

**TOWN OF LYMAN  
ORDIANANCE 249**

**AN ORDINANCE TO ALLOW THE OPERATION OF WHEELED ALL- TERRAIN VEHICLES, AS DESCRIBED IN RCW 46.09, ON TOWN MAINTAINED STREETS AND ROADS WITH POSTED SPEED LIMITS OF 35 MILES PER HOUR OR LESS**

**WHEREAS:** Washington State's Engrossed Substitute House Bill (ESHB) 1632, passed by the State of Washington during the 2013 2<sup>nd</sup> Special Session, amended the Revised Code of Washington (RCW) 46.09 "Off-Road, Non-Highway, and Wheeled All-Terrain Vehicles," allowing counties to regulate the operation of non-highway vehicles on streets, roads, or highways; and

**WHEREAS:** RCW 46.09.310(19) defines "wheeled all-terrain vehicles" and classifies them as non-highway vehicles; and

**WHEREAS:** RCW 46.09.455(1) describes authorized and prohibited uses of wheeled all-terrain vehicles, which includes allowing them to be operated on public roadways having a speed limit of thirty-five miles per hour or less; and

**WHEREAS:** RCW 46.09.455(1)(c)(iii) requires the Town of Lyman to list publicly, and make accessible from the main page of the Town web site, those public roadways that wheeled all-terrain vehicles may operate upon, the list of streets is as follows;


West Main Street, Lyman Ave, Cunningham Ave, Davis Lane, Reece Street, Maple Ave, Prevedell Road. South Main Street, East Third Street, Meyers Ave, East Second Street, East First Street, West First Street, West Second Street, Dyer Street, Dyer Lane,  
West Third Street, East Main Street, Pipeline Road and Prevedell Lane.

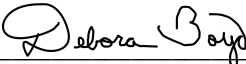
**NOW, THEREFORE BE IT ORDAINED** That the Town Council of Town of Lyman after due deliberation and in the best interest of the public, does hereby approve the operation of wheeled all-terrain vehicles, as described in RCW 46.09, on town maintained streets and roads with posted speed limits of 35 miles per hour or less.

**BE IT FURTHER ORDAINED** That all users of wheeled all-terrain vehicles on public roadways and rights of way within the Town of Lyman shall strictly comply with the provisions of Chapter 49.09 RCW and any other provisions of the local, state and federal laws, codes or regulations. Rider must have a valid drivers license

**BE IT FURTHER ORDAINED** That the list of town maintained streets that are authorized for operation of wheeled all-terrain vehicles will be made accessible to the public on the main page of the town web site.

Adopted this 15<sup>th</sup> day of November, 2016

  
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Edward Hills, Mayor

**ATTEST:**  
  
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Debora Boyd, Clerk/Treasurer.