

BOARD OF YAKIMA COUNTY COMMISSIONERS

ORDINANCE NO. 6-2016

IN THE MATTER OF ADOPTING THE RECOMMENDATIONS OF THE YAKIMA COUNTY ENGINEER FOR THE AMENDMENTS TO ORDINANCE NO. 5-1965, THE YAKIMA COUNTY CODE (YCC) CHAPTER 9.24 -PERTAINING TO OVERWEIGHT VEHICLE MOVING PERMIT FEES AND TO YCC CHAPTER 9.28 - PERTAINING TO PERMIT FEES FOR LOGGING TRUCKS

IT IS HEREBY ORDAINED by the Board of County Commissioners of Yakima County, Washington, that:

SECTION 1. Yakima County Code Chapters 9.24 and 9.28 and all Ordinances amending said chapters are hereby amended as follows:

Chapter 9.24 OVER-LEGAL LOADS*

Sections:

- 9.24.010 Permit – Required.
- 9.24.020 Permit – Issuance Conditions.
- 9.24.030 Permit – Issuance.
- 9.24.040 Permit – Fees.
- 9.24.050 Permit – Combination of Roads.
- 9.24.060 Permit – Misrepresentation – Inspection.
- 9.24.070 State law.

* For statutory provisions regarding permits for over legal loads, see RCW 46.44.090 - 46.44.095.

9.24.010 Permit – Required.

No person shall operate or move any vehicle or combination of vehicles of a size, weight of vehicle or load exceeding the maximum specified in RCW 46.12, 46.16 and 46.44, as amended, upon any public highway under the jurisdiction of Yakima County without first obtaining a special permit as required by this chapter.

(Vol. X p. 480 §1, 1965).

9.24.020 Permit – Issuance Conditions.

In compliance with laws of this state governing special permits, additional gross loads (restricted route permits) the county road engineer is authorized to issue said permits on Yakima County roads under the following conditions:

- (1) Truck owners must first have restricted route permit from State Highway Department;
- (2) County permit is valid for collection and delivery of commodities on Yakima County roads and void if Yakima County roads are used as an alternate haul route;
- (3) County permit void on roads and/or bridges posted restricting gross loads of vehicles.

(Vol. VI p. 442, 1961).

9.24.030 Permit – Issuance.

The special permit required by this chapter shall be issued in writing by the Yakima County road engineer, upon application therefor and upon good cause being shown therefor. No overweight permit shall be issued to any vehicle or combination of vehicles unless such vehicle or combination of vehicles is licensed for the maximum gross weight allowed by law.

(Vol. X p. 480 §2, 1965).

9.24.040 Permit – Fees.

Over-legal load permits issued under this Chapter will not require the payment of a Fee; except that, over-width loads which are greater than twenty-five (25) feet in width will require the payment of a non-refundable fee of Two Hundred Fifty (\$250) dollars. All funds collected shall be deposited in the county road fund.

(Vol. X p. 480 §4, 1965).

9.24.050 Permit – Combination of Roads.

When the move involves a combination of State highways, city roads or streets and County roads, it shall be the sole responsibility of the permittee to acquire the necessary permits from the affected City. The issuance of an over-legal permit by Yakima County shall not be considered approval to move any over-legal load on any City or Town street or any State Highway. (Vol. X p. 480 §5, 1965).

9.24.060 Permit – Misrepresentation – Inspection.

Any person who misrepresents the size or weight of any load in obtaining a special permit or does not follow the requirements and conditions of the special permit is guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Section 1.24.010.

Any person who operates any vehicle, the gross weight of which is in excess of the maximum for which such vehicle may be eligible for license, or in excess of legal size limitations, without first obtaining a special permit is guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Section 1.24.010.

Every special permit issued hereunder shall be carried in the vehicle or combination of vehicles to which it refers and shall be open to inspection by any peace officer or authorized agent of any authority granting such permit.

(Vol. X p. 480 §6, 1965).

9.24.070 State Law.

This chapter is to be construed in conjunction with the laws of the state, RCW Title 46, as heretofore or hereafter amended.

(Vol. X p. 480 §7, 1965).

**Chapter 9.28
PERMITS FOR LOGGING TRUCKS***

Sections:

- 9.28.010 Required.
- 9.28.020 Fee.
- 9.28.030 Limited to Single Route.
- 9.28.040 Issuance Prerequisite.
- 9.28.050 Restricted Roads and Bridges.
- 9.28.060 Violation – Penalty.

* For statutory provisions relating to log truck permits, see RCW 46.44.047.

9.28.010 Required.

Any person, firm, or corporation who uses any county road for the purpose of transporting logs with weight authorized by state highway log tolerance permits shall first obtain a special county permit therefor in accordance with the provisions of this chapter.

(Vol. IX P. 390 §1, 1964).

9.28.020 Fee.

All permits issued under this Chapter will not require the payment of a Fee.

(Vol. IX p. 390 §2, 1964).

9.28.030 Limited to Single Route.

The special permit provided for herein shall be known as a "Yakima County Log Tolerance Permit" and shall designate the route to be used, which shall first be approved by the county engineer. Each permit shall be limited to a single route and shall be valid only on the county road or roads specified thereon. Authorization of each additional route shall be made by issuance of a new permit. Permits shall be issued on a yearly basis expiring on March 31st of each calendar year.

(Vol. IX p. 390 §3, 1964).

9.28.040 Issuance Prerequisite.

No such special county permit shall be issued unless the person, firm, or corporation making application therefor shall be in possession of a valid state highway log tolerance permit. (Vol. IX p. 390 §4, 1964).

9.28.050 Restricted Roads and Bridges.

Special permits as herein provided shall be void on any county road or bridge upon which is posted a restriction of gross vehicle load.

(Vol. IX p. 390 §5, 1964).

9.28.060 Violation – Penalty.

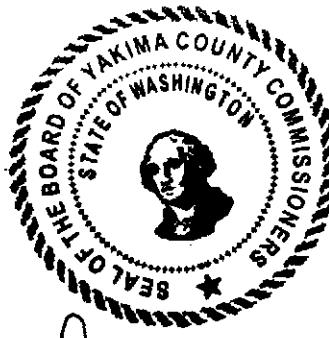
Any person, firm, or corporation who uses any county road for the purpose of transporting logs with weight authorized by state highway log tolerance permits without first obtaining a county permit as herein provided is guilty of a misdemeanor and subject to the penalties prescribed by RCW Title 46, and RCW 46.44.045, which is incorporated by reference herein and made a part hereof.

(Vol. IX p. 390 §6, 1964).

SECTION 2. In the event that any section, or part of this Ordinance shall be declared invalid such holding shall not be construed as affecting the validity of any other part of this Ordinance.

SECTION 3. This Ordinance shall become effective midnight on, June 15th, 2016.

ADOPTED by the Board of County Commissioners of Yakima County, Washington, the 14th day of June, 2016.



Attest: Tiera L. Girard
Clerk of the Board

Michael D. Leita, Chairman

Kevin J. Bouchey, Commissioner

J. Rand Elliott, Commissioner
*Constituting the Board of County Commissioners
for Yakima County, Washington*