



Whatcom County

COUNTY COURTHOUSE
311 Grand Avenue, Ste #105
Bellingham, WA 98225-4038
(360) 778-5010

Agenda Bill Master Report

File Number: AB2023-122

File ID:	AB2023-122	Version:	1	Status:	Adopted
File Created:	02/07/2023	Entered by:	LCumming@co.whatcom.wa.us		
Department:	Public Works Department	File Type:	Ordinance Requiring a Public Hearing		
Assigned to:	Council	Final Action:	03/07/2023		
Agenda Date:	03/07/2023	Enactment #:	ORD 2023-008		

Primary Contact Email: sdraper@co.whatcom.wa.us

TITLE FOR AGENDA ITEM:

Ordinance updating Whatcom County Code (WCC) 12.36, Load Limits and repealing WCC 10.30, Permanent Weight Limitations

SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:

This ordinance will amend Whatcom County Codes 12.36 and 10.30, related to load limits on county roads and bridges, to better reflect the actual process related to this administrative function

HISTORY OF LEGISLATIVE FILE

<u>Date:</u>	<u>Acting Body:</u>	<u>Action:</u>	<u>Sent To:</u>
02/21/2023	Council	INTRODUCED FOR PUBLIC HEARING	Council
		Aye: 7 Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner	
		Nay: 0	
		Absent: 0	
03/07/2023	Council	ADOPTED	
		Aye: 7 Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner	
		Nay: 0	
		Absent: 0	

Attachments: Memo, Proposed Ordinance

ORDINANCE NO. 2023-008

**UPDATE OF WHATCOM COUNTY CODE 12.36 LOAD LIMITS
AND REPEAL OF 10.30 PERMANENT WEIGHT LIMITATIONS**

WHEREAS, Chapter 36.75.270 of the Revised Code of Washington authorizes the County Council to limit or prohibit classes or types of vehicles on any county road or bridge and may limit the weight of vehicles which may travel thereon; and

WHEREAS, Chapter 12.36 of Whatcom County Code establishes the Load Limits on specific bridges; and

WHEREAS, Chapter 10.30 of Whatcom County Code establishes Permanent Weight Limitations on specific roads; and

WHEREAS, conditions of bridges and roads are dynamic and always changing that sometimes result in the need to place load limitations and weight restrictions expeditiously; and

WHEREAS, the current code is antiquated and does not reflect the current limitations and restrictions; and

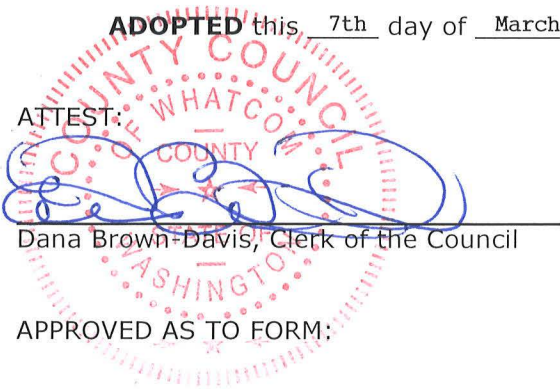

WHEREAS, Article XI, section 4 of the Washington State Constitution allows the County Council to delegate the authority to perform administrative functions; and

WHEREAS, the County Council determines load limitations and weight restrictions are an administrative function;

NOW, THEREFORE, BE IT ORDAINED by the Whatcom County Council that Whatcom County Code Chapter 10.30 is repealed and Whatcom County Code Chapter 12.36 is amended as attached exhibit A:

ADOPTED this 7th day of March, 2023.


ATTEST:



Dana Brown-Davis, Clerk of the Council

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON


Barry Buchanan, Council Chair

WHATCOM COUNTY EXECUTIVE
WHATCOM COUNTY, WASHINGTON


Satpal Singh Sidhu
County Executive,

APPROVED AS TO FORM:

Approved CQ/RM email 2-3-23
Christopher Quinn
Senior Prosecutor Attorney-Civil Division

Approved Denied

Date Signed: 3/13/23

Chapter 12.36
LOAD LIMITS

12.36.005 Restrictions on specific roads and bridges.

A. The County Engineer is authorized to place load limitations and weight restrictions on roads and bridges as conditions dictate and/or in accordance with applicable ratings, reports or State and Federal requirements.

B. The county engineer is authorized to post and maintain signs designating the weight limits designated in this section.

C. The county engineer is directed to post and maintain appropriate signs and the Whatcom County sheriff and the Washington State Patrol shall be notified.