

SCC1508;pl



CO00026872

**RECEIVED**  
SNOHOMISH COUNTY  
EXECUTIVE OFFICE

COUNTY COUNCIL  
Snohomish County, Washington

FEB 18 1988

WDT:      GW.      PCK  
JAM      KLB *2/10*      WBD

ORDINANCE NO. 88-006

RELATING TO SNOHOMISH COUNTY AIRPORT  
OPERATIONS; ADDING NEW SECTIONS TO  
TITLE 15 OF THE SNOHOMISH COUNTY  
CODE; AMENDING SECTIONS  
AND  
REPEALING SECTIONS

BE IT ORDAINED:

Section 1. SCC 15.08.062, 15.08.652, 15.08.653, 15.08.654, and 15.08.700, as adopted by resolution on June 24, 1974 and Ordinance 84-109 on October 22, 1984, are repealed.

Section 2. Snohomish County Code section 15.08.009 last amended by Ordinance 84-109 on October 22, 1984, is amended as follows:

15.08.009 Description of property and facilities.  
Snohomish County Airport (Paine Field) is located southwest of the City of Everett, Washington. The latitude is 47°-54' north, longitude 122°-16' west. The Airport consists of approximately thirteen hundred acres, has concrete and blacktop surfaces with artificial drainage. Runways are described as follows:

(a) Main Runway. Instrument runway 16R-34L is two hundred feet by nine thousand feet with one thousand feet to the south and three hundred sixty-five feet to the north of safety area. The construction is of concrete and asphalt concrete. The runway is strengthened to accommodate aircraft of the Boeing 747's weight and configuration.

(b) Utility Runways. Utility runway 11-29 is seventy-five feet by four thousand one hundred sixty-six feet (~~(7--11-29)~~) and constructed of asphaltic concrete. Utility runway 16L-34R is seventy-five feet by three thousand feet of asphaltic concrete.

Section 3. Snohomish County Code Section 15.08.053 adopted by Resolution on June 24, 1974, is amended as follows:

ORDINANCE RE: SNOHOMISH COUNTY AIRPORT - 1

15.08.05((3))4 Airport commission. "Airport commission" means ~~((a-board-comprised-of-five-people-appointed by,-and-who-serve-in-an-advisory-capacity-to,-the-county-commissioners-for-the-administration-of-the-Airport-))~~ the commission of seven members which serves in an advisory capacity to the airport manager, executive and council as provided in SCC Ch. 15.04.

NEW SECTION, Section 4. A new section 15.08.053 is added to Snohomish County Code Chapter 15.08 as follows:

15.08.053 Airport charges. "Airport charges" means charges of the airport for tie downs, landing fees, occupation of hangar by an aircraft, and all other charges owing or to become owing under a contract between an aircraft owner and an aircraft operator or under an officially adopted regulation and/or tariff including but not limited to the cost of sale and related expenses.

Section 5. Snohomish County Code Section 15.08.054, last amended by Ordinance 86-015 on March 12, 1986, is amended as follows:

15.08.05((4))5 Airport Manager. "Airport manager" means the representative appointed by the executive and confirmed by the council to manager, superintend, control and protect the airport as provided by state and county law.

Section 6. Snohomish County Code Section 15.08.055 adopted by Resolution on June 24, 1974, is amended as follow:

15.08.05((5))6 Control zone. "Control zone" means the airspace of defined geographical dimensions designated by the F.A.A. above and surrounding Snohomish County Airport, with which the airport control tower exercises authority.

Section 7. Snohomish County Code Section 15.08.056 adopted by Resolution on June 24, 1974, is amended as follows:

15.08.05((6))7 ((County-commissioners)) Council. ~~(("County-commissioner"-means-a-member-of-the-Snohomish-County Commission-which-has-executive,-administrative-and-ministerial-power-over-various-properties-and-agencies-of-Snohomish-County-including-the-Airport-))~~ "Council" means the Snohomish County Council.

Section 8. Snohomish County Code Section 15.08.057 adopted by Resolution on June 24, 1974, is amended as follows:

15.08.05((7))8 F.A.A. "F.A.A." means the Federal Aviation Administration of the United States of America.

Section 9. Snohomish County Code Section 15.08.058 adopted by Resolution on June 24, 1974, is amended as follows:

15.08.05((8))9 F.B.O. "F.B.O." means a fixed base operator who enters into a written or oral agreement for the airport premises.

Section 10. Snohomish County Code Section 15.08.059 adopted by Resolution on June 24, 1974, is amended as follows:

15.08.0((59))60 Landing area. "Landing area" means the public use runway and taxiway areas of the airport including the necessary clearance areas and the areas between runways and taxiways.

Section 11. Snohomish County Code Section 15.08.060 adopted by Resolution on June 24, 1974, is amended as follows:

15.08.06((0))1 Main runway - Utility runways. "Main runway" means runway 16R-34L. ~~((and-u))~~ Utility runways mean ~~((s))~~ runways 11-29 and 16L-34R.

Section 12. Snohomish County Code Section 15.08.061 adopted by Resolution on June 24, 1974, is amended as follows:

15.08.06((1))2 Motor vehicles. "Motor vehicles" means any self propelled vehicle ~~((that-is-self-propelled))~~ as defined in ~~((Revised-Code-of-Washington,))~~ Section 47.04.010 ~~((and-under-Section-15-08-101-of-this-chapter-))~~ (18) of the Revised Code of Washington (RCW).

NEW SECTION, Section 13. A new section 5.08.063 is added to Snohomish County Code Chapter 15.08 as follows:

15.08.063 Parking. "Parking" means the standing and/or stopping of a vehicle upon a street or roadway or on any other unleased portion of the airport, except in response to traffic control devices, stopped traffic, breakdown or other emergency, for a period of time in excess of two minutes whether or not such a vehicle is accompanied by an operator.

Section 14. Snohomish County Code Section 15.08.063 adopted by Resolution on June 24, 1974, is amended as follows:

15.08.06((3))4 Person. "Person" means any individual, firm, co-partnership, corporation, company or association, and includes any trustee, receiver or similar representative thereof.

Section 15. Snohomish County Code Section 15.08.064 adopted by Resolution on June 24, 1974, is amended as follows:

15.08.06((4))5 Ramp/Apron. "Ramp" or "Apron" means an area designated for the parking, maneuvering, loading, unloading and servicing of aircraft while they are on the ground.

New Section, Section 16. A new section 15.08.066 is added to Snohomish County Code Chapter 15.08 as follows:

15.08.066 Restricted area. "Restricted area" means the area of the airport restricted by order of the airport manager to use by aircraft and use by airport vehicles, equipment, and personnel maintaining or patrolling airport facilities within such area, said area includes but is not limited to landing areas, ramp areas, and necessary rights of way and clearance areas therefor.

Section 17. Snohomish County Code Section 15.08.065 adopted by Resolution on June 24, 1974, is amended as follows:

15.08.06((5))7 Roads. "Roads" means any area designated as public use roads or streets for the exclusive use of ground vehicles, including ways open to the public, but shall not include any such areas under leases to the tenant or lessee on the airport grounds.

Section 18. Snohomish County Code Section 15.08.066 adopted by Resolution on June 24, 1974, is amended as follows:

15.08.06((6))8 Taxiway. "Taxiway" means all areas designated as public use taxiways and used for exclusive use of aircraft movement while on the ground, but shall not include any areas under lease to a tenant or lessee on the airport grounds.

Section 19. Snohomish County Code Section 15.08.067 adopted by Resolution on June 24, 1974, is amended as follows:

15.08.06((7))9 Tenant. "Tenant" means a person who enters into a written or oral agreement with the airport for the purpose of engaging in a business or other authorized occupancy on airport premises.

Section 20. Snohomish County Code Section 15.08.068 adopted by Resolution on June 24, 1974, is amended as follows:

15.08.0((68))70 Tower. "Tower" means the airport control tower operated by the F.A.A. for the control of aircraft

and motor vehicles on the operational areas and in the airspace above and within the Snohomish County Airport control zone.

Section 21. Snohomish County Code Section 15.08.069, last amended by Ordinance 84-109 on October 22, 1984, is amended as follows:

15.08.0((69))71 Vehicle. "Vehicle" means every device by which any person or property is or may be transported or drawn, including bicycles.

Section 22. Snohomish County Code Section 15.08.104, last amended by Ordinance 84-109 on October 22, 1984, is amended as follows:

15.08.104 ~~((Loading-and-unloading-areas-and-vehicles-for-hire-))~~ Special Vehicle Restrictions. ~~((Vehicles-for-hire-or-car-rental-agencies-shall-only-be-operated-on-the-airport-ground-with-the-airport-manager's-approval-and-under-the-terms-and-conditions-that-he-may-prescribe-))~~

(1) The airport reserves the right to designate areas for loading and unloading ~~((passengers))~~. Taxicabs operating on the airport grounds must conform to any proper governmental authority which has jurisdiction over their operations.

~~((a))~~ (2) Runways and Taxiways. No vehicles are permitted on runways or taxiways except those operated by airport, county or F.A.A. personnel, or those persons specifically authorized by the airport manager such as certain fixed base operators and contractors. ~~((All-vehicles-shall-display-the-standard-orange-and-white-checkered-flag-))~~ Following authorization of vehicles not normally seen in the air operations area, the airport manager shall notify control tower personnel.

~~((b))~~ (a) Vehicles Equipped with Two-Way Radio. Airport, county and F.A.A. vehicles normally operating on runways and taxiways shall be equipped with and utilize two-way radios. Before entry, operators shall stop and request permission from the control tower.

~~((2))~~ (b) Vehicles without Two-Way Radio shall display a standard orange and white checkered flag. Authorized operators of vehicles without two-way radios shall stop short of the runway or taxiway and position the vehicle facing the control tower. The operator shall flash his headlights, requesting permission to cross. The control tower operator shall respond with the appropriate red or green signal with the light gun.

((+3+)) (c) During Tower Closure Period. During tower closure periods, each vehicle operator shall check in and out with the senior fire duty officer in the fire station (Building 219), and advise him of his intentions. It is then the operator's responsibility to maintain an alert lookout for aircraft.

((+b+)) (3) Apron/Ramp Areas. Vehicle traffic on apron/ramp areas is restricted to aircraft owners or operators driving to their tie-down area or hangar for loading or unloading; deliveries to aircraft owners or tenants whose aircraft or business fronts an apron area, or vehicle specifically authorized by the airport management. All vehicles on apron/ramp areas are restricted to a fifteen miles per hour speed limit. Taxiing aircraft on apron/ramp areas have the right-of-way over motor vehicles.

~~((e)--Ramp-and-Aircraft-Parking-Areas--Vehicles operating-in-areas-designated-ramp-or-parking-areas-shall-obey-a-fifteen-mile-per-hour-maximum-speed-limit.--Where-so-indicated-by-sign-vehicle-drive-lines-must-be-followed--Aircraft-operating-on-ramp-and-parking-areas-have-the-right-of-way-over-motor-vehicles--))~~

((+d+)) (4) Designation of Areas. It is the motor vehicle operator's responsibility to inform himself which airport areas are designated runways, taxiways, aprons, ramps and parking. Current maps designating such areas are available at airport manager's office.

(5) Vehicles for Hire. Vehicles for hire or car rental agencies shall only be operated on the Airport grounds with the Airport Manager's approval and under the terms and conditions that he may prescribe. Taxicabs operating on the Airport grounds must conform to proper governmental authority which has jurisdiction over their operations.

NEW SECTION, Section 23. A new section 15.08.210 is added to Snohomish County Code Chapter 15.08 as follows:

15.08.210 Restricted area, entry. It shall be unlawful for any person not authorized to enter, walk, stand, or remain upon any taxiway or runway or other restricted area of the airport without the approval of the airport manager. All persons authorized access to the restricted area shall have suitable identification on their persons when in a restricted area.

Section 24. Snohomish County Code Section 15.08.347, last amended by Ordinance 86-015 on March 12, 1986, is amended as follows:

15.08.347 Air traffic patterns. All air traffic is subject to the control of the F.A.A., and F.A.A. regulations shall control over any other provision of this section.

(a) Pattern Altitude. The recommended general aviation traffic pattern altitude for (~~both runways 16---34 and 11--29~~) all runways shall be one thousand six hundred feet M.S.L.

(b) Traffic Direction.

(1) When the air traffic control tower is operating, appropriate patterns will be assigned by air traffic control.

(2) When the air traffic control tower is not operating, all traffic shall use runway 16R - 34L. Approximate patterns are depicted in the F.A.A. Airman's Manual and Airport Directory.

NEW SECTION, Section 25. A new section 15.08.355 is added to Snohomish County Code Chapter 15.08 as follows:

15.08.355 Impoundment of aircraft.

(1) If an owner hangaring or parking an aircraft on the airport fails to pay any airport charge owed it, the owner's account is at least sixty days delinquent, and the owner's written contract includes the remedies provided in Section 2, Ch. 254, Laws of 1987 (RCW 14.08.\_\_\_\_) the airport manager or his designee may take reasonable measures including, but not limited to, moving the aircraft, or using chains, ropes and locks to secure the aircraft within the airport so that the aircraft is in the possession and control of the airport. At the time of securing the aircraft, the airport manager or designee shall attach to the aircraft a readily visible notice and send a copy of said notice to the owner, all in compliance with Section 2, Ch. 254, Laws of 1987 (RCW 14.08.\_\_\_\_).

(2) The aircraft, at the discretion of the airport manager or his designee, may be placed within the airport for storage with private persons under the airport manager's control as bailees. Reasonable costs of any procedures undertaken pursuant to this section shall be paid for by the aircraft's owner.

(3) If an aircraft is moved under conditions authorized under this section the owner who is obligated for hangaring or parking or other airport charges may regain possession of the aircraft by:

(a) Making arrangements satisfactory with the airport manager for the immediate removal of the aircraft from the airport's hangar, or making arrangements for authorized parking; and

(b) By making payment to the operator of all airport charges or by posting with the airport manager a sufficient cash bond or other security acceptable to the manager, to be held in trust by the manager pending written agreement of the parties with respect to payment by the aircraft owner of the amount owing, or pending resolution of charges in a civil action in a court of competent jurisdiction, the trust shall terminate and the airport manager shall receive so much of the bond or other security as is necessary to satisfy any judgment, costs, and interest as may be awarded to the county. The balance shall be refunded immediately to the owner at the owner's last known address by registered mail, return receipt requested. The airport manager shall send to the owner by first class mail a notice that the balance of funds was forwarded to him or her by registered mail, return receipt requested.

(4) If an aircraft parked or hangared at an airport is abandoned, the airport manager may authorize the public sale of the aircraft by authorized personnel to the highest and best bidder for cash as follows:

(a) If an aircraft has been secured by the airport manager under subsection (1) of this section and is not released to the owner under the bonding provisions of this section within one hundred eighty days after notifying the owner under subsection (1) of this section, or in all other cases, for one hundred eighty days after the operator secures the aircraft, the aircraft shall be conclusively presumed to have been abandoned by the owner;

(b) Before the aircraft is sold, the owner of the aircraft shall be given at least twenty days' notice of sale by registered mail, return receipt requested and the notice of sale shall be published at least once, more than ten but less than twenty days before the sale, in a newspaper of general circulation in the county in which the airport is located. The notice shall include the name of the aircraft, if any, its aircraft identification number, the last known owner and address, the time and place of sale, the amount of airport charges that will be owing at the time of sale, a reasonable description of the aircraft to be sold and that the airport manager may bid all or part of its airport charges at the sale and may become a purchaser at the sale;



(c) The proceeds of a sale under this section shall first be applied to payment of airport charges owed. The balance, if any, shall be deposited with the state department of revenue to be held in trust for the owner or owners and lienholders for a period of one year. If the sale is for a sum less than the applicable airport charges, the airport operator is entitled to assert a claim against the aircraft owner or owners for the deficiency.

NEW SECTION, Section 26. A new section 15.08.650 is added to Snohomish County Code Chapter 15.08 as follows:

15.08.650 Violations. All traffic laws of the state shall apply to vehicles operating on the airport. Any violation of this chapter shall be deemed a traffic infraction and be subject to all the provisions of Ch. 46.63 RCW. Violations are subject to the jurisdiction of the Everett district court.

Section 27. Snohomish County Code Section 15.08.103, last amended by Ordinance 84-108 on October 22, 1984, is amended as follows:

15.08.((103))652 Parking regulations. The purpose of this article is to regulate parking of vehicles on the Airport in order to protect the public health, safety and welfare by promoting safe and efficient use of limited parking spaces and minimizing adverse impacts of improperly parked vehicles.

~~((a))~~ (1) General Conditions. All motor vehicles on the airport are to be parked in designated parking lots or in a manner and place prescribed by the airport manager. All airport roadways are areas of restricted parking. Parking on grass or sod areas is not permitted except with special permission of the airport manager (during specific events such as air shows, etc.). Parking is restricted within fifteen feet of fire hydrants or standpipes.

~~((b)--Parking-by-Hangars--Vehicles-shall-not-be-parked in-front-of-hangars-except-while-making-deliveries--(Not-to-exceed-fifteen-minutes)--Tenants-of-F-hangars-may-park-their-cars-in-their-hangars-while-operating-their-aircraft--))~~

(2) Prohibited Parking Areas. It shall be unlawful for the operator of a vehicle to park such vehicle in or on any of the following places, except when necessary to avoid conflict with other traffic, or to comply with other provisions of this Code, or with the direction of a public safety officer or traffic control sign or signal:

- (a) Within an intersection;
- (b) On a crosswalk;
- (c) Between a safety zone and the adjacent curb, or within 25 feet of points on the curb immediately opposite the end of a safety zone, unless some other distance is indicated by a sign as authorized in this chapter;
- (d) Within 20 feet of a cross walk or street intersection;
- (e) Within 30 feet upon the approach to any flashing beacon, stop sign, traffic control signal, or traffic devices located at the side of the roadway;
- (f) In front of or within 50 feet of the driveway entrance to any fire or police station, or within any other marked fire zone area contiguous to such driveway;
- (g) In front of or within 15 feet of a fire hydrant or standpipes;
- (h) On a sidewalk or parking strip;
- (i) Within any space marked as a fire exit;
- (j) On that portion of any street contiguous to or opposite any outside court, corridor, passage, fire escape, exit or entrance door, or any other place adjacent to any door opening in any outer wall of any building containing, in whole or in part, any place of public assembly through which the public must pass to leave such building while such building is being utilized for public gatherings. It shall be incumbent upon and the duty of the owner or agent of the business used for the purpose herein specified to designate such prohibited areas by the placement of stanchions, signs or curb markings of the form and type satisfactory to the Airport Manager; and
- (k) At any place where official traffic signs have been erected prohibiting parking;
- (l) Parking by Hangars. Vehicles shall not be parked in front of hangars except while making deliveries (Not to exceed fifteen minutes.) Tenants of T-hangars may park their cars in their hangars while operating their aircraft;

~~((e) -- Inoperative Vehicles or Aircraft. -- No abandoned, junked or inoperative vehicles or aircraft or unlicensed vehicles are to be left on the airport grounds. -- After one week such vehicle may be towed to a storage or impound area at owner's expense. -- If such vehicle or aircraft is not claimed or redeemed within thirty days said vehicle or aircraft may be sold or junked by the airport without further notice to owner. -- Provided no action contrary to RCW-46.12.070 or 46.12.230 with respect to destruction of licensed vehicles may be undertaken by the county.))~~

(3) Identification of No Parking and Restricted Parking areas. Except where this section provides otherwise, the Airport Manager shall identify designated No Parking and Restricted Parking areas by using appropriate signing and/or curb painting or lettering. It shall be unlawful for any person, company, or private organization to paint curbs or paint on parking signs without the permission of the Airport Manager. No regulations imposing parking time limits or prohibiting parking shall be effective unless the signs and/or curb markings authorized herein are in place at the time of any alleged violation or infraction.

"NO PARKING AREAS" shall be so identified either by a yellow painted curb or appropriate signing.

"FIRE ZONES" shall be so identified either by a red painted curb or appropriate signing.

"HANDICAPPED PARKING STALLS" shall be designated as such by appropriate markings.

"RESTRICTED PARKING ZONES" and other restricted parking areas shall be so identified by appropriate signing.

(4) Restricted Parking Zones.

(a) Thirty minutes parking zones. No person shall park a vehicle for a longer continuous time than 30 minutes of any day in areas marked with signs advising of such restrictions.

(b) Loading Zones. No person shall park for any reason other than loading and unloading of passengers, products, or packages, in areas marked as loading zones with signs and white curb paint advising of such restrictions.

(c) Handicapped Zones. No person shall park a vehicle in marked handicapped parking zones on public or private property without an appropriate permit or license being displayed by the vehicle.

(d) Fire Zones. No person shall park a vehicle in fire zones marked by red curb paint or signs advising of such restrictions.

(5) Parking for Certain Purposes Unlawful. No person shall park any vehicle upon any street or parking area for the principle purpose of:

(a) Displaying advertising and/or campaigning.

(b) Displaying such vehicle for sale.

(c) Selling merchandise from such vehicle except when authorized.

(6) One Vehicle - One Space. No person shall park in such a way as to occupy parts of more than one parking space or park a vehicle other than at the angle to the curb indicated by such markings.

(7) Parking on Aircraft Tiedown Locations. Tenants with aircraft tied down on the Airport may park their vehicles on the aircraft tiedown while operating their aircraft.

((d)) (8) Right to Move Vehicles. The airport reserves the right to move any vehicles for purposes of sweeping, snow removal, or for reasons of safety or convenience of the airport, or by reason of violation of regulations of the airport.

(9) Authority. The parking regulations set forth in this chapter shall be enforced by the Airport Manager by and through law enforcement officers of Snohomish County and such employees of the airport as are designated by the airport manager. The airport manager shall post signs as required by RCW 46.55.070 near the public entrances to the airport and at not less than four other spots within the airport in clearly conspicuous and locations visible to those who park on airport property.

NEW SECTION, Section 28. A new section 15.08.653 is added to Snohomish County Code Chapter 15.08 as follows:

15.08.653 Penalties and Procedures for Parking Violations.

(1) Civil penalties for parking violations as contained in SCC 15.08.104 and 15.08.561 are as follows:

(a) Fifty dollars per violation for

(i) Parking in a taxiway or runway contrary to SCC 15.08.104;

(ii) Parking in a handicapped zone contrary to SCC 15.08.651(4)(c);

(iii) Parking in a fire zone contrary to SCC 15.08.651(4)(d).

(b) Ten dollars for any other parking violation contained in SCC 15.08.651.

Provided, that penalties for other than a violation of SCC 15.08.104 will be reduced by half if the parking violation is paid within three business days of the date of issuance. Each day in which a violation occurs shall constitute a separate violation.

(2) Notice of violation. Any vehicle found in violation of any provisions of this section shall be issued a notice of violation, which notice shall be conspicuously affixed to the vehicle by the officer finding the violation. Such notice shall be in form approved by the airport manager and contain the information required by RCW 46.63.060, inform of the monetary penalty and method of payment, and advise of the procedure in the event of nonpayment. A notice of violation represents a determination that a violation has been committed and shall be final unless the monetary penalty is paid within fifteen calendar days.

(3) Whenever any motor vehicle without a driver is found parked, standing, or stopped in violation of this chapter, the officer or other authorized person finding such vehicles shall take its registration number, if visible, and may take any other information displayed on the vehicle which may identify its user, and shall conspicuously affix to said vehicle a notice of violation or traffic citation.

(4) Payment of parking penalties shall be made at the Airport office. If payment is not made within ten days of issuance of notice of violation, an additional penalty of \$25.00 shall be imposed. After passage of fifteen days from issuance of notice of violation, unpaid parking violations shall become traffic infractions enforceable under the provisions of RCW Chapter 46.63, RCW 46.90.710-.740, and Justice Court Traffic Infraction Rules (JTIR).

(5) The parking regulations contained in this chapter shall be enforced by the Airport Manager by and through members of the Paine Field Fire Department or other uniformed officers or parking enforcement officers employed by Snohomish County.

NEW SECTION, Section 29. A new section 15.08.654 is added to Snohomish County Code Chapter 15.08 as follows:

15.08.654 Penalties for violation. Any person violating any provisions of this title for which no civil or criminal penalty is provided, except for SCC 15.08.348, shall be guilty of a misdemeanor and upon conviction shall be punished as provided in SCC 1.01.100; Provided however that any person violating section 15.08.210 shall be subject to a fine of not less than \$500 dollars nor more than \$1,000 dollars and/or imprisonment for not less than 30 days nor more than one year.

NEW SECTION, Section 30. A new section 15.08.655 is added to Snohomish County Code Chapter 15.08 as follows:

15.08.655 Circumstances authorizing the impoundment of vehicles. In addition to any other penalty or remedy, vehicles on the airport may be impounded by a registered tow truck operator at the direction of a Snohomish County law enforcement officer, the airport manager, a member of the Paine Field Fire Department, or other person authorized by the airport manager when such vehicle: (1) constitutes a traffic hazard as defined in RCW 46.61.565; (2) is parked upon a taxiway or runway; (3) is so parked as to create an obstruction to the lawful passage of vehicles or aircraft; (4) is illegally parked within a prohibited or restricted zone as defined in SCC 15.08.651(4); (5) is illegally parked on any other public area of the airport and has been issued a notice of violation pursuant to SCC 15.08.652(2) for a period in excess of 3 days; (6) has received one or more unpaid notices of violation for parking on the taxiway or runway, handicap area, or within a fire lane within the previous six months; (7) has received three or more notices of violation for parking in violation of any provisions of this section other than parking on a taxiway or runway, handicap area, or fire zone; or (8) is an abandoned vehicle, wrecked, dismantled, inoperative, or unlicensed to operate upon the public highways of this state.

NEW SECTION, Section 31. A new section 15.08.656 is added to Snohomish County Code Chapter 15.08 as follows:

15.08.656 Impoundment and release procedures-Vehicles.

(1) The executive, after advertisement and bid as required by SCC Ch. 3.04, is authorized to enter into a contract with the registered truck owner whose response is most advantageous to the county to provide impoundment services for vehicles as required by this chapter and RCW 46.55.070 through 46.55.140.

(2) The law enforcement officer or the airport manager, whichever is directing the impoundment of a vehicle, shall notify the legal registered owner of the vehicle as required by RCW 46.55.110 within twenty four hours of impoundment.

(3) No tow truck operator shall release any impounded vehicle until advised that all charges of the airport against such vehicle have been fully paid. Other conditions of storage, return, redemption, hearing, notice and sale shall be as provided in RCW 46.55.090 through 46.55.140.

(4) All expenses of towing and storage shall be borne by the owner of the vehicle and shall be paid by said owner to the towing or storage company. No liability shall attach to Snohomish County, the Snohomish County Airport, or any agents or employees of Snohomish County for any damages arising out of any impoundment. Provisions of this chapter may be utilized as an alternative to the provisions contained in SCC Ch. 10.36.

NEW SECTION, Section 32. A new section 15.08.657 is added to Snohomish County Code Chapter 15.08 as follows:

15.08.657 Registered owner responsible - presumption. In any parking violation or any other infraction under this title, proof of registered ownership of a vehicle found to be in violation shall constitute a prima facie presumption that the registered owner of the vehicle is the person who committed the violation unless there is a preponderance of evidence establishing one of the following: (1) The vehicle has been reported stolen and has not been returned to the registered owner before the time and date of the violation or infraction; (2) The registered owner has transferred ownership of the vehicle prior to the time and date of the infraction; or (3) The party having custody of the vehicle at the time of the violation or infraction admits liability therefor, accepts amendment of a notice naming it, and pays applicable penalty and charges.

Section 33. Snohomish County Code Section 15.08.660 adopted by Ordinance 84-109 on October 22, 1984, is amended as follows:

15.08.660 Publication. The airport manager is authorized to publish the rules and regulations of the county airport in such form as he considers appropriate. A copy of the rules and regulations shall be conspicuously posted at the airport manager's office.

PASSED this 17th day of February, 1988.

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

Stanley Bartholomew  
Chairperson

Approved as to form:

Goda W. A.S.  
Deputy Prosecuting Attorney

ATTEST:

Kathryn J. Morison  
Clerk of Council

- (  ) APPROVED  
(    ) VETOED  
(    ) EMERGENCY

DATE Feb. 23, 1988

Willis D. Tucker  
County Executive

PUBLISHED \_\_\_\_\_ and \_\_\_\_\_