

CITY OF FIFE, WASHINGTON

ORDINANCE NO. 1913

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, PROHIBITING TRUCKS NORTHBOUND ON ALEXANDER AVENUE EAST NORTH OF PACIFIC HIGHWAY EAST BETWEEN 5:00AM AND 5:00PM AND AMENDING SECTION 10.44.010 OF THE FIFE MUNICIPAL CODE**

WHEREAS, the City of Fife has the authority under RCW 46.44.080 and RCW 47.48.010 to close or restrict traffic on any city street to any class of vehicles on certain conditions; and

WHEREAS, the City also has the authority under Article XI, Section 11 of the State Constitution to regulate its city streets in the interests of public health, safety, and welfare; and

WHEREAS, based on the findings set forth below, the City Council deems that prohibiting trucks having a gross vehicle weight rating (G.V.W.R.) in excess of 10,000 pounds from travelling northbound on Alexander Avenue East north of Pacific Highway East between 5:00am and 5:00pm is necessary for the public health, safety and welfare;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Based on the records and information before it, the Council finds and concludes as follows:

1. Trucks destined for the Evergreen Pierce County Terminal frequently queue northbound on Alexander Avenue East north of Pacific Highway East.
2. This queuing creates delays for trucks and other vehicles in the area, impeded access to and from adjoining properties and has the potential to create serious safety concerns.
3. While intermittent queues have been witnessed for some time, recent increases in container volumes have exacerbated the concerns and increased the risk to public health and safety.
4. Prohibiting trucks having a gross vehicle weight rating (G.V.W.R.) in excess of 10,000 pounds from travelling northbound on Alexander Avenue East north of Pacific Highway East between 5:00am and 5:00pm is necessary for the public health, safety and welfare.

Section 2. Section 10.44.010 of Fife Municipal Code is hereby amended to read as follows:

**10.44.010 Established – Exceptions**

All through traffic by motor trucks, with or without trailers, having a licensed gross vehicle weight rating (G.V.W.R.) in excess of 10,000 pounds is prohibited on any and all streets or alleys within the city with the exception of:

- A. Pacific Highway East;
- B. 20th Street East from 54th Avenue East to 20th Street Drive;
- C. 54th Avenue East from 20th Street East to the north city limits;
- D. Valley Avenue East from 82nd Avenue East (Freeman Road) to 70th Avenue East;
- E. 20th Street Drive;
- F. Alexander Avenue East north of Pacific Highway East, southbound at all hours and northbound between the hours of 5:00pm and 5:00am;
- G. Industry Drive;
- H. Port of Tacoma Road;
- I. Frank Albert Road;
- J. 70th Avenue East;
- K. North Levee Road east of the west edge of 66th Avenue East (Milroy Bridge);
- L. North Levee Road west of 66th Avenue East (Milroy Bridge): the weight limit is 26,000 pounds licensed gross vehicle weight rating (G.V.W.R.);
- M. 20th Street East from 54th Avenue East to 70th Avenue East: the weight limit is 14,000 pounds licensed gross vehicle weight rating (G.V.W.R.);
- N. Valley Avenue East from 70th Avenue East to 54th Avenue East: the weight limit is 14,000 pounds licensed gross vehicle weight rating (G.V.W.R.);
- O. 54th Avenue East from Valley Avenue East to 20th Street East: the weight limit is 14,000 pounds licensed gross vehicle weight rating (G.V.W.R.); and
- P. 20th Street East from 70th Avenue East to the east city limits.

Section 3. The Public Works Director is hereby authorized and directed to promptly cause notice of the restrictions specified in this ordinance, including the effective date of such restrictions, to be published in one issue of a newspaper of general circulation within the City, and to promptly erect or cause to be erected signs designating the restrictions specified in this ordinance at appropriate locations. The restrictions specified in this ordinance shall not be effective until ten days after publication of notice and erection of signage.

Section 4. Each and every provision of this Ordinance shall be deemed severable. In the event that any portion of this Ordinance is determined by final order of a court of competent jurisdiction to be void or unenforceable, such determination shall not affect the validity of the remaining provisions thereof, provided the intent of this Ordinance can still be furthered without the invalid provision.

Section 5. This Ordinance shall be in full force and effect five (5) days after publication as required by law. A summary of this Ordinance may be published in lieu of the entire Ordinance, as authorized by State law.

Introduced on the 23<sup>rd</sup> day of June, 2015

Passed by the City Council on the 28<sup>th</sup> this day of July, 2015.

  
Subir Mukerjee, City Manager

ATTEST:

  
Carol Egen, City Clerk

APPROVED AS TO FORM:

  
Loren D. Combs, City Attorney  
*assistant city attorney*

Published: July 29 2015  
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