

ORDINANCE O-4773

AN ORDINANCE OF THE CITY OF KIRKLAND RELATED TO VEHICLES AND TRAFFIC AND PARKING AND AMENDING KIRKLAND MUNICIPAL CODE SECTION 12.45.320 TO PROHIBIT PARKING WITHIN ANY STREET RIGHT-OF-WAY DEDICATED FOR PEDESTRIAN USE BY OFFICIAL SIGNS OR MARKINGS OR ON A ROADWAY SHOULDER BEHIND AN EXTRUDED CURB.

1 WHEREAS, the City of Kirkland ("City") strives to provide  
2 safe designated walkways for all users; and  
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4 WHEREAS, Kirkland Municipal Code ("KMC") Section  
5 12.45.230 prohibits the parking of a vehicle on a sidewalk or street  
6 planting strip but does not explicitly prohibit parking in other  
7 street right-of-way ("ROW") areas designated for pedestrian use,  
8 as is intended; and  
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10 WHEREAS, the City has found that some drivers sometimes  
11 park their vehicles in street ROW areas designated for pedestrian  
12 use, such as behind extruded curbs delineating street ROW areas  
13 designated for pedestrians; and  
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15 WHEREAS, the Council wishes to clarify its intent with  
16 respect to such street ROW areas designated for pedestrians in  
17 order to enhance pedestrian safety and provide for clearer parking  
18 enforcement authority in those areas.  
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20 NOW, THEREFORE, The City Council of the City of Kirkland  
21 does ordain as follows:  
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23 Section 1. Section 12.45.320 of the Kirkland Municipal  
24 Code is amended to read as follows:  
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26 **12.45.320 Stopping, standing, or parking prohibited in**  
27 **specified places—Reserving portion of highway**  
28 **prohibited.**

29 (a) Except when necessary to avoid conflict with other traffic,  
30 or in compliance with law or the directions of a police officer  
31 or official traffic control device, no person shall:

32 (1) Stop, stand, or park a vehicle:

33 (A) On the roadway side of any vehicle stopped or  
34 parked at the edge or curb of a street;

35 (B) On a sidewalk or street planting strip, or within  
36 any street ROW dedicated for pedestrian use by  
37 official signs or markings, or on a roadway shoulder  
38 behind an extruded curb;

39 (C) Within an intersection;

40 (D) On a crosswalk;

41 (E) Between a safety zone and the adjacent curb or  
42 within thirty feet of points on the curb immediately  
43 opposite the ends of a safety zone, unless official

- 44 signs or markings indicate a different no-parking area  
 45 opposite the ends of a safety zone;  
 46 (F) Alongside or opposite any street excavation or  
 47 obstruction when stopping, standing, or parking  
 48 would obstruct traffic;  
 49 (G) Upon any bridge or other elevated structure upon  
 50 a highway or within a highway tunnel;  
 51 (H) On any railroad tracks;  
 52 (I) In the area between roadways of a divided  
 53 highway including crossovers;  
 54 (J) At any place where official signs prohibit stopping;  
 55 or  
 56 (K) On any on-street path or lane designated by  
 57 official signs or markings for the exclusive use of  
 58 bicycles; except when such stopping, standing or  
 59 parking causes only minor incidental encroachment  
 60 into an on-street path or lane designated for the  
 61 exclusive use of bicycles by official signs or markings.
- 62 (2) Stand or park a vehicle, whether occupied or not,  
 63 except momentarily to pick up or discharge a passenger  
 64 or passengers:  
 65 (A) In front of a public or private driveway or within  
 66 five feet of the end of the curb radius leading thereto;  
 67 (B) Within fifteen feet of a fire hydrant;  
 68 (C) Within twenty feet of a crosswalk;  
 69 (D) Within thirty feet upon the approach to any  
 70 flashing signal, stop sign, yield sign, or traffic control  
 71 signal located at the side of a roadway;  
 72 (E) Within twenty feet of the driveway entrance to  
 73 any fire station and on the side of a street opposite  
 74 the entrance to any fire station within seventy-five  
 75 feet of said entrance when properly signposted; or  
 76 (F) At any place where official signs prohibit  
 77 standing.
- 78 (3) Park a vehicle, whether occupied or not, except  
 79 temporarily for the purpose of and while actually  
 80 engaged in loading or unloading property or passengers:  
 81 (A) Within fifty feet of the nearest rail of a railroad  
 82 crossing; or  
 83 (B) At any place where official signs prohibit  
 84 parking.
- 85 (b) Parking or standing shall be permitted in the manner  
 86 provided by law at all other places except a time limit may be  
 87 imposed or parking restricted at other places, but such  
 88 limitation and restriction shall be by city ordinance or county  
 89 resolution or order of the secretary of transportation upon  
 90 highways under their respective jurisdictions.
- 91 (c) No person shall move a vehicle not lawfully under his or  
 92 her control into any such prohibited area or away from a curb  
 93 such a distance as is unlawful.
- 94 (d) It shall be unlawful for any person to reserve or attempt  
 95 to reserve any portion of a highway for the purpose of  
 96 stopping, standing, or parking to the exclusion of any other  
 97 like person, nor shall any person be granted such right.

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(e) Unless otherwise specified by state law or city ordinance, the penalty for prohibited stopping, standing or parking in specified places shall be forty-five dollars.

Section 2. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication pursuant to Section 1.08.017, Kirkland Municipal Code in the summary form attached to the original of this ordinance and by this reference approved by the City Council.

Passed by majority vote of the Kirkland City Council in open meeting this 16 day of November, 2021.

Signed in authentication thereof this 16 day of November, 2021.

  
\_\_\_\_\_  
Penny Sweet, Mayor

Attest:

  
\_\_\_\_\_  
Kathi Anderson, City Clerk

Approved as to Form:

  
\_\_\_\_\_  
Kevin Raymond, City Attorney

Publication Date: 11/22/2021

PUBLICATION SUMMARY  
OF ORDINANCE NO. 4773

AN ORDINANCE OF THE CITY OF KIRKLAND RELATED TO VEHICLES, TRAFFIC, AND PARKING AND AMENDING KIRKLAND MUNICIPAL CODE SECTION 12.45.320 TO PROHIBIT PARKING WITHIN ANY STREET RIGHT-OF-WAY DEDICATED FOR PEDESTRIAN USE BY OFFICIAL SIGNS OR MARKINGS OR ON A ROADWAY SHOULDER BEHIND AN EXTRUDED CURB.

SECTION 1. Amends Kirkland Municipal Code Section 12.45.320 related to vehicles, traffic, and parking and the specified places where stopping, standing, or parking is prohibited.

SECTION 2. Authorizes publication of the ordinance by summary, which summary is approved by the City Council pursuant to Section 1.08.017 Kirkland Municipal Code and establishes the effective date as five days after publication of summary.

The full text of this Ordinance will be mailed without charge to any person upon request made to the City Clerk for the City of Kirkland. The Ordinance was passed by the Kirkland City Council at its meeting on the 16 day of November, 2021.

I certify that the foregoing is a summary of Ordinance 4773 approved by the Kirkland City Council for summary publication.


  
\_\_\_\_\_  
Kathi Anderson, City Clerk



**Extruded curb walkways within City bounds**

**Legend**

- Extruded curb
- Sidewalk
- Street
- City Limits



Author: Sierra Ohlsen  
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