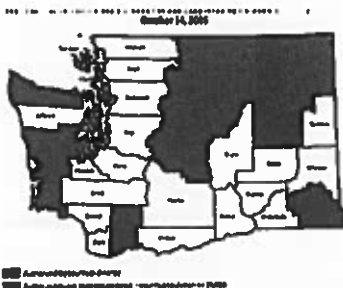
WA State DOL Licensing WATV's

The best and most informative resource regarding the process and what is required to certify your ATV as an ATV is the Washington State DOL Licensing page for WATV's.

[CLICK HERE](#)

Government Resources

- WSDOT Multiuse Roadway Safety Program (signage); [CLICK HERE](#)
 - As of 5/23, \$156,000 available.
- Washington State Statute for WATV's; [RCW 46.09](#) [CLICK HERE](#)



Cities & Counties WATV Information

If you have your street certification and are looking for places to ride, be sure to check out these cities and counties and support our local economies. Also, if you are aware of a city or county that has passed an ordinance and is not listed on this page, please let us know by sending an email to info@waatva.org.

COUNTIES

- Asotin County
- Chelan County; Ordinance | [WATV Map](#)
- Clallam County; [WATV Ordinance](#)
- Columbia County

CITIES

- Aberdeen; [WATV Ordinance Chapter 10.18](#)
- Bridgeport; [WATV Ordinance Chapter 10.48](#)
- Buckley; [WATV Ordinance Chapter 11.50](#)
- Cashmere; [WATV Ordinance Chapter 10.20](#)
- Chelan; [WATV Ordinance Chapter 10.76](#)
- Concochy; [WATV Ordinance No 304](#)



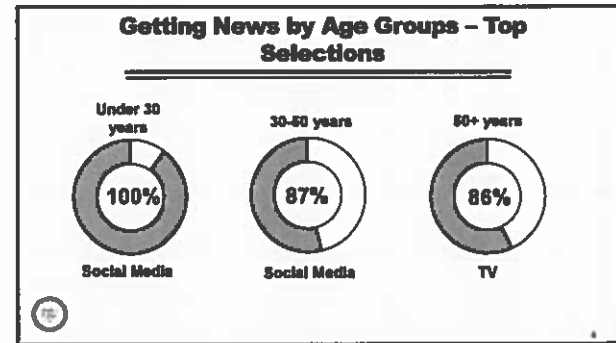
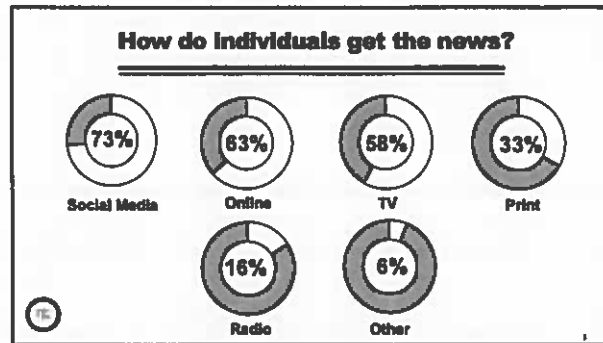
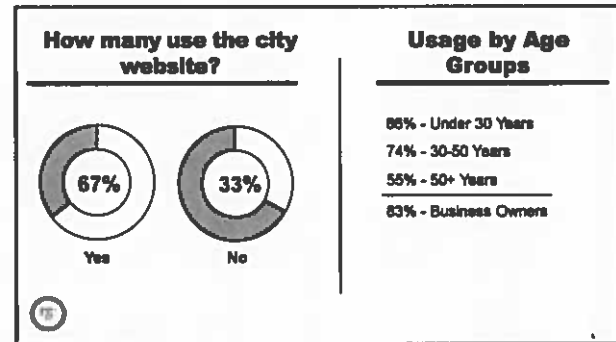
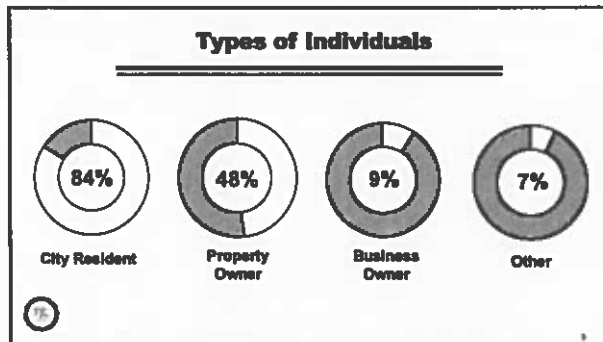
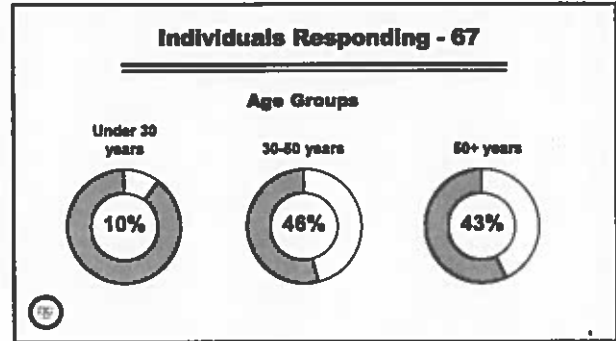
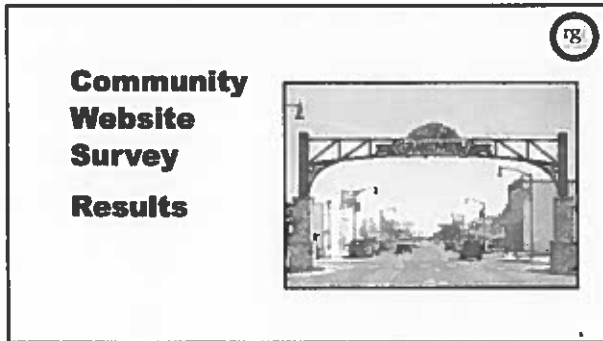
together, everyone accomplishes more

HOME	TRAILS	MEMBERSHIP	WATV	SPONSOR INFO	RESOURCES	CONTACT
<ul style="list-style-type: none"> • Skamania County; • Stevens County; WATV Ordinance & Map Information • Wahkiakum County; 				<ul style="list-style-type: none"> • McCleary; WATV Ordinance #10.04.315 & 10.04.320 • Montesano; WATV Ordinance Chapter 9.04 • Moses Lake; Ordinance 2857; WATV Map • Morton; WATV Ordinance Chapter 10.36 • Okanogan; WATV Ordinance Chapter 10.45 • Omak; WATV Ordinance Chapter 12.11 • Othello; WATV Ordinance Chapter 9.48 • Oroville; WATV Ordinance Chapter 10.22 • Palero; Chapter 10.08 **Call and Verify WATV Street Use • Quincy; Chapter 10.64 • Republic; Chapter 10.20 **Call and Verify WATV Street Use • Riverside; **Call and Verify WATV Street Use • Stanwood; WATV Ordinance 1412 • Skykomish; **Call and Verify WATV Street Use • Soap Lake; Alternate Vehicle Chapter 10.14 • Sultan; WATV Ordinance Chapter 10.30 • Tonasket; ORV Chapter 10.36 • Wenatchee; City Code Chapter 8.08 • Wilkeson; WATV Ordinance Chapter 11.50 • Yacolt; WATV Ordinance #550 		

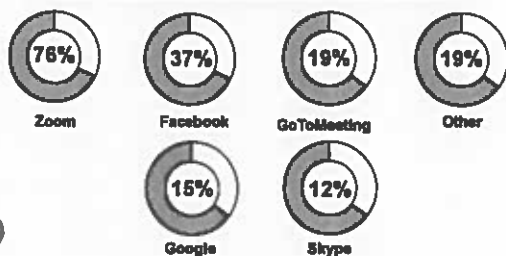
Last Update: 7/29/2017

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What video conferencing software do individuals use?



7

1b. Website Use - Yes

When

- Ranges from monthly to 2x per year

Device used to Access Website

- 19 iPhone/Smart phone
- 14 Desktop/Laptop

How It's used

- 8 Pay bills
- 8 Phone numbers
- 8 Events/things going on
- 6 Department info
- 2 Library site

8

1a. Website Use - No

- No need/Not interested
- Not aware
- No computer or know the web
- Not user friendly – complicated, hard to find info

9

2. Helpful Info to Include in Website

Top 3

- Pay Bills
- Phone Numbers/Contact Info
- Events, What is Happening, Updated Calendar

10

3. Helpful Features for Website

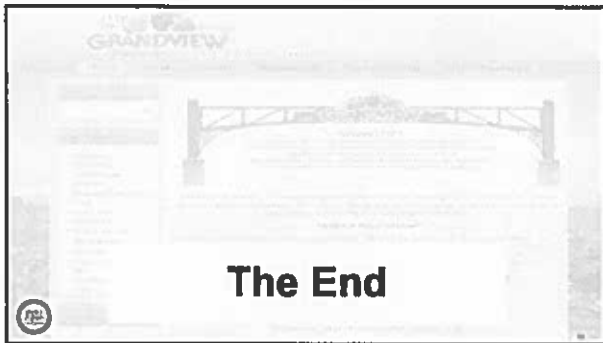
- Mostly the same as #2
- Interesting Suggestions
 - Email addresses for personnel
 - Info on parks, addresses, parkway
 - Links to local business
 - Community resources
 - List of businesses
 - Chat feature with an employee
 - Bilingual information

11

Next Steps

- Create a Website Diagram
- Mock-up 1st Page
- Find a Web Developer

12



13