

**ORIGINAL**

Amend RMC 10.10,  
Model Traffic Ordinance

ORDINANCE NO. 1843

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING CHAPTER 10.10 OF THE REDMOND MUNICIPAL CODE ENTITLED "MODEL TRAFFIC ORDINANCE" TO REFLECT REVISIONS PURSUANT TO LAWS OF 1995, CHAPTER 332 AMENDING SECTIONS 10.10.030 AND 10.10.035.

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WHEREAS, Chapter 10.10 of the Redmond Municipal Code adopts portions of Chapter 46.90 RCW, commonly known as the Model Traffic Ordinance (MTO), and

WHEREAS, the Washington State Legislature has enacted changes to provisions relating to driving offenses involving alcohol or drugs, which are adopted in the MTO, and

WHEREAS, the Redmond City Council finds that this ordinance is in the interest of the public health, safety, and welfare;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Specific state statutes contained in the Model Traffic Ordinance not adopted. Redmond Municipal Code 10.10.030 is hereby amended to read as follows:

The following state statutes contained in the Model Traffic Ordinance are not adopted and are expressly deleted from the Redmond Municipal Code:

RCW 46.04.431      Definition of Highway, as adopted by WAC 308-330-100.

RCW 46.61.502      Driving Under the Influence of Intoxicants.

- RCW 46.61.504 Physical Control of a Motor Vehicle Under the Influence of Intoxicants.  
RCW 46.61.506 Evidence - Tests - Information concerning tests.  
RCW 46.61.5054 Alcohol Violators - Additional Fee.  
RCW 46.61.5056 Alcohol Violators - Information School.

Section 2: State statutes not adopted as part of the Model Traffic Ordinance as of July 18, 1995 but to be inserted later. Redmond Municipal Code section 10.10.035 is hereby amended to read as follows.

The following state statute, which has not been adopted as part of the Model Traffic Ordinance as of July 18, 1995, but which is anticipated to be so adopted at a later date, is not adopted by reference and is expressly deleted from the Redmond Municipal Code:

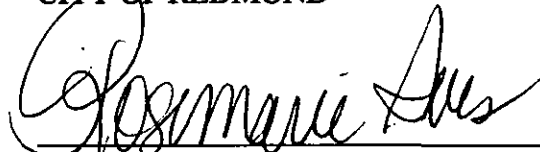
Laws of 1995, Chapter 332, Section 5. Criminal Sanctions - DUI Penalties

Section 3: Savings Clause. The amendments made by this ordinance do not affect any pending or existing litigation and do not operate as an abatement or bar to any action or proceeding pending under or by virtue of any other ordinance.

Section 4. Severability Clause. The provisions of this ordinance are declared to be separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section or portion of this ordinance, or the invalidity of the application thereof to any person or circumstance shall not affect the validity of the remainder of this ordinance, or the validity of its application to other persons or circumstances.

Section 8. Effective Date. This ordinance shall take effect from and after September 1, 1995.

CITY OF REDMOND

  
MAYOR ROSEMARIE IVES

ATTEST/AUTHENTICATED:

Bonnie Mattson  
CITY CLERK, BONNIE MATTSON

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

By: Jan E. [Signature]

FILED WITH THE CITY CLERK: July 12, 1995  
PASSED BY THE CITY COUNCIL: July 18, 1995  
SIGNED BY THE MAYOR: July 18, 1995  
PUBLISHED: July 26, 1995  
EFFECTIVE DATE: September 1, 1995  
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