

ORDINANCE NO. 3385

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO  
ABANDONED AND UNAUTHORIZED VEHICLES AND AMENDING SECTION  
12.40.010 OF THE KIRKLAND MUNICIPAL CODE.

Be it ordained by the City Council of the City of Kirkland as follows:

Section 1. Section 12.40.010 of the Kirkland Municipal Code, entitled "Definitions," is hereby amended to read as follows:

Section 12.40.010 Definitions.

For the purpose of this chapter:

(1) "Abandoned vehicle" means any vehicle or hulk left within the right-of-way of any public street, highway, alley or way open to the public for a period of twenty-four hours.

(2) "Automobile hulk" or "hulk" or "junk vehicle" means a motor vehicle or remnant or remains thereof which is apparently inoperable and is extensively damaged or missing vital parts or mechanisms.

(3) "Registered tow truck operator" or "operator" means any person who engages in the impounding, transporting, disposal, or storage of unauthorized or abandoned vehicles and who is properly registered or licensed pursuant to RCW Chapters ~~46.52~~ or 46.55.

(4) "Unauthorized vehicle" means a vehicle that is subject to impoundment at the direction of the city after being left unattended in one of the following locations for the indicated period of time:

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| (a) Constituting a traffic hazard<br>(see RCW <del>46.61.565</del> <u>46.55.113</u> )              | Subject to<br><u>removal after:</u><br>Immediately |
| (b) Abandoned and tagged (see RCW<br><del>46.52.170</del> <u>46.55.085</u> ) (for instance)<br>tag | 24 hours after<br>attachment of                    |
| (c) Coming within a provision of KMC<br>Chapter 12.44 or 12.48 which<br>authorizes impoundment     | Immediately  |

Section 2. Severability. If any section, subsection, sentence, clause, phrase, part or portion of this ordinance, including those parts adopted by reference is for any reasons held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 3. This Ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in regular, open meeting this 21st day of September, 1993.

Signed in authentication thereof this 21st day of September,  
1993.




\_\_\_\_\_  
MAYOR

Attest:

  
\_\_\_\_\_  
Deputy City Clerk

Approved as to Form:

  
\_\_\_\_\_  
City Attorney

ORD-VEH.SEP/RB:cw