

ORDINANCE NO. 1101

AN ORDINANCE OF THE CITY OF KIRKLAND, WASHINGTON, RELATING TO AND REGULATING MOTOR VEHICLES INCLUDING MOTORCYCLES, TRAFFIC AND TRAVEL UPON THE PUBLIC STREETS AND OTHER WAYS OPEN TO THE PUBLIC, DEFINING OFFENSES AND PROVIDING PENALTIES THEREFOR, AND SUPPLEMENTING ORDINANCE NO. 956, THE KIRKLAND TRAFFIC CODE.

BE IT ORDAINED by the City Council of the City of Kirkland as follows:

Section 1. No person shall drive a motorcycle as defined in RCW 46.04.330 or a motor-driven cycle as defined in RCW 46.04.332 upon the public streets and other ways open to the public within the City of Kirkland unless such person has been issued and has on his person a valid driver's license showing compliance with Section 1 of Chapter 232, Laws of the State of Washington, 1967, Regular Session.

Section 2. It shall be unlawful:

A. For any person to operate a motorcycle not equipped with a mirror on each side of the handlebars thereof; the two mirrors shall be so located as to give the driver a complete view of the highway for a distance of at least 200 ft. to the rear of the motorcycle.

B. For any person to operate a motorcycle in excess of 35 miles per hour which does not have a windshield, unless he wears goggles or a face shield of a type approved by the Washington State Commission on Motor Vehicle Equipment.

C. For any person to operate or ride upon a motorcycle unless he wears a protective helmet approved by the Washington State Commission on Motor Vehicle Equipment. Such a helmet must be equipped with either a neck or chinstrap which shall be fastened securely while the motorcycle is in motion.

D. For any person to modify the exhaust system of a motorcycle in any manner which will amplify or increase the noise emitted by the engine of such vehicle above that emitted by the muffler originally installed on the vehicle, and it shall further be unlawful for any person to operate a motorcycle not equipped as required by this subsection, or which has been amplified as prohibited by this subsection.

E. For any person to operate upon a public street or other way open to the public a motorcycle in which the handlebars or grips are more than 15 inches higher than the seat or saddle for the operator.

F. For any person to ride a motorcycle in a position where both feet are placed on the same side of the motorcycle.

G. The provisions of Sub-sections A, B, C, E, F, G, of this section may be temporarily suspended by the Chief of Police or his designate with respect to the operation of motorcycles with the City of Kirkland in connection with a parade or public demonstration.

Section 3. It shall be unlawful for any person to rent a motorcycle or motor-driven cycle to any other person:

A. Unless such latter person is then duly licenses as a vehicle operator for the kind of motor vehicle being rented in this State as required in Section 1 of this ordinance.

B. Until he has inspected the vehicle operator's license of such other person and has compared and verified the signature thereon with the signature of such other person written in his presence.

C. Unless he shall also have on hand for rent helmets of the type required by this ordinance and no motorcycle shall be rented out unless the person renting the same has in his possession a helmet of the type required by this ordinance regardless of from whom such helmet is obtained.

Section 4. Any person operating a motorcycle or motor-driven cycle shall ride only upon the permanent and regular seat attached thereto, and such operator shall not carry any other person nor shall any other person ride on a motorcycle unless such motorcycle is designed to carry more than one person, in which event a passenger may ride upon the permanent and regular seat if designed for two persons, or upon another seat firmly attached to the rear or side of the operator; provided, however, that the motorcycle must contain foot pegs of a type approved by the Washington State Commission on Motor Vehicle Equipment.

Section 5. This ordinance shall be deemed a supplement to Ordinance No. 956, the Kirkland Traffic Code, and may be cited as "Kirkland Traffic Code-Motorcycles".

Section 6. This ordinance shall be in force and take effect five (5) days from and after its passage by the Council and publishing as required by law.

PASSED by the City Council in regular meeting on the 17th day of July, 1967.

SIGNED in authentication thereof on the 17th day of July, 1967.

James S. Day

Mayor

Attest:
William Lucas

Director of Administration and Finance
(ex officio City Clerk)

Approved as to form:
Ralph Thomas

City Attorney