

**ORDINANCE NO. \_\_\_\_\_**

**ESTABLISHING A TEMPORARY SPEED LIMIT FOR BIRCH BAY LYNDEN ROAD**

**WHEREAS**, the Whatcom County Council is authorized under RCW 46.61.415 to establish speed limits on certain County Roads; and

**WHEREAS**, the Washington State Department of Transportation (WSDOT) has requested to use Birch Bay Lynden Road as a detour during their SR-539 Duffner Ditch – Fish Passage Project; and

**WHEREAS**, the County Engineer has signed an agreement allowing for this use; and

**WHEREAS**, the County Engineer has determined that it is necessary to formally establish a temporary speed limit during construction; and

**WHEREAS**, the temporary speed limit on Birch Bay Lynden Road shall be 35 MPH from 1850 feet west of Berthusen Road to the Lynden City Limits, once the closure commences; and

**NOW, THEREFORE, BE IT ORDAINED** that a temporary speed limit be set as follows:  
35 MPH ON BIRCH BAY LYNDEN ROAD FROM 1850 FEET WEST OF BERTHUSEN ROAD TO THE LYNDEN CITY LIMITS, LOCATED IN Sections 23, 24, 25 & 26, Township 40 North, Range 2 East, W.M.; and

**BE IT FURTHER ORDAINED**, that the County Engineer is hereby directed to install the appropriate signs at a suitable time to be coordinated with WSDOT, once the project commences, and the Whatcom County Sheriff and Washington State Patrol be notified by a copy of this ordinance; and

**BE IT FURTHER ORDAINED**, that once the WSDOT closure of SR-539 is complete, the temporary speed limit shall expire; and

1           **BE IT FURTHER ORDAINED**, that once the WSDOT closure of SR-539 is complete, the  
2 County Engineer is hereby directed to remove the speed limit signs.  
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5           **ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2023.  
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8 ATTEST:  
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WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WASHINGTON

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12 \_\_\_\_\_  
13 Dana Brown-Davis, Clerk of the Council  
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Barry Buchanan, Council Chair

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16 APPROVED AS TO FORM:  
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WHATCOM COUNTY EXECUTIVE  
WHATCOM COUNTY, WASHINGTON

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19 Electronically Approved by C. Quinn/JJA 1-27-2023  
20 Christopher Quinn,  
21 Sr. Deputy Prosecuting Attorney,  
22 Civil Division  
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\_\_\_\_\_  
Satpal Singh Sidhu, Executive

( ) Approved                      ( ) Denied

Date Signed: \_\_\_\_\_