

ORDINANCE NO. 2011-07-038

**AN ORDINANCE RELATING TO BMC 11.33 PARKING, STANDING, AND STOPPING, AMENDING SUBSECTION 11.33.060A.35 AND ADDING A NEW SUBSECTION 11.33.060A.39.**

**WHEREAS**, the City of Bellingham has adopted local versions of parking laws under RCW 46.16.381 in section 11.33.060 of the Bellingham Municipal Code; and

**WHEREAS**, the Washington State Legislature recodified the state vehicle laws in 2011 with the enactment of ESB 5061; and

**WHEREAS**, this recodification changes the law numbers of certain violations; and

**WHEREAS**, this recodification requires the local jurisdiction to replace the state law references to reflect this change; and

**WHEREAS**, the City has not previously explicitly prohibited parking in an access aisle; and

**WHEREAS**, newly recodified RCW 46.19.050 treats parking in an access aisle as a separate violation; and

**WHEREAS**, to clarify that parking in an access aisle is prohibited, a new section treating it as a separate violation should be adopted;

**NOW THEREFORE, THE CITY OF BELLINGHAM DOES ORDAIN:**

**Section 1.** Subsection 11.33.060A shall be amended to read as follows:

**11.33.060 – Stopping, Standing or Parking Prohibited in Specific Places – Reserving Portion of Highway Prohibited.**

**A.** Except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or other official traffic control device, no person shall stop, stand, or park a vehicle:

**1 - 34** No change.

**35.** Within any parking space or area signed or marked with insignia approved by the City Engineer as a disabled parking space, including spaces provided on private property without charge, except as permitted by RCW 46.19.050 or other provision of law.


36-38 No change.

39. Within any access aisle located next to a space reserved for persons with physical disabilities.

PASSED by the Council this 25th day of July, 2011.

  
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Council President

APPROVED by me this 15<sup>th</sup> day of August, 2011.

  
\_\_\_\_\_  
Mayor

ATTEST:   
\_\_\_\_\_  
Finance Director

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Office of the City Attorney

Published:

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