

ORDINANCE 736

CITY OF LACEY

AN ORDINANCE READOPTING CHAPTER 12.28 OF THE LACEY MUNICIPAL CODE RELATING TO THE PROHIBITION OF OBSTRUCTIONS AT INTERSECTIONS AND PROVIDING FOR CLEAR VISION AREAS AT SAID INTERSECTIONS WITHIN THE CITY

WHEREAS, the City Council duly considered, passed, and published an ordinance or ordinances enacting the chapter of the Lacey Municipal Code identified in the title to this ordinance relating to the subject matter so identified, and

WHEREAS, it has been asserted that ordinances of the City should have been posted in three public places in the City rather than published in the City's official newspaper, and if said assertion is upheld, the validity of that portion of the Lacey Municipal Code identified in the title to this ordinance may be in jeopardy and the Council takes this action in readopting the substantive provisions of said chapter solely for the purpose of protecting the City and its citizens against such a contingency; now, therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, as follows:

Section 1. Chapter 12.28 of the Lacey Municipal Code is hereby readopted to read as follows:

Chapter 12.28

CLEAR VISION AREAS AT INTERSECTIONS

Sections:

12.28.010 Obstructions--Clear vision area defined.

12.28.010 Obstructions--Clear vision area defined. (a) Obstructions Prohibited. On property abutting an arterial street and within two hundred feet of the center of a street intersecting the arterial, it is unlawful to install, set out, or to allow the installation or setting out of any obstruction to the view, higher than three feet above the level of the center of the adjacent intersection, within that clear vision area described in (b) hereof, provided: this prohibition shall not apply to public utility poles, trees trimmed to the trunk to a line at least ten feet above the level of the intersection so as to leave at all seasons a clear and unobstructed cross view, supporting members of appurtenances to permanent buildings existing on the date the ordinance codified in this chapter becomes effective, official warning signs or signals, places where the contour of the ground is such that there can be no cross visibility at the intersection, or to signs mounted

ten feet or more above the ground and whose supports do not constitute an obstruction.

(b) Clear Vision Area Defined. The "clear vision area" is that triangular area with one side being the property line abutting the arterial street and the other two sides established as follows: Extend the property line abutting the arterial street across the intersecting street; establish the centerline of the intersecting street; measure along the centerline of the intersecting street back five feet from the property line extended and connect this point with a point on the property line abutting the arterial street two hundred feet from the centerline of the intersecting street. (Ord. 473 §1, 1977: Ord. 385 §1(part), 1975).


Section 2. It is the intent of the City Council in passing this ordinance to readopt the provisions set forth herein only if said readoption is ruled necessary. It is further the intent of the City Council to reaffirm all of the provisions of Chapter 12.28 of the Lacey Municipal Code as originally adopted and further amended by ordinances of this Council.

PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY,
WASHINGTON this 28th day of March, 1985.

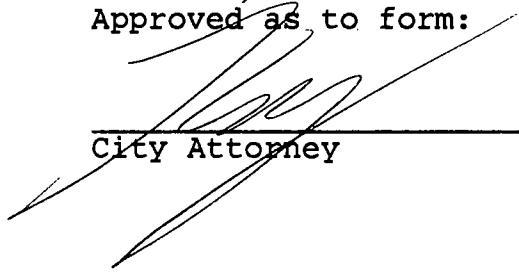
CITY COUNCIL

By 
Mayor

Attest:


City Clerk

Approved as to form:


City Attorney

Posted: March 29, 1985