

Subject: Resolution #728 – Penalties for Violations in No Racing Zone	Dept. Origin: Police Department
	Prepared by: Jennifer Robertson City Attorney
	For Agenda of: June 1, 2021
	Exhibits: Resolution #728
Proposed Council Action:	Initial & Date
Pass Resolution #728.	Concurred by Mayor: _____
	Approved/form by City Atty: <u>JSR/5-19-21</u>
	Approved by _____ Director: _____
	Approved by Department Head: _____

INFORMATION / BACKGROUND

On June 1, 2021, the City Council will be considering adopting a new Chapter 16.01 RMC which bans street racing in Ruston, creates “no racing” zones, and creates new local violations for certain activities in those “no racing” zones.

Section 16.10.070 establishes civil violations for certain acts and therefore, the Council needs to establish the applicable penalties for these new violations. Police Chief Bautista suggests the following:

RMC Section	Violation	Penalty
16.10.070(a)	Operating a vehicle with modified exhaust in violation of RCW 46.37.390 in no racing zone.	\$95.00
16.10.070(b)	Operating a vehicle with illegal tint on windows in violation of RCW 46.37.430 in no racing zone.	\$95.00
16.10.070(c)	Operating a vehicle which qualifies as a passenger vehicle which is lowered below legal clearance in violation of RCW 46.61.680 in a no racing zone.	\$95.00
16.10.070(d)	Violating the requirement to obey traffic control devices in accordance with RCW 46.61.050 in a no racing zone.	\$115.00

16.10.070(e)	Operating a vehicle without compliance with the requirements for license plates in accordance with RCW 46.16A.200 in a no racing zone.	\$95.00
--------------	--	---------

Assuming the Council agrees that these are the correct penalties for these activities, passage of Resolution #728 would be in order.

FISCAL CONSIDERATION

The fines that will be adopted will help to defer some of the enforcement costs.

RECOMMENDATION / MOTION

Adopt Resolution No. 728.

MOTION: I move to adopt Resolution #728, establishing penalties and fines for Chapter 16.10 of the Ruston Municipal Code.

RESOLUTION NO. 728

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RUSTON, ESTABLISHING PENALTIES AND FINES FOR CHAPTER 16.10 OF THE RUSTON MUNICIPAL CODE “STREET RACING”.

WHEREAS, the City has adopted a new Chapter 16.10 in the Ruston Municipal Code to address illegal street racing; and

WHEREAS, Section 16.10.070 establishes which establishes new violations when these acts occur in a no racing zone; and

WHEREAS, the City Council needs to establish the penalties for violations of this new code; **NOW, THEREFORE,**

THE CITY COUNCIL OF THE CITY OF RUSTON HEREBY RESOLVES AS FOLLOWS:

Section 1. The City Council establishes the penalties and fines for violation of RMC 16.10.070 as follows:

RMC Section	Violation	Penalty
16.10.070(a)	Operating a vehicle with modified exhaust in violation of RCW 46.37.390 in no racing zone.	\$95.00
16.10.070(b)	Operating a vehicle with illegal tint on windows in violation of RCW 46.37.430 in no racing zone.	\$95.00
16.10.070(c)	Operating a vehicle which qualifies as a passenger vehicle which is lowered below legal clearance in violation of RCW 46.61.680 in a no racing zone.	\$95.00
16.10.070(d)	Violating the requirement to obey traffic control devices in accordance with RCW 46.61.050 in a no racing zone.	\$115.00
16.10.070(e)	Operating a vehicle without compliance with the requirements for license plates in accordance with RCW 46.16A.200 in a no racing zone.	\$95.00

PASSED by the City Council of the City of Ruston, signed by the Mayor and attested by the City Clerk in authentication of such passage on this 1st day of June, 2021.

Bruce Hopkins, Mayor

ATTEST:

Judy Grams, City Clerk

FILED WITH THE CITY CLERK: _____
PASSED BY THE CITY COUNCIL: _____
RESOLUTION NO: 728