

ORDINANCE NO. 2007-07-060

AN ORDINANCE OF THE CITY OF BELLINGHAM, WASHINGTON AMENDING BMC SECTION 8.04.140 TO FURTHER RESTRICT THE USE OF INTERNAL COMBUSTION ENGINES ON LAKE PADDEN.

WHEREAS, Washington Administrative Code section 232-28-619 already prohibits the use of internal combustion motors on Lake Padden from the last Saturday in April through October 31 for fishing, and

WHEREAS, recent use of internal combustion motors on Lake Padden has raised concerns regarding (a) environmental issues, (b) perceived incompatibility of such use with other, more prevalent uses on the lake and (c) incompatibility with such use and the size of the lake;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BELLINGHAM DOES ORDAIN AS FOLLOWS:

Section 1. BMC 8.04.140. Section 8.04.140 of the Bellingham Municipal Code is hereby amended to read as follows:

8.04.140 - Restricted Areas - Whatcom Creek – Lake Padden

A. It is unlawful to trespass, wade, swim, or fish in the area of Whatcom Creek known as Waterfront Falls and more specifically described as follows:

All that area between the Maritime Heritage Center pedestrian bridge and the Dupont Street bridge and between the northerly edge of the southerly adjacent pedestrian walkway and the southerly edge of the northerly adjacent pedestrian walkway.

B. Except in cases of emergency maintenance or recovery operations, it is unlawful to use an internal combustion motor on any floating device or water craft on Lake Padden.

C. A violation of this section is a misdemeanor.

[Ord. 10612 §2, 1995]

Section 2. Except as expressly amended above, Section 8.04.140 of the Bellingham Municipal Code shall remain in full force and effect as presently enacted.

Section 3. Effective date. This ordinance shall be effective fifteen (15) days after passage and publication of the ordinance or a summary thereof.

PASSED by the Council this 23rd day of July, 2007.

City of Bellingham
City Attorney
210 Lottie Street
Bellingham, Washington 98225
360-676-6903

Bob Ryan
Council President

APPROVED by me this 3rd day of August, 2007.

Jim Day
Mayor

ATTEST: Therese Hol
Finance Director

APPROVED AS TO FORM:
[Signature]
Office of the City Attorney

Published: July 27, 2007

City of Bellingham
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