

City of Redmond



Agenda Study Session

**Tuesday, June 24, 2025
7:00 PM**

**City Hall: 15670 NE 85th St; Remote: Comcast Ch. 21/321, Ziplify Ch. 34,
Facebook (@CityofRedmond), Redmond.gov/rctvlive, or 510-335-7371**

City Council

*Mayor
Angela Birney*

*Councilmembers
Vanessa Kritzer, President
Jessica Forsythe, Vice President
Jeralee Anderson
Steve Fields
Angie Nuevacamina
Osman Salahuddin
Melissa Stuart*

**Redmond City Council Agendas, Meeting Notices, and Minutes are available on the City's Web
Site: <http://www.redmond.gov/CouncilMeetings>**

**FOR ASSISTANCE AT COUNCIL MEETINGS FOR THE HEARING OR VISUALLY IMPAIRED:
Please contact the City Clerk's office at (425) 556-2194 one week in advance of the meeting.**

Meetings can be attended in person, viewed live on RCTV (redmond.gov/rctlive), Comcast Channel 21/321, Ziply Channel 34, Facebook/YouTube (@CityofRedmond), or listen live at 510-335-7371

AGENDA

ROLL CALL

1. Respect, Equity, Diversity and Inclusion (REDI) Program Update

Department: Executive, 45 minutes

[Attachment A: Respect, Equity, Diversity, and Inclusion \(REDI\) Strategic Plan](#)

2. Redmond Municipal Code Update - Overview and Proposed Changes to Vehicles, Traffic, Streets and Sidewalks code

Department: Public Works, 40 minutes

[Attachment A: Draft Title 10 Proposed Changes](#)

[Attachment B: Draft Table of Proposed Changes to Title 10](#)

[Attachment C: Draft Title 12 Proposed Changes](#)

[Attachment D: Draft Table of Proposed Changes to RMC Title 12](#)

[Attachment E: RMC Update Feedback Marix-June 3 COW](#)

[Attachment F: RMC Update Presentation for June 24 Study Session](#)

Legislative History

6/3/25

Committee of the Whole -
Planning and Public Works

referred to the City Council Study Session

3. Tree Canopy Update

Department: Parks and Recreation/Public Works/Planning and Community Development, 45 minutes

[Attachment A: Presentation](#)

4. Council Talk Time

ADJOURNMENT

Meeting videos are usually posted by 12 p.m. the day following the meeting at redmond.legistar.com, and can be viewed anytime on Facebook/YouTube (@CityofRedmond) and OnDemand at redmond.gov/OnDemand



Memorandum

Date: 6/24/2025
Meeting of: City Council Study Session

File No. SS 25-043
Type: Study Session

TO: Members of the City Council
FROM: Mayor Angela Birney
DEPARTMENT DIRECTOR CONTACT(S):

Executive	Malisa Files, COO	425-556-2166
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DEPARTMENT STAFF:

N/A	N/A	N/A
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TITLE:

Respect, Equity, Diversity and Inclusion (REDI) Program Update

OVERVIEW STATEMENT:

At the Study Session on June 24, staff along with Anita Paige and Dr. Adrian Thompson from the Edge Advisory Group will discuss with Council the REDI Strategic Plan and progress made on the REDI work, including:

- Respect roll-out and adoption
- Identification of staff roles
- Management training.

☒ **Additional Background Information/Description of Proposal Attached**

REQUESTED ACTION:

☒ **Receive Information** ☐ **Provide Direction** ☐ **Approve**

REQUEST RATIONALE:

- **Relevant Plans/Policies:**
Community Strategic Plan, REDI Strategic Plan, and Redmond 2050.
- **Required:**
N/A
- **Council Request:**
Council requested regular updates on the REDI work during previous discussions.
- **Other Key Facts:**
The City has been working with the Edge Advisory Group to instill a culture of respect among City employees and implement the Respect, Equity, Diversity and Inclusion (REDI) Strategic Plan. With the help of the Edge Advisory Group, the City is continuing its work through rolling out REDI training plan, analyzing the staffing structure to oversee REDI activities, and providing management training.

OUTCOMES:

Redmond's transition from a suburb to a city has fueled a citywide effort to define the goals, objectives, and key results to create a culturally competent organization that celebrates individual differences. The five goals outlined in the REDI Strategic Plan, include:

- Transparent and Consistent Leadership
- Respect and Belonging
- Effective Program Support
- Pro-Equity, Anti-Racism Implementation (PEAR)
- Community (Stakeholder) Engagement

Also defined in the REDI Plan in Attachment A are strategic activities and tasks to help Redmond achieve its goals. Highlighted in the transparent and consistent leadership, respect and belonging, and community engagement goals are strategic activities where Council defined their participation was needed to carry out the work of REDI. A list of specific activities and where they can be found is shown below:

- Transparent and Consistent Leadership (page 9)
 - 1.3 - Hold leaders accountable for their actions and responsibilities
 - 1.3.b - Establish a regular reporting cadence on REDI metrics to City Council to hold ourselves accountable on progress on the plan
 - 1.3.c - Create a safe space-process for concerns to be brought forward from staff to peers (i.e. zero tolerance for retaliation)
- Respect and Belonging (page 11)
 - 2.2 - Embed U.S. Surgeon General Five Essentials for Workplace Mental Health and Wellbeing framework (centered on worker voice and equity)
 - 2.2.g - Provide competitive living wage
- Community Engagement (page 18-19)
 - 5.3 - Develop an inclusive community engagement framework that prioritizes diversity in shaping City policies and services
 - 5.3.b - Engage every year in listening sessions, town hall meetings, and other community conversations
 - 5.3.c - Councilmembers and Mayor reach out to key community groups, businesses, and other stakeholders around significant projects/programs to build relationships and trust
 - 5.3.d - Develop Council communications and accessibility strategy
 - 5.3.e - Clarify criteria for recognition of cultural groups and events at City Council meetings and work to highlight a diversity of community members every year
 - 5.3.h - Annually assess progress on community engagement goals at a publicly held City Council meeting

In addition to reviewing the REDI Strategic Plan, Council will receive an update on the progress made on the City's roadmap looking at the kinds of staff the City needs to continue the REDI work, partnering with the Welcoming Redmond Team, training REDI ambassadors, and management training efforts.

COMMUNITY/STAKEHOLDER OUTREACH AND INVOLVEMENT:

- **Timeline (previous or planned):**
Stakeholder engagement and listening sessions occurred prior to drafting the REDI Strategic Plan. Organizational health and training sessions with Redmond staff and information gleaned from the formulation of department equity plans.
- **Outreach Methods and Results:**
Surveys and listening sessions were utilized to gain insights and feedback from the community. Citywide data is also being analyzed to determine the structure supporting the REDI work
- **Feedback Summary:**
N/A

BUDGET IMPACT:

Total Cost:
N/A

Approved in current biennial budget: ☒ Yes ☐ No ☐ N/A

Budget Offer Number:
00295

Budget Priority:
Strategic and Responsive

Other budget impacts or additional costs: ☐ Yes ☐ No ☒ N/A
If yes, explain:
N/A

Funding source(s):
General Fund

Budget/Funding Constraints:
N/A

☐ Additional budget details attached

COUNCIL REVIEW:

Previous Contact(s)

Date	Meeting	Requested Action
6/20/2023	Committee of the Whole - Public Safety and Human Services	Receive Information

Date: 6/24/2025
Meeting of: City Council Study Session

File No. SS 25-043
Type: Study Session

8/1/2023	Committee of the Whole - Planning and Public Works	Receive Information
1/14/2025	Committee of the Whole - Finance, Administration, and Communications	Provide Direction
1/21/2025	Business Meeting	Approve

Proposed Upcoming Contact(s)

Date	Meeting	Requested Action
N/A	None proposed at this time	N/A

Time Constraints:

N/A

ANTICIPATED RESULT IF NOT APPROVED:

N/A

ATTACHMENTS:

Attachment A: Respect, Equity, Diversity, and Inclusion (REDI) Strategic Plan

REDI Update

June 24, 3035

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Malisa Files, COO

Anita Page, The Edge Advisory Group

Dr. Adrian Thompson, The Edge Advisory Group



Agenda



Respect, Equity, Diversity and Inclusion (REDI) Strategic Plan Goals

Update on REDI Road Map/Accomplishments To Date

Next Steps

REDI Goals

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Goal #1 Transparent and Consistent Leadership

Goal #2 Respect and Belonging

Goal #3 Effective Program Support

Goal #4 Pro-Equity, Anti-Racism Implementation

Goal #5 Community Engagement

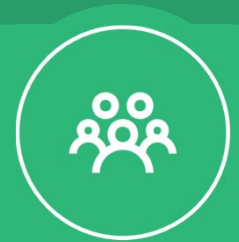


Left Caption with Honeycomb

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Title and Two Columns

Subheading 1

Add a sentence or two providing a description or background information

Subheading 2

Add a sentence or two providing a description or background information



Section Header



Subheading

“

Mayor's Vision

A **connected community** that **enhances livability** and **sustains the environment**, and that places Redmond as a leader locally, regionally, and nationally.

”

Mayor's Priorities



Enhanced Livability

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Sustainable Environment

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Connected Community

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Thank You

Any Questions?

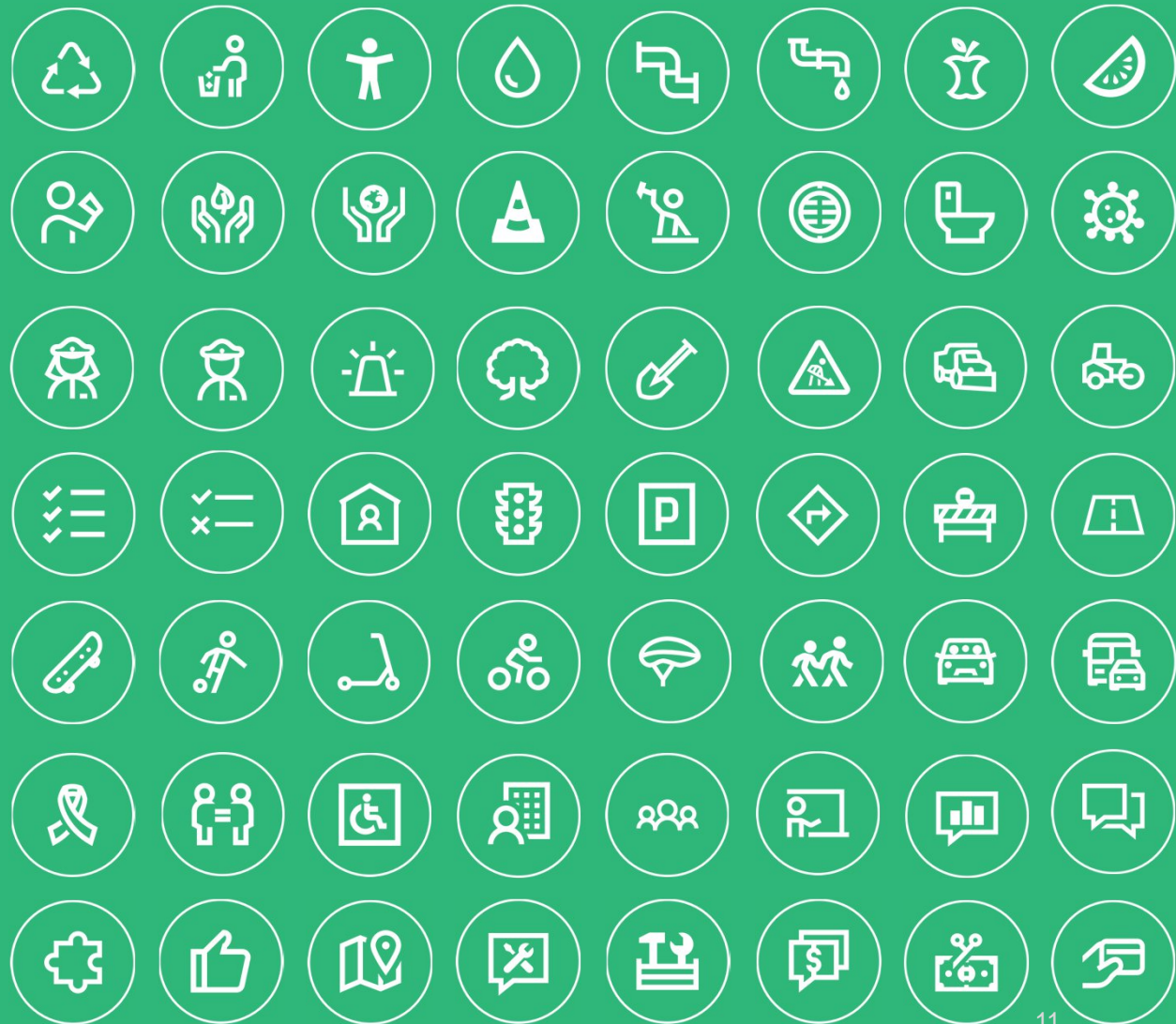
Name/Contact Info/Website



Icons

Use these icons to visually represent your subject matter.

- Change the color of an icon using the colors of this theme.
- You can sync the full library of icons to your file explorer by visiting [this page](#) and clicking on the “sync” option in the toolbar.



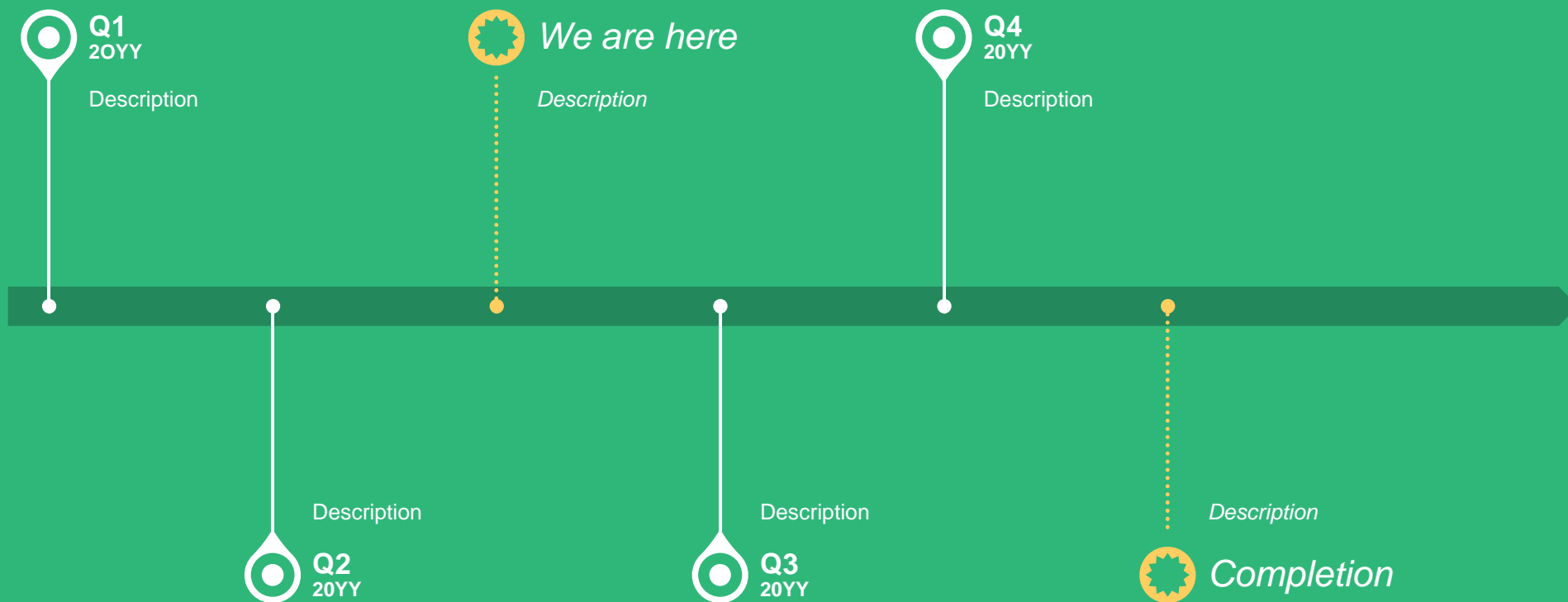
11

Department Icons

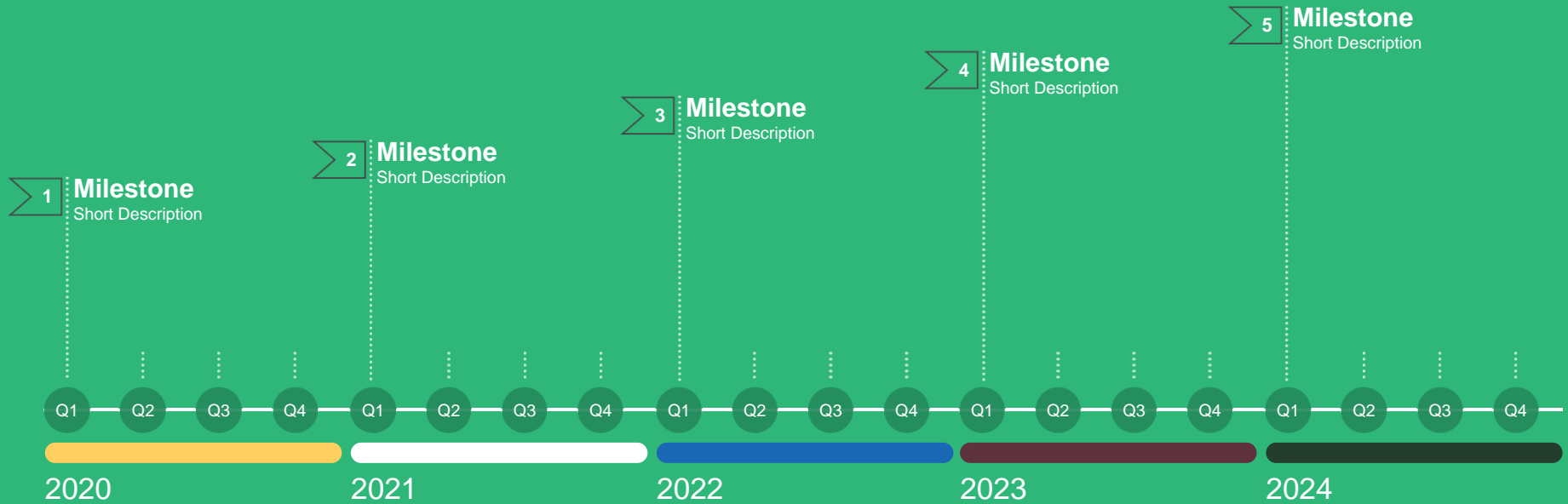
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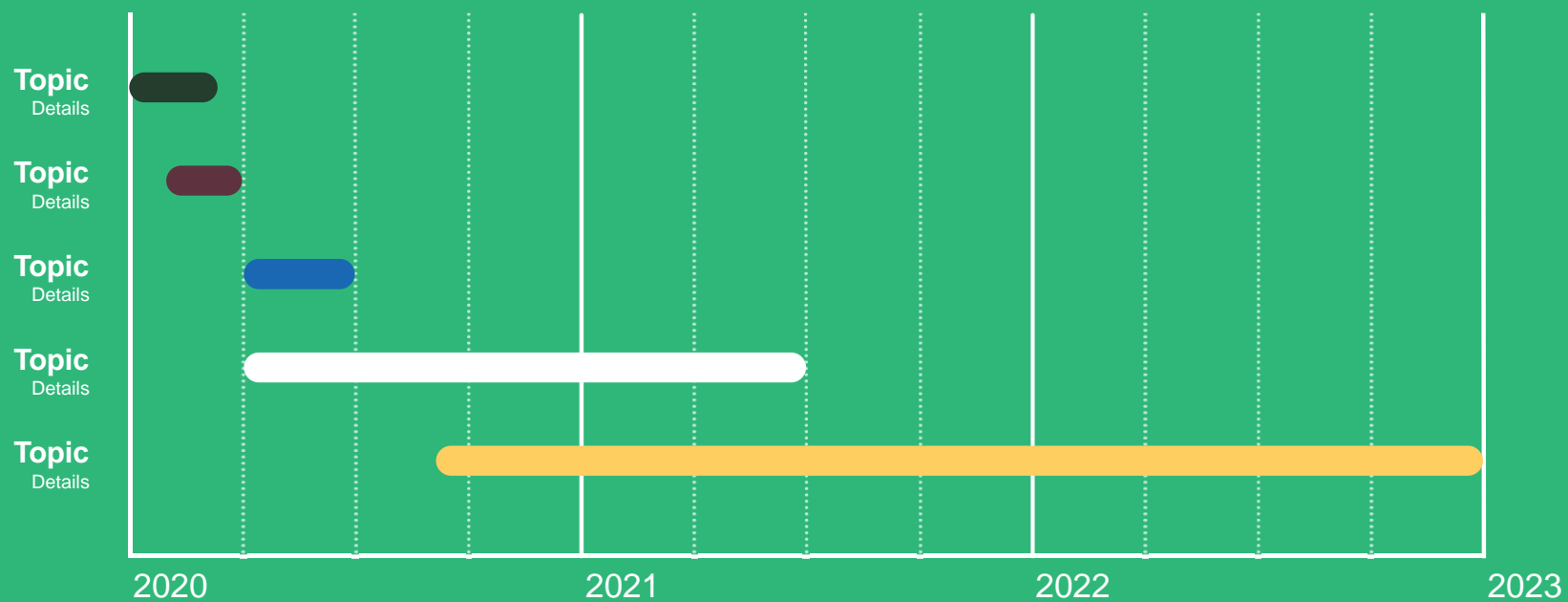
Milestones



Roadmap

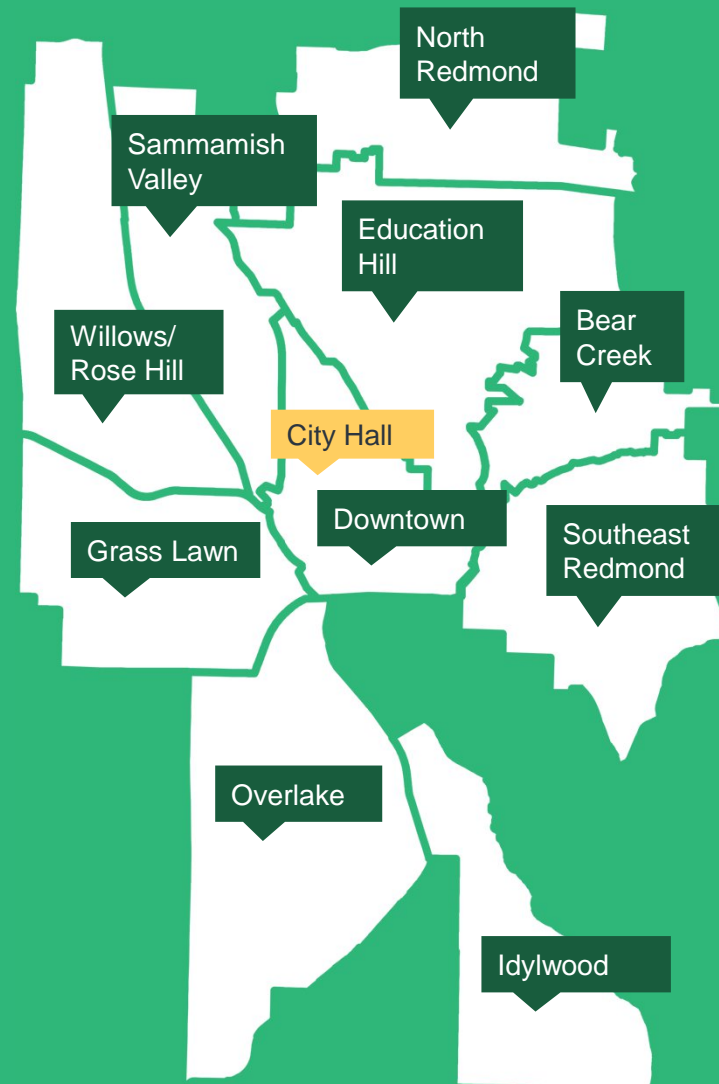


Gantt Chart



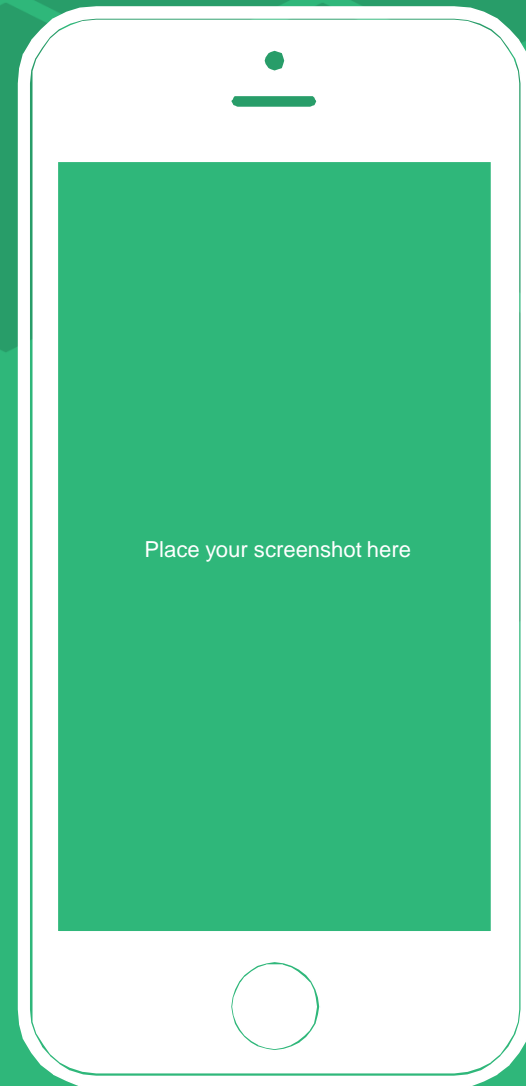
Neighborhood Map

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Mobile Display

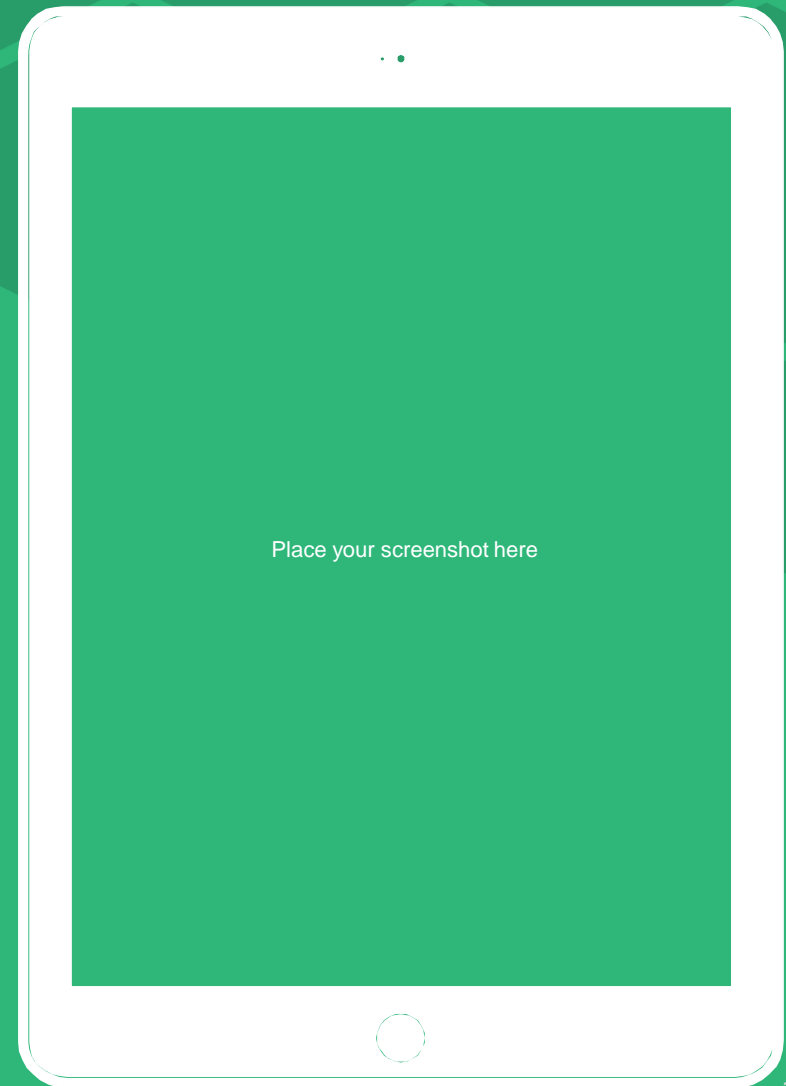
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Tablet Display

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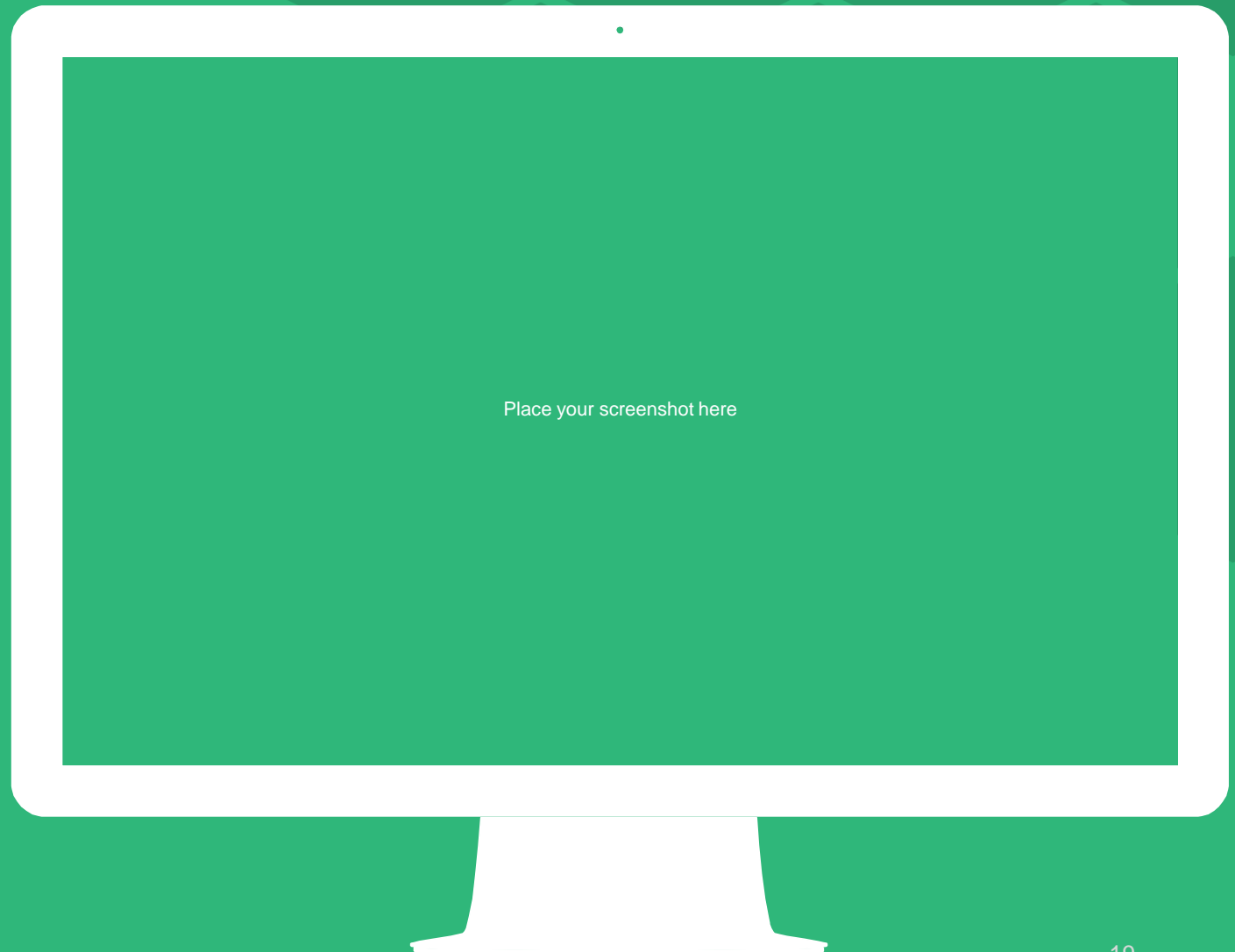


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Desktop Display

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Memorandum

Date: 6/24/2025
Meeting of: City Council Study Session

File No. SS 25-045
Type: Study Session

TO: Members of the City Council
FROM: Mayor Angela Birney
DEPARTMENT DIRECTOR CONTACT(S):

Public Works	Aaron Bert	425-556-2786
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DEPARTMENT STAFF:

Public Works	Rob Crittenden	City Engineer
Public Works	Chris Stenger	PW Deputy Director
Public Works	Vangie Garcia	PW Deputy Director
Public Works	Paul Cho	City Traffic Engineer/Manager
Public Works	Doug DeVries	Utility Manager

TITLE:

Redmond Municipal Code Update - Overview and Proposed Changes to Vehicles, Traffic, Streets and Sidewalks code

OVERVIEW STATEMENT:

The Public Works Department embraces continued improvement to achieve organizational excellence. As part of this effort, Public Works is proposing updates to multiple Redmond Municipal Code (RMC) sections related to Public Works functions. These updates are intended to clarify roles and responsibilities within the Department and to improve operational performance and consistency. This code revision is being coordinated with the APWA Accreditation effort to ensure code authority and operational functions are aligned. Public Works functions are most prominent in RMC Titles 10, 12, 13, and 15. There are also sections related to Public Work functions in RMC Titles 1-7 and 9.

Public Works staff will provide an overview of the update process to Council at the June 3, 2025, Planning and Public Works Committee. Staff will then present specific changes to the RMC at three study sessions with Council as summarized below:

June 24, 2025, Study Session (Presenters for Traffic Operations - Aaron Bert, Paul Cho, Patty Criddle)

- Title 10 - Vehicles and Traffic
- Title 12 - Streets and Sidewalks

July 22, 2025, Study Session (Presenters for Utilities - Aaron Bert, Doug DeVries, Lisa Rigg)

- RMC Title 13 - Water and Sewer
- RMC Title 15 - Buildings and Construction.

September 9, 2025, Council Study Session (Presenters - Aaron Bert, Chris Stenger, Vangie Garcia)

- Title 1 General Provisions

- Title 2 Administration and Personnel Amended Revised
- Title 3 Revenue and Finance Revised
- Title 4 Boards, Commissions, and Committees Revised
- Title 5 Business Licenses and Regulations Revised
- Title 6 Health and Sanitation
- Title 7 Animals
- Title 9 Public Peace, Morals and Safety

Additional study sessions will be scheduled with Council if needed to finish discussion on any of these Titles. Following completion of these sessions, staff will then bring forward the formal ordinance(s) to Council for approval at a regular Council business meeting.

☐ **Additional Background Information/Description of Proposal Attached**

REQUESTED ACTION:

☐ **Receive Information** ☒ **Provide Direction** ☐ **Approve**

REQUEST RATIONALE:

- **Relevant Plans/Policies:**
Redmond Municipal Code
Public Works American Public Works Association (APWA) Accreditation effort
- **Required:**
Redmond Municipal Code changes require City Council approval per RCW 35.21.500 Compilation, codification, revision of city or town ordinances
- **Council Request:**
N/A
- **Other Key Facts:**
N/A

OUTCOMES:

The City will benefit from revisions to the RMC by providing users a code that clearly identifies roles and responsibilities, clarifies authorities, and aligns with operational functions. These revisions will also update provisions in the code that are outdated or inconsistent. The resulting code requirements will align with the policies and procedures documented with the Public Works APWA Accreditation effort.

COMMUNITY/STAKEHOLDER OUTREACH AND INVOLVEMENT:

- **Timeline (previous or planned):**
Outreach to select groups is planned following completion of the study session discussions with City Council.
- **Outreach Methods and Results:**
Let's Connect Page on City Website with a copy of the draft changes for stakeholders to review and make comments.
- **Feedback Summary:**
The majority of the proposed changes to the Code are intended for clarification or clean up and are not substantive to a degree that should prompt significant public comment. If substantive issues are identified, additional stakeholder engagement will be considered.

BUDGET IMPACT:

Total Cost:

N/A

Approved in current biennial budget:

☐ Yes

☐ No

☒ N/A

Budget Offer Number:

N/A

Budget Priority:

N/A

Other budget impacts or additional costs:

☐ Yes

☐ No

☒ N/A

If yes, explain:

N/A

Funding source(s):

N/A

Budget/Funding Constraints:

N/A

☐ Additional budget details attached

COUNCIL REVIEW:

Previous Contact(s)

Date	Meeting	Requested Action
12/18/2024	Business Meeting	Receive Information
6/3/2025	Committee of the Whole - Planning and Public Works	Provide Direction

Proposed Upcoming Contact(s)

Date	Meeting	Requested Action
7/22/2025	Study Session	Provide Direction
9/9/2025	Study Session	Provide Direction

Time Constraints:

Public Works expects to receive Public Works APWA Accreditation in the first quarter of 2026. While it is not required to have the Code changes associated with this effort in place by then, that is the goal.

ANTICIPATED RESULT IF NOT APPROVED:

The Council could choose not to approve some or all of the proposed Code changes. If so, outdated and unclear sections within the Code would remain, and overall, the Code would not align with the current operational structure of Public Works and the City.

ATTACHMENTS:

- Attachment A - Title 10 Proposed Changes
- Attachment B - Table of Proposed Changes to Title 10
- Attachment C - Title 12 Proposed Changes
- Attachment D - Table of Proposed Changes to Title 12
- Attachment E - RMC Update Feedback Matrix-June 3 COW
- Attachment F - RMC Update Presentation for June 24 Study Session

Title 10

VEHICLES AND TRAFFIC

Chapters:

10.04	General Provisions
10.08	Definitions
10.10	Model Traffic Ordinance
10.12	Enforcement
10.14	<i>Repealed</i>
10.16	<u>City</u> Traffic Engineer
10.20	Traffic Control Devices and Signals
10.24	Speed Regulations
10.25	Automated Traffic Safety Cameras
10.28	Turning Movements
10.32	One-Way Streets and Alleys
<u>10.34</u>	<u>Shared streets</u>
10.36	Special Stops
10.40	Driving Rules
10.44	Pedestrians
10.48	Bicycles <u>and Micromobility</u>
10.52	Stopping, Standing, Parking
10.56	Restricting Traffic on Certain Streets
10.60	<i>Repealed</i>
10.62	Permits for Special Events
10.64	Impounding Vehicles
10.72	Traffic Violations Bureau
10.76	Truck Routes and Truck Traffic

Chapter 10.04

GENERAL PROVISIONS

Sections:

10.04.010	Citation.
10.04.020	Purpose – Policy.
10.04.030	Uniformity of application.
10.04.040	Application to nonresidents.
10.04.050	Application to bicycle riding, animal drawn vehicles.
10.04.060	Exemptions.
10.04.070	Public ways – Violations – Jurisdiction.

10.04.010 Citation.

This title shall constitute the “Traffic Code” of the City and may be cited as such. (Ord. 304 § 1, 1963).

10.04.020 Purpose – Policy.

It is declared to be the purpose and public policy of ~~the City that city~~ to cooperate with state authorities in every way that is reasonably possible in the enforcement of RCW 46.20, RCW 46.61~~the Washington Highway License Act, the Washington Motor Vehicle Act,~~ and all other laws and regulations of the state relating to the equipment and operation of vehicles on the public ~~highways streets~~ of the City. ~~This code is enacted to advance the purpose, and under the City's authority, to protect and preserve the public peace, health, safety, and economic welfare of the City, and its provisions shall be interpreted broadly to fully achieve these objectives., and this code is enacted in furtherance of the purpose, and in the exercise of the police power of the City, to protect and preserve the public peace, health, safety and economic welfare, and all~~

~~of its provisions shall be liberally construed for the accomplishment of these purposes.~~ (Ord. 304 § 2, 1963).

10.04.030 Uniformity of application.

The provisions of this title relating to the operation of vehicles shall be applicable and uniform upon all persons operating vehicles upon the public ~~streets highways~~ of this City, except as otherwise specifically provided. (Ord. 304 § 3, 1963).

~~10.04.040 Application to nonresidents.~~

~~Nonresident owners and operators of vehicles hereby are granted the privilege of using the — public highways of this City. Use of such public highways shall be deemed and construed to be an acceptance by such nonresident owners and operators of the provisions of this title. (Ord. 304 § 4, 1963).~~

10.04.050 Application to bicycles ~~and micromobility devices. riding,~~ animal drawn vehicles.

~~A. Every Any person riding operating a bicycle, either human-powered or electric-assisted, or battery-powered or electric-assisted micromobility device (including but not limited to motorized foot scooters) — or an animal or driving any animal or operating any nature of conveyance or drawing any vehicle upon any public street highway of this City shall use a designated bike lane where available and shall be subject to the provisions of this title relating to the operation of vehicles, obey all rules of the road applicable to vehicle traffic, as well as the instructions of official traffic control signals, signs and other control devices applicable to vehicles, except as otherwise directed by commissioned police personnel or provided in this section, and applicable to the operators of a vehicle except those provisions of the law which, by their nature, can have no application.~~

B. A person operating a bicycle or micromobility device approaching a stop sign must either stop or follow the requirements for approaching a yield sign.

C. The provision allowing a person operating a bicycle or micromobility device to treat a stop sign as a yield sign is not applicable to:

1. A stop sign at a railroad crossing; and

2. A stop signal displayed by a school bus, when the rules of the road require an approaching vehicle to stop.

D. Bicycles and micromobility devices shall travel at speeds less than 15 miles per hour while on shared use paths or separated bike lanes. (Ord. 304 § 5, 1963).

10.04.060 Exemptions.

The provisions of this title relating to the operation of vehicles upon the public ~~streets~~ highways ~~of~~ this City shall not apply:

A. To any authorized emergency vehicles s that are properly equipped as required by law and ~~actually~~ actively responding to an emergency call or ~~pursuing in immediate pursuit of~~ an actual or suspected violator of the law, as long as the emergency vehicle is being used within its ~~authorized the purpose. This exemption does not~~ for which such emergency vehicle has been authorized, but this shall not relieve release the operator of any authorized emergency vehicle from the responsibility to operate the vehicle with due care and of the duty to operate with due regard for the safety of all persons using the public ~~streethighway~~, nor shall it protect the operator of any authorized emergency vehicle from the consequences of ~~a~~ reckless disregard for the safety of others. ~~The ; provided, that the~~ provisions of this section shall ~~in no event extend~~ not grant any special privilege or immunity to ~~operate~~ an authorized emergency vehicle for any purpose other than that for which it has been authorized;

B. To any person, teams, vehicles, or other equipment ~~while actually~~ actively engaged in authorized work upon the surface of a public ~~streethighway~~, provided the insofar as suspension of the provisions of this title is reasonably necessary ~~for the carrying on of~~ to carry out such

The Redmond Municipal Code is current through Ordinance 3127, passed July 18, 2023.

work ~~and, if~~ reasonable precautions are taken to ~~apprise-inform~~ and protect the users of such public ~~streets~~highways, but this exception shall not apply to such persons, teams, vehicles, and other equipment when traveling to and from such work;

C. To any persons or vehicles ~~that may be, insofar as they may be~~ specifically exempted from any provision or provisions of this title. (Ord. 304 § 6, 1963).

10.04.070 Public ways – Violations – Jurisdiction.

The City Police Department and its officers shall have jurisdiction and authority to enforce the provisions of this section, to make investigations regarding violations thereof, and to investigate accidents occurring upon ways open to the public and to public travel, and shall have the authority to impound vehicles pursuant to Chapter [10.64](#), upon ways open to the public, which constitute a hazard or an obstruction to traffic or where the owner is unknown or circumstances indicate the vehicle should be impounded for safe-keeping or where the owner of the property requests that the vehicle be removed from the premises. (Ord. 954 § 2, 1980; Ord. 911 § 2, 1980; Ord. 482 § 2, 1969; Ord. 457 § 3, 1968; Ord. 304 § 127.6, 1963).

Chapter 10.08 DEFINITIONS

Sections:

10.08.030	Central business or traffic district. <u>Bollard</u>
10.08.040	Curb.
10.08.050	Curb loading zone.
10.08.060	Driver Highway.
10.08.070	Freight-curb loading zone. <u>Official time standard.</u>
10.08.080	Official time standard <u>Operator.</u>
10.08.100	Passenger-curb loading zone <u>Right-of-way.</u>

The Redmond Municipal Code is current through Ordinance 3127, passed July 18, 2023.

<u>10.08.110</u>	<u>Roundabout</u>
<u>10.08.120</u>	<u>Right-of-way</u> <u>Shared street.</u>
<u>10.08.130</u>	<u>Street.</u>
<u>10.08.140</u>	<u>Traffic control devices.</u>
<u>10.08.150</u>	<u>Traffic division.</u> <u>U turn.</u>
<u>10.08.160</u>	<u>U-turn</u> <u>Vehicle.</u>
<u>10.08.170</u>	<u>Ways open to the public.</u>

10.08.030 Bollard.

"Bollard" means a type of post, removable or fixed, that is used to restrict vehicles or other moving objects from a sidewalk, multi-use path, walkway, roadway, building, asset, or other public or private area where vehicles are prohibited.

~~10.08.030 Central business or traffic district.~~

~~"Central business or traffic district" means all streets and portions of streets within areas of the City which have been zoned for commercial use. (Ord. 304 § 9, 1963).~~

10.08.040 Curb.

"Curb" means the lateral boundaries of that portion of the street designated or intended for the use of vehicles, whether marked by curbing construction or not. (Ord. 304 § 10, 1963).

10.08.050 Curb loading zone.

"Curb loading zone" means a space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials. (Ord. 304 § 11 (part), 1963).

10.08.060 HighwayDriver.

"Highway" means the entire width between the boundary lines of any public way maintained by the Washington State Department of Transportation when any part is open to the public for vehicular travel."Driver" means the rider, driver or leader of any animal, or any person who pushes, draws, propels, operates or is in actual physical control of a vehicle. (Ord. 304 § 12, 1963).

10.08.070 Official time standard.Freight curb loading zone.

"Official time standard" whenever certain hours are named herein, means standard time or daylight saving time as may be in current use in the City. (Ord. 304 § 13, 1963).

"Freight curb loading zone" means a space adjacent to the curb for the exclusive use of vehicles during the loading or unloading of freight. (Ord. 304 § 11(b), 1963).

10.08.080 OperatorOfficial time standard.

"Operator" means the driver, or any person who pushes, draws, propels, operates or is in actual physical control of a motorized, human-powered, or electric-assisted vehicle. (Ord. 304 § 12, 1963).

"Official time standard" whenever certain hours are named herein, means standard time or daylight saving time as may be in current use in the City. (Ord. 304 § 13, 1963).

10.08.100 Right-of-wayPassenger curb loading zone.

"Right-of-way" means the privilege of the immediate use of the street or portion thereof. (Ord. 304 § 16, 1963)."Passenger curb loading zone" means a place adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers. (Ord. 304 § 11(a), 1963).

10.08.110 Roundabout.

"Roundabout" means an intersection characterized by a circulatory roadway, generally circular in design, located in the center of the intersection. Roundabouts are a type of circular intersection as defined in RCW 46.04.118.

10.08.120 Right-of-way.

"Right-of-way" means the privilege of the immediate use of the roadway street or portion thereof. (Ord. 304 § 16, 1963).

10.08.120 Shared street.

"Shared street" means a city street designated by placement of official traffic control devices where pedestrians, bicyclists, and vehicular traffic share a portion or all of the same street.

10.08.130 Street.

"Street" means any thoroughfare which affords the principal means of access to abutting properties, access corridors, or driveways, which has been dedicated or deeded to the public for public use. The City street network is identified in the current version of the Redmond Transportation Master Plan.

10.08.140 Traffic control devices.

"Traffic control devices" mean all signs, signals, markings, channelization devices, or other devices that are used for communicating regulatory, warning, or guidance messages to road users on a street, highway, pedestrian facility, bikeway, or site roadway open to public travel.

10.08.150 U turnTraffic division.

"U turn" means turning of a vehicle on an arc of one hundred eighty degrees to permit travel in the opposite direction on the same street. (Ord. 304 § 20, 1963).

"Traffic division" means the traffic division of the Police Department of the City, or, in the event a traffic division is not established, then the term, whenever used herein, shall be deemed to refer to the Police Department of the City. (Ord. 304 § 19, 1963).

10.08.160 VehicleU turn.

"Vehicle" means any device used to carry people or things from one place to another on public roads or highways. This includes cars, trucks, motorcycles, buses, trailers, and recreational vehicles. For the purposes of this Code, the term "Vehicle" shall also include bicycles (either human-powered or electric-assisted), micromobility device (including but not limited to motorized scooters), except where specifically excluded."U turn" means turning of a vehicle on an arc of one hundred eighty degrees to permit travel in the opposite direction on the same highway. (Ord. 304 § 20, 1963).

10.08.170 Ways open to the public.

"Ways open to the public" and "ways open to public travel" mean and include any ~~road~~street, alley, lane, parking area, or any place, private or otherwise, adapted to and fitted for travel by motor vehicles, ~~or micromobility devices, bicycles, or pedestrians,~~ that is in common use by the public with the consent, expressed or implied, of the owner or owners, ~~and further,~~ anyincluding but not limited to public playgrounds, school grounds, recreation grounds, parks, parkways, park drives, park paths, and wharves, station grounds, public facilities and rightsof-way open to the use of the general public. (Ord. 457 § 2, 1968: Ord. 304 § 127.5, 1963).

Chapter 10.10

MODEL TRAFFIC ORDINANCE

Sections:

- 10.10.010** **Model Traffic Ordinance.**
- 10.10.020** **Sections of Model Traffic Ordinance not adopted.**
- 10.10.030** **Specific state statutes contained in the Model Traffic Ordinance not adopted.**
- 10.10.033** **Additional sentencing requirements for persons convicted of driving under the influence or being in actual physical control of a motor vehicle while under the influence.**
- 10.10.035** ~~**Repealed.**~~
- 10.10.040** ~~**Definition of highway.**~~

Prior legislation: Ords. 1576, 1558, 1360.

10.10.010 Model Traffic Ordinance.

Except as provided elsewhere in this chapter, ~~The the~~ Washington Model Traffic Ordinance, Chapter [308-330](#) WAC, and all state statutes adopted therein, including any future additions to, and amendments and repeals thereof, is hereby adopted by reference as the traffic ordinance of the City of Redmond as if set forth in full. ~~The Federal Highway Administration (FHWA) Manual on Uniform Traffic Control Devices (MUTCD), with state specific revisions, is the~~

recognized guidance in the Washington Model Traffic Ordinance. (Ord. 1786 § 1 (part), 1994: Ord. 954 § 1 (part), 1980).

10.10.020 Sections of Model Traffic Ordinance not adopted.

The following sections of the Model Traffic Ordinance, and any state statutes adopted therein by reference, are not adopted by reference and are expressly deleted from the Redmond Municipal Code:

WAC [308-330-250](#)

WAC [308-330-322](#)

WAC [308-330-500](#)

WAC [308-330-505](#)

WAC [308-330-510](#)

WAC [308-330-515](#)

WAC [308-330-520](#)

WAC [308-330-525](#)

WAC [308-330-530](#)

WAC [308-330-535](#)

WAC [308-330-540](#)

WAC [308-330-555](#) (Ord. 2012 § 1, 1999: Ord. 1786 § 1 (part), 1994: Ord. 954 § 1 (part), 1980).

10.10.030 Specific state statutes contained in the Model Traffic Ordinance not adopted.

The following state statutes contained in the Model Traffic Ordinance are not adopted and are expressly deleted from the Redmond Municipal Code:

RCW [46.04.431](#) Definition of highways, as adopted by WAC [308-330-100](#) (Ord. 1891 § 4, 1996: Ord. 1843 § 1, 1995: Ord. 1786 § 1 (part), 1994: Ord. 1723 § 2, 1993: Ord. 954 § 1 (part), 1980).

10.10.033 Additional sentencing requirements for persons convicted of driving under the influence or being in actual physical control of a motor vehicle while under the influence.

The following statutes of the State of Washington, including any future amendments and additions thereto, and repeals thereof, are adopted by reference:

RCW [46.61.5151](#) Sentences – Intermittent fulfillment – Restrictions

RCW [46.61.5152](#) Attendance at program focusing on victims (Ord. 1891 § 5, 1996).

10.10.035 State statutes not adopted as part of the Model Traffic Ordinance as of July 18, 1995 but to be inserted later.

Repealed by [Ord. 1891](#).

~~10.10.040 Definition of highway.~~

~~As used in this title, "highway," "road," and "street" are synonymous terms, unless otherwise clearly delineated, meaning the entire width between the boundary lines of every way, lane, road, street, boulevard, parking lot and every other way or place in the City whether publicly or privately maintained, when any part thereof is open at any time to the use of the public for the purposes of vehicular travel. (Ord. 1786 § 1 (part), 1994: Ord. 954 § 1 (part), 1980).~~

Chapter 10.12

ENFORCEMENT

Sections:

- 10.12.010** **Authority of ~~Police, Fire Department officials~~enforcement officers.**
- 10.12.020** **Conformance to title.**
- 10.12.030** **Obedience to officersCompliance with lawful orders.**
- 10.12.040** **Notice and appeals.**

10.12.010 Authority of ~~Police, Fire Department officials~~enforcement officers.

A. ~~It shall be the duty of the officers of t~~The Redmond Police Department ~~or such officers as are assigned by the Chief of Police to enforce this t~~shall be responsible for enforcing all provisions of this Title. The Chief of Police may also appoint by special commission such other persons as the Chief of Police deems qualified to enforce this title~~delegate autho.~~

B. ~~Officers of t~~The Chief of Police Department ~~or such officers as are assigned by the Chief of Police are hereby authorized to direct all traffic by voice, hand, or signal in conformance with traffic laws; provided, that in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the Police Department may direct traffic as conditions may require notwithstanding the provisions of the~~delegate authority to specific officers or qualified personnel to perform enforcement duties, including issuing citations, directing traffic laws, and investigating violations.

C. ~~Officers of the Fire Department, when at the scene of a fire, may direct or assist the police in directing traffic thereat or in the immediate vicinity.~~ (Ord. 2490 § 1 (part), 2009; Ord. 304 § 21, 1963).

10.12.020 Conformance to title.

It is unlawful for any person to do any act forbidden or fail to perform any act required in this title. Unless otherwise provided, any person violating any of the provisions of this title shall be

guilty of a civil traffic infraction ~~and notified per RCW 46.36.060, punishable by a maximum penalty of two hundred fifty dollars. Any person or persons guilty of a civil traffic infraction shall be assessed a monetary penalty per RCW 46.63.110. The City Council shall establish by resolution a penalty schedule for each such infraction. (Ord. 2490 § 1 (part), 2009; Ord. 304 § 22, 1963).~~

10.12.030 ~~Obedience to officers~~ Compliance with lawful orders.

No person shall ~~willfully knowingly~~ fail or refuse to ~~comply with any~~ obey a lawful order or ~~direction of~~ directive issued by a police officer or Fire Department official ~~in the performance of their duties under this Title. Such failure shall constitute a civil infraction, unless otherwise specified, and may result in enforcement action including fines, impoundment, or other remedies allowed by law. (Ord. 304 § 23, 1963).~~

10.12.040 Notice and appeals.

A. Any person issued a citation under this Title shall be notified in writing of:

- The nature of the violation;
- The applicable code section;
- The amount of any applicable penalty or fine;
- Instructions for contesting the citation.

B. The City shall provide an opportunity to appeal any citation through the administrative hearing process outlined in RMC Chapter 1.14 (or other applicable hearing procedure).

Chapter 10.14

DRIVING UNDER THE INFLUENCE OF INTOXICANTS OR DRUGS

(Repealed by [Ord. 1891](#))

Chapter 10.16

CITY TRAFFIC ENGINEER

Sections:

- 10.16.010** ~~Office created – Appointment~~ and ~~Powers.~~
- 10.16.020** Duties.

10.16.010 ~~Office created – Appointment~~ and ~~Powers.~~

~~The office of City Traffic Engineer is hereby established.~~ The City Traffic Engineer shall be a licensed engineer, nominated by the Public Works Director, and appointed by the Mayor in writing and ~~he~~ shall exercise the powers and duties with respect to traffic as provided in this title and in any other ordinance of the City. (Ord. 304 § 111 (a), 1963).

10.16.020 Duties.

~~It shall be the general duty of T~~the City Traffic Engineer shall have the authority to conduct engineering analyses and plan the operation of traffic on City streets per the following, as adopted by the City, and consistent with WAC 303-330-265:

~~–to determine the installation and proper timing and maintenance of traffic control devices, to conduct engineering analyses of traffic accidents and traffic problems and devise remedial measures, to conduct engineering investigation of traffic conditions, to plan the operation of traffic on the streets and highways of the City, and to cooperate with other city officials in the development of ways and means to improve traffic conditions, and to carry out the additional powers and duties imposed by ordinance of this City. (Ord. 304 § 111 (b), 1963).~~

(1) To conduct engineering analysis of traffic accidents and issues, plan traffic operations, cooperate with city officials to improve traffic conditions, and carry out additional duties as required by City ordinances;

(2) To place and maintain official traffic control devices as deemed necessary to regulate, warn, or guide traffic to make effective traffic ordinances or resolutions, for construction, detours, emergencies, and special conditions;

(3) To establish crosswalk markings and locations, by appropriate devices or pavement markings, as deemed necessary to alert all users of crossing points across streets;

(4) To mark traffic lanes upon any street or bridge where a regular alignment of traffic is necessary;

(5) To regulate the timing of traffic signals so as to permit the movement of traffic in an orderly and safe manner;

(6) To prohibit specific vehicle turning movements at intersections with the use of proper signs. Such turns may be prohibited between certain hours of any day and permitted at other hours;

(7) To designate applicable traffic control type (i.e. traffic signal, stop sign, roundabout) at street intersections or junctions;

(8) To issue special permits to authorize the use of right-of-way for the purpose of loading or unloading property subject to the terms and conditions of such permit;

(9) To designate on-street parking restrictions as deemed necessary for the purpose of ensuring safe traffic flow and balancing parking and other right-of-way needs;

(10) To designate the location of curb loading zones, ~~passenger loading zones,~~ and tow-away zones by placing appropriate signs or curb markings;

(11) To establish bus stops for transit or other uses, or areas for hire vehicles along streets as deemed necessary for the greatest benefit and convenience to the public, by placing appropriate signs or by curb markings;

(12) To impose gross weight limits or vehicle class or size restrictions on any street, bridge, or part thereof, or highway subject to the approval of the Secretary of Transportation, on the basis of an engineering and traffic investigation;

(13) To establish parking meter zones by installing parking meters and designating parking spaces adjacent to each parking meter through the use of appropriate markings;

(14) To post appropriate signs making it unlawful for pedestrians to cross streets or highways in certain crossings when such crossing would endanger either pedestrian or vehicular traffic using the street;

(15) To test new or proposed traffic control devices under actual conditions of traffic.

(16) To establish reasonable safe speed limits or propose changes to posted speed limits based on investigations of the street or bridge, and post signs indicating the speed allowed;

(17) To temporarily close streets or bridges or reduce their speed limits for durations not exceeding 24 hours to address emergencies or situations that would be dangerous to the traveling public;

(18) To designate streets or alleys as one-way by prohibiting traffic movement in the opposite direction by installing signage, markings or barriers;

(19) To install and operate traffic monitoring cameras within the public right of way for the purpose of monitoring traffic, subject to compliance with the provisions set forth in RMC 10.25.030.

Chapter 10.20

TRAFFIC CONTROL DEVICES AND SIGNALS

Sections:

- 10.20.010** Authority to install.
- 10.20.020** Design for traffic control devices.
- 10.20.030** Effect of absence of signs and signals.
- 10.20.040** Display of unauthorized signs prohibited.
- 10.20.050** Interference prohibited.
- 10.20.060** ~~Authority to establish play street~~Bollards.
- ~~10.20.070 Regulations for play streets.~~
- ~~10.20.080 Crosswalks – Safety zones.~~
- ~~10.20.090 Traffic lanes.~~

10.20.010 Authority to install.

The City Traffic Engineer shall ~~have the authority under RMC 10.16.020 to~~ place and maintain traffic control signs, signals, and devices when as required under this title to make effective the provisions of this title, and may place and maintain such additional traffic control devices as ~~he~~ may deem deemed necessary to regulate traffic of this City under state law, or to guide or warn traffic. (Ord. 304 § 26, 1963).

10.20.020 Design for traffic control devices.

All traffic control signs, signals, and devices installed for a specific purpose within the City shall be uniform in type, design, and placement, in accordance with the standards set forth by the Federal Highway Administration's *Manual on Uniform Traffic Control Devices* (MUTCD), the Washington State Department of Transportation (WSDOT) *Design Manual*, and/or applicable City engineering and traffic standards.

No traffic control signal or device shall be installed or maintained on any City street that is part of a designated primary or secondary state highway without prior approval from the Washington State Department of Transportation, as required by state law. Any traffic control device installed in conformance with these federal, state, and city standards, and not in conflict with the provisions of state law or this code, shall be deemed an official traffic control device.

~~So far as practicable, all traffic control signs, signals and devices required hereunder for a particular purpose shall be uniform as to type and location throughout the City and shall conform to the uniform state standards for traffic devices. No traffic control signal or device shall be erected or maintained upon any city street designated as forming a part of the route of a primary state highway or secondary state highway unless first approved by the state highway commission. All traffic control devices so erected and not inconsistent with the provisions of state law or this title shall be official traffic control devices. (Ord. 304 § 27, 1963).~~

10.20.030 Effect of absence of signs and signals.

No provision of this title which expressly requires the presence of traffic signs, signals, or control devices shall be enforceable against an alleged violator if, at the time and location of the alleged violation, the applicable traffic control device is not properly positioned and sufficiently legible so as to be reasonably visible and understandable to a person of ordinary perception. Where a provision does not expressly require the installation or presence of a traffic control device, the absence thereof shall not constitute a defense to a violation of such provision.~~No provision of this title for which traffic signs, signals or devices are expressly required shall be enforced against an alleged violator, if at the time and place of the alleged violation an official traffic control device is not in proper position and sufficiently legible to be seen and understood~~

~~by a person of ordinary understanding or observation. Whenever a particular section does not expressly state that traffic control devices are required, the absence of a traffic control device shall not constitute a defense of such section.~~ (Ord. 304 § 28, 1963).

10.20.040 Display of unauthorized signs prohibited.

~~No person shall place, maintain or display any unauthorized sign, signal, marking, or device on or near a highwaystreet that imitates, obstructs, or interferes with the effectiveness of any official traffic sign, signal, marking, or device. Signs may be placed on private property adjacent to streets, provided such signs give useful directional information and cannot be mistaken for official traffic control signs. Every prohibited sign, signal, or marking is hereby declared to be a public nuisance and the City is hereby empowered to remove the sign, signal, or marking or cause it to be removed without notice. Unpermitted use of signs, signals, or marking is prohibited, and the Director of Public Works or designee is hereby authorized to remove such signs, signals, or markings or cause it to be removed without notice.~~

~~A. No person shall place, maintain, or display upon or in view of any highway any unauthorized sign, signal, marking, or device which purports to be or is an imitation of or resembles an official traffic control device or railroad sign or signal, or which attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of any official traffic control device or any railroad sign or signal.~~

~~B. No person shall place or maintain nor shall any public authority permit upon any highway any traffic sign or signal bearing thereon any commercial advertising.~~

~~C. This section shall not be deemed to prohibit the erection upon private property adjacent to highways of signs giving useful directional information and of a type that cannot be mistaken for official signs.~~

~~D. Every prohibited sign, signal, or marking is hereby declared to be a public nuisance and the authority having jurisdiction over the highway is hereby empowered to remove the same or cause it to be removed without notice.~~ (Ord. 304 § 29, 1963).

10.20.050 Interference prohibited.

No person shall without lawful authority, attempt to or in fact alter, deface, injure, knock down, or remove any official traffic control device or any railroad sign or signal or any inscription, shield, or insignia thereon, or any other part thereof. Any person or persons in violation of this section shall have committed a traffic infraction and shall be assessed a monetary penalty per RCW 46.63.110. (Ord. 304 § 30, 1963).

~~10.20.060 Authority to establish play streets.~~

~~The City Traffic Engineer shall have authority to declare any street or part thereof a play street and to place appropriate signs or devices in the roadway indicating and helping to protect the same. (Ord. 304 § 31, 1963).~~

~~10.20.070 Regulations for play streets.~~

~~Whenever authorized signs are erected indicating any street or part thereof as a play street, no person shall drive a vehicle upon any such street or portion thereof except operators of vehicles having business or whose residences are within the closed area, and then the operator shall exercise the greatest care in driving upon any such street or portion thereof. (Ord. 304 § 32, 1963).~~

10.20.060 Bollards.

Bollard type, size, rating, and design shall comply with WSDOT Standard Plans or City of Redmond Standard Specifications and Details. Bollards should not obstruct the sight lines of pedestrians or drivers and should be placed outside the limits of the clear zone and should not create a barrier to access for people walking, biking and rolling. Any sidewalk, bike lane, trail

and other non-motorized facility would maintain an unobstructed minimum width as determined by street standards in the RZC and would provide adequate space for people using wheelchairs or other mobility devices.

~~10.20.080 — Crosswalks – Safety zones.~~

The City Traffic Engineer is hereby authorized:

~~A. To designate and maintain, by appropriate devices, marks, or lines upon the surface of the roadway, crosswalks at intersections where in his opinion there is particular danger to pedestrians crossing the roadway, and at such other places as he may deem necessary.~~

~~B. To establish safety zones of such kind and character and at such places as he may deem necessary for the protection of pedestrians. (Ord. 304 § 33, 1963).~~

~~10.20.090 — Traffic lanes.~~

~~A. The City Traffic Engineer is hereby authorized to mark traffic lanes upon the roadway of any street or highway where a regular alignment of traffic is necessary.~~

~~B. Where such traffic lanes have been marked, it is unlawful for the operator of any vehicle to fail or refuse to keep such vehicle within the boundaries of any such lane except when lawfully passing another vehicle or preparatory to making a lawful turning movement. (Ord. 304 § 34, 1963).~~

Chapter 10.24

SPEED REGULATIONS

Sections:

10.24.010	State speed laws applicable – Exceptions.
10.24.020	Decreasing state Establishing and modifying speed limits at intersections.
10.24.030	Increasing state speed limit.
10.24.040	Decreasing state speed limit.
10.24.045	Temporary closure or restriction speed reduction authorized.
10.24.047	Procedure for temporary closure or restriction.
10.24.050	Posting speed limits.
10.24.055	Advisory speed limits.
10.24.060	Schedule.
10.24.065	School zones.
10.24.070	Traffic signal timing.

10.24.010 State speed laws applicable – Exceptions.

~~The state traffic laws regulating the speed of vehicles shall be applicable upon all streets, roads or highways within the City, except that the City, as authorized by state law, may declare and determine in accordance with this chapter, that certain increased or decreased speed regulations shall be applicable upon specified streets, roads or highways or in certain areas, in which event it is unlawful for any person to operate a vehicle at a speed in excess of the speed so established when proper signs are in place giving notice thereof. (Ord. 1477 § 1, 1989; Ord. 304 § 35, 1963).~~

The state's traffic laws regulating vehicle speeds apply to all city streets per RCW 46.61.400, except that the city can set higher or lower speed limits on specific streets or areas, as allowed by state law. It is unlawful to ride, propel, drive or direct any motorized vehicle over any city street in excess of 25 miles per hour when no speed limit sign is posted, or in excess of any posted speed limit. The speed limit on all city streets shall be 25 miles per hour except for those indicated in Section 10.24.060 and Section 10.24.065 of this title.

The Redmond Municipal Code is current through Ordinance 3127, passed July 18, 2023.

10.24.020 Establishing and modifying speed limits~~Decreasing state speed limit at intersections.~~

The City Traffic Engineer has the authority to establish an appropriate maximum speed limit, propose changes to speed limits, or place an advisory speed limit on city streets based on a thorough investigation of traffic conditions. The investigation should consider speed studies, crash history, traffic patterns, and road conditions. The City Traffic Engineer may determine and declare a reasonable safe speed limit based on investigation outcomes and submit the proposed changes to Council for approval. Upon approval, the City Traffic Engineer shall post signs at either end of the street, or portion thereof, indicating the appropriate speed allowed. Signs will conform to RMC 10.20.020.

The City Traffic Engineer has the authority to establish lower maximum speed limits, provided they are not reduced below twenty miles per hour, or to designate higher limits up to a maximum of sixty miles per hour on city streets and or state highways or portions thereof. Any proposed changes to speed limits on state highways within the City, whether increases or decreases, are subject to the approval of the Washington State Secretary of Transportation.

~~Whenever engineering and traffic investigations indicate that the state speed permitted at an intersection is greater than is reasonable or safe under the conditions found to exist at such an intersection, the legislative authority of the City, subject to the approval of the state highway commission in cases involving state highways, shall determine and declare a reasonable and safe speed limit thereat, which shall be effective at all times or during hours of daylight or darkness or at such other times as may be determined; provided, that appropriate signs giving notice thereof are erected at the intersection or upon the approaches thereto. (Ord. 304 § 36, 1963).~~

10.24.030 ~~Increasing state speed limit.~~

~~Whenever it is determined on the basis of an engineering and traffic investigation that conditions exist upon a street, road or highway which warrant an increase in the speed permitted by state law, the City Council, subject to the approval of the Secretary of Transportation in cases involving state highways, shall determine and declare a reason-~~

~~able and safe maximum speed limit for such street, road or highway, or portion thereof, not to exceed sixty miles per hour. (Ord. 1477 § 2, 1989; Ord. 304 § 37, 1963).~~

10.24.040 — Decreasing state speed limit.

~~Whenever it is deemed inadvisable on the basis of an engineering and traffic investigation under conditions found to exist, for vehicles to operate at the maximum speed allowed by state law on any portion of a street, road or highway, the City Council, subject to the approval of the Secretary of Transportation in cases involving state highways, may determine and declare a reasonable and safe lower maximum speed or otherwise regulate a lesser speed; provided, that in no case shall the maximum speed be reduced to less than twenty miles per hour. (Ord. 1477 § 3, 1989; Ord. 304 § 38, 1963).~~

10.24.045 Temporary closure or restriction-speed reduction authorized.

A. Subject to the procedures set forth in RMC [10.24.047](#), the City may temporarily close any street, ~~road, or highway~~ to travel by all vehicles or any class of vehicles, or may declare a lower maximum speed for all vehicles or any class of vehicles using such street, ~~road, or highway~~, whenever any of the following occur:

1. The condition of the street, ~~road, or highway~~, or any portion thereof, is such that its unrestricted use or continued use by all vehicles or any specific class of vehicles will greatly damage that street, ~~road, or highway~~, or will be dangerous to traffic; or
2. Such street, ~~road, or highway~~ is being constructed, altered, repaired, improved, or maintained and temporary closure or restriction is necessary to facilitate such construction, alteration, repair, improvement, or maintenance.

3. A special event is permitted per RMC 10.62.

B. The City Traffic Engineer shall have authority to classify vehicles according to gross weight, axle weight, height, width, length, braking area, performance, vehicle combinations or tire equipment for the purposes of this section, and may restrict the use of any portion of any

street, ~~road or highway~~ to use by an urban public transportation system; provided action taken under this section in cases involving state highways shall be subject to the approval of the Secretary of Transportation. (Ord. 3097 § 2, 2022; Ord. 1477 § 6, 1989).

10.24.047 Procedure for temporary closure or restriction.

A. For all temporary closures and restrictions provided for in RMC 10.24.045.A:

1. T~~The City Traffic Engineer shall have the authority to approve all temporary closures and restrictions provided for in RMC 10.24.045.A~~those that will not exceed 24 hours in duration or that are necessary to address an emergency.

2. B.~~The City Public Works Director shall have the authority to approve all those that temporary closures and restrictions provided for in RMC 10.24.045.A that will exceed 24 hours in duration but~~ will not exceed 72 hours in duration.

3. The City's Technical Committee shall have the authority to approve all those ~~temporary closures and restrictions provided for in RMC 10.24.045.A that will exceed 72 hours in duration but~~ that will not exceed 14 days in duration.

D4. ~~The City Council shall have the authority and is required appro~~to approve ~~val shall be required for all those temporary closures and restrictions provided for in RMC 10.24.045.A~~ that will exceed 14 days in duration. With prior approval from the Mayor, t~~The City Traffic Engineer shall, with the approval of the Mayor,~~ place advance written notice of any proposed closure that will exceed 14 days on the regular agenda of the City Council. The notice will include a description of the proposed closure or restriction recommended by the City Traffic Engineer, including the street, ~~road, or highway~~ involved, and the length of time that the proposed closure or restriction will remain in effect.

The City Council may accept, reject or modify the proposed closure or restriction recommended by the City Traffic Engineer. Failure of the City Council to take action upon the notice shall be deemed an approval of the action proposed by the notice.

EB. Whenever a street closure or restriction has been approved as provided in this section, the Public Works Department shall immediately do the following:

1. Publish the notice of closure in the official newspaper of the City; and
2. Publish the notice of closure through official electronic communication means of the City; and
3. Notify the Mayor and City Council of the closure via electronic communication means; and
4. Post a like notice, on or prior to the date of publication, in a conspicuous place at each end of the street, ~~road, highway,~~ or portion thereof to be closed or restricted.
5. No street, ~~road or highway,~~ or portion thereof, may be closed sooner than three days after the publication and posting of the notice herein provided for; provided, however, that in cases of emergency or conditions the following may apply:
 - a. The maximum time the closure will be in effect is 72 hours or less.
 - b. The City Traffic Engineer may temporarily close streets without prior publication or delay by posting notices at each end of the closed segment. In addition, notices must be posted at all streets intersecting with the temporary closure to inform emergency vehicles and guide access to affected properties. ~~City Traffic Engineer may, without publication or delay, close streets, roads or highways temporarily by posting notice at each end of the closed portion thereof and at all intersecting highways if the closing is of a portion of a highway, at all intersecting highways and roads if the closing is of a portion of a road, and at all intersecting streets if the closing is of a street.~~
 - c. In emergency situations where the closure lasts 72 hours or less, the City Traffic Engineer's orders will take effect immediately; provided any action involving state highways must be approved by the Secretary of Transportation. ~~In all emergency cases or conditions in which the maximum time the closure will be in effect is 72 hours or less, as herein provided, the orders of the City Traffic Engineer shall be immediately effective; provided further, action taken under this section in cases involving state highways shall be subject to the approval of the Secretary of Transportation.~~

~~FC.~~ The authority and procedures set forth in this section shall control over any contrary authority or procedures set forth in the Model Traffic Ordinance, as adopted by the City in RMC Chapter [10.10](#). (Ord. 3097 § 3, 2022; Ord. 1477 § 7, 1989).

~~10.24.050~~ — Posting speed limits.

~~At the time of providing for any decreased or increased maximum speed, the City Traffic Engineer, in conjunction with state highway authorities, shall cause to be posted at either end of such portion of the street, road or highway and at such other points as is deemed advisable, signs of such size as to be easily read, setting forth the maximum speed allowed upon the street, road or highway. Thereafter, it is unlawful for any person to violate any such rule, order or regulation. (Ord. 1477 § 4, 1989; Ord. 304 § 39, 1963).~~

~~10.24.055~~ — Advisory speed limits.

~~The City Traffic Engineer may place an advisory speed limit sign to indicate a maximum recommended speed through a street, road or highway made hazardous by reason of construction, damaged condition or other reason. This sign shall be used only in conjunction with a sign warning of the hazard and shall conform to the requirements of the provisions found in the state "Manual on Uniform Traffic Control Devices for Streets and Highways" obtainable from the Department of Transportation; provided the authorization of this section shall be subject to the notice provisions of Section [10.24.047](#) of this chapter, excluding the requirements for publication and posting; provided further, action taken under this section in cases involving state highways shall be subject to the approval of the Secretary of Transportation. (Ord. 1477 § 8, 1989).~~

10.24.060 Schedule.

~~A.~~ The maximum speed limits set forth in the following schedule of speed limits are established as the reasonable and safe maximum speed limits to be effective at all times upon

the streets, ~~roads and highways~~ designated in the schedule, subject to the provisions of Section [10.24.045](#) of this chapter.

SCHEDULE OF SPEED LIMITS

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
140 Avenue N.E.	Both ways	South city limits (6000 block)	Redmond Way (SR 901)	35 mph
148 Avenue N.E.	Northbound	South city limits (1900 block)	N.E. 24 Street	35 mph
148 Avenue N.E.	Northbound	N.E. 24 Street	6000 block	40 mph
148 Avenue N.E.	Both ways	6000 block	Willows Road N.E.	40 mph
152 Avenue N.E.	Both ways	N.E. 20 Street	N.E. 31 Street	30 mph
154 Avenue N.E.	Both ways	N.E. 85 Street	N.E. 90 Street	30 mph
154 Avenue N.E.	Both ways	West Lake Sammamish Parkway N.E.	N.E. 85 Street	35 mph
154 Place N.E.	Both ways	Redmond- Woodinville N.E. Road (SR 202)	North city limits (11700 block)	30 mph
156 Avenue N.E.	Both ways	N.E. 51 Street	South city limits (Bel- Red Road)	35 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
160 Avenue N.E.	Both ways	N.E. Redmond Way	Redmond- Woodinville Road N.E. (SR 202)	30 mph
161 Avenue N.E.	Both ways	Bear Creek Parkway	N.E. 90 Street	30 mph
164 Avenue N.E.	Both ways	N.E. 90 Street	Cleveland Street	30 mph
166 Avenue N.E.	Both ways	N.E. 76 Street	N.E. 111 Street	30 mph
170 Avenue N.E.	Both ways	N.E. 76 Street	N.E. Redmond Way	30 mph
178 Place N.E./180 Avenue N.E.	Both ways	N.E. Union Hill Road	N.E. Redmond Way (SR 202)	35 mph
185 Avenue N.E.	Both ways	N.E. Redmond-Fall City Road/SR 202	N.E. Union Hill Road	30 mph
188 Avenue N.E.	Both ways	N.E. Redmond-Fall City Road/SR 202	N.E. Union Hill Road	35 mph
N.E. 20 Street	Both ways	N.E. Bel-Red Road	West city limits (148 Avenue N.E.)	35 mph
N.E. 24 Street	Both ways	West Lake Sammamish Parkway N.E.	172 Avenue N.E.	30 mph
N.E. 24 Street	Both ways	N.E. Bel-Red Road	West city limits (148 Avenue N.E.)	30 mph

The Redmond Municipal Code is current through Ordinance 3127, passed July 18, 2023.

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
N.E. 31 Street	Both ways	152 Avenue N.E.	156 Avenue N.E.	30 mph
N.E. 40 Street	Both ways	N.E. Bel-Red Road	West city limits (148 Avenue N.E.)	35 mph
N.E. 51 Street	Both ways	West city limits (148 Avenue N.E.)	West Lake Sammamish Parkway N.E.	35 mph
N.E. 85 Street	Both ways	154 Avenue N.E.	166 Avenue N.E.	30 mph
N.E. 90 Street	Both ways	Willows Road N.E.	Redmond-Woodinville Road N.E. (SR 202)	30 mph
N.E. 95 Street	Both ways	Willows Road N.E.	Eastern Terminus (15400 block)	30 mph
N.E. 116 Street	Both ways	East city limits (Avondale Road N.E.)	Redmond-Woodinville Road N.E.	35 mph
N.E. 116 Street	Both ways	Willows Road N.E.	Sammamish River	35 mph
Avondale Road N.E.	Both ways	N.E. Union Hill Road	North city limits (N.E. 116 Street)	40 mph
Avondale Way N.E.	Both ways	Avondale Road N.E.	N.E. Redmond Way	30 mph
Bear Creek Parkway	Both ways	N.E. Redmond Way	N.E. 76 Street	30 mph

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State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
Bel-Red Road	Both ways	West Lake Sammamish Parkway N.E.	South city limits (3150 block)	40 mph
Bel-Red Road	Both ways	N.E. 24 Street	South city limits (N.E. 20 Street)	40 mph
Cleveland Street	Both ways	164 Avenue N.E.	N.E. Redmond Way at Avondale Way N.E.	30 mph
Cleveland Street	Both ways	N.E. Redmond Way at 160 Avenue N.E.	164 Avenue N.E.	25 mph
East Lake Sammamish Parkway N.E.	Both ways	N.E. Redmond Way	South city limits (187 Avenue N.E.)	35 mph
Leary Way N.E.	Both ways	West Lake Sammamish Parkway N.E.	Cleveland Street	30 mph
Novelty Hill Road	Both ways	Avondale Road N.E.	East city limits (18800 block)	40 mph
N.E. Old Redmond Road	Both ways	West Lake Sammamish Parkway N.E.	West city limits (132 Avenue N.E.)	30 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
Redmond Fall City Road/N.E. Redmond Way (SR 202)	Both ways	East city limits (187 Avenue N.E.)	N.E. 76 Street	45 mph
N.E. Redmond Way (SR 202)	Both ways	N.E. 76 Street	164 Avenue N.E. (Junction of Redmond- Woodinville Road (SR 202))	30 mph
N.E. Redmond Way	Both ways	164 Avenue N.E. (Junction of Redmond- Woodinville Road (SR 202))	West Lake Sammamish Parkway N.E.	30 mph
N.E. Redmond Way	Both ways	West Lake Sammamish Parkway N.E.	West city limits (132 Avenue N.E.)	40 mph
Redmond- Woodinville Road (SR 202)	Both ways	N.E. 90 Street	North city limits (124 Avenue N.E.)	40 mph
N.E. Union Hill Road	Both ways	Avondale Road N.E.	East city limits (196 Avenue N.E.)	35 mph
N.E. Union Hill Road	Both ways	Avondale Road N.E.	Avondale Way N.E.	30 mph

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State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
West Lake Sammamish Parkway N.E.	Both ways	South city limits (1900 block)	N.E. Redmond Way	35 mph
Willows Road N.E.	Both ways	N.E. Redmond Way	N.E. 95 Street	35 mph
Willows Road N.E.	Both ways	N.E. 95 Street	North city limits (N.E. 124 Street)	40 mph

(Ord. 3062 § 2, 2021; Ord. 2804 § 2, 2015; Ord. 2597 § 1, 2011; Ord. 2228 § 1, 2004; Ord. 2227 § 1, 2004; Ord. 2083 § 1, 2000; Ord. 1783 § 1, 1994; Ord. 1660 § 1, 1991; Ord. 1620 § 1, 1991; Ord. 1593 § 1, 1990; Ord. 1477 § 5, 1989; Ord. 1351 § 2, 1986; Ord. 1240 § 7, 1985; Ord. 1147 § 1, 1983; Ord. 1142 §§ 1, 2, 1983; Ord. 1001 §§ 1, 2, 1981; Ord. 986 § 1, 1981; Ord. 965 § 1, 1981; Ord. 961 §§ 1 — 5, 1981; Ord. 944 §§ 2, 3, 1980; Ord. 853 § 1, 1978; Ord. 840 § 1, 1978; Ord. 712 § 1, 1976; Ord. 691 § 1, 1975; Ord. 668 § 1, 1974; Ord. 568 § 1, 1971; Ord. 530 § 1, 1970; Ord. 521 § 1, 1970; Ord. 401 § 1, 1966).

10.24.065 School zones.

Notwithstanding any contrary speed limit provided in the schedule established by Section [10.24.060](#), the speed limit on the following portions of City streets serving schools shall be 20 miles per hour, when appropriate signs indicate, or when control lights are flashing and signs indicate:

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
NE 116 Street	Both ways	300 feet east of the school property line	300 feet west of marked school crosswalk located at	20 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
		located at 182 Avenue NE	the east leg of 179 Court NE	
162 Avenue NE	Both ways	300 feet north of marked school crosswalk located at the south leg of NE 112 Street	300 feet south of marked school crosswalk located at the south leg of NE 112 Street	20 mph
NE 109 Street	Both ways	300 feet east of marked school crosswalk located at the east leg of 159 Avenue NE	300 feet west of marked school crosswalk located at the east leg of 159 Avenue NE	20 mph
160 Avenue NE	Both ways	300 feet north of marked school crosswalk located at the north leg of NE 106 Street	300 feet south of marked school crosswalk located at the north leg of NE 106 Street	20 mph
NE 109 Street/NE 110 Street	Both ways	300 feet east of marked school crosswalk located at the west leg of 162 Avenue NE	300 feet west of marked school crosswalk located at the west leg of 162 Avenue NE	20 mph
NE 112 Street	Both ways	300 feet east of marked school crosswalk located at	300 feet west of marked school crosswalk located at	20 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
		the east leg of 161 Court NE	the east leg of 161 Court NE	
166 Avenue NE	Both ways	300 feet north of marked school crosswalk located at the south leg of NE 110 Street	300 feet south of marked school crosswalk located at the south leg of NE 110 Street	20 mph
166 Avenue NE	Both ways	300 feet north of school and school playground property located at 10055 – 166 Avenue NE	300 feet south of school and school playground property located at 10055 – 166 Avenue NE	20 mph
NE 104 Street	Both ways	300 feet east of marked school crosswalk located at the east leg of 166 Avenue NE	300 feet west of marked school crosswalk located at the east leg of 166 Avenue NE	20 mph
NE 104 Street	Both ways	300 feet east of marked school crosswalk located at the west leg of 166 Avenue NE	300 feet west of marked school crosswalk located at the west leg of 166 Avenue NE	20 mph
NE 104 Street	Both ways	300 feet east of mid- block marked school crosswalk located	300 feet west of mid- block marked school crosswalk located	20 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
		between 170 Avenue NE and 171 Avenue NE	between 170 Avenue NE and 171 Avenue NE	
NE 104 Street	Both ways	300 feet east of marked school crosswalk located at the east leg of 172 Avenue NE	300 feet west of marked school crosswalk located at the east leg of 172 Avenue NE	20 mph
NE 104 Street	Both ways	300 feet east of mid- block marked school crosswalk located 600 feet east of 172 Avenue NE	300 feet west of mid- block marked school crosswalk located 600 feet east of 172 Avenue NE	20 mph
NE 104 Street	Both ways	300 feet east of mid- block marked school crosswalk located 890 feet east of 172 Avenue NE	300 feet west of mid- block marked school crosswalk located 890 feet east of 172 Avenue NE	20 mph
166 Avenue NE	Both ways	300 feet north of mid- block marked school crosswalk located between NE 90 Court and NE 91 Street	300 feet south of mid- block marked school crosswalk located between NE 90 Court and NE 91 Street	20 mph
NE 80 Street	Both ways	300 feet east of marked school crosswalk located at	300 feet west of marked school crosswalk located at	20 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
		the east leg of 168 Avenue NE	the east leg of 168 Avenue NE	
140 Avenue NE	Both ways	300 feet north of marked school crosswalk located at the south leg of NE 74 Street	300 feet south of marked school crosswalk located at the south leg of NE 74 Street	20 mph
NE 75 Street	Both ways	300 feet east of marked school crosswalk located at the east leg of 134 Avenue NE	300 feet west of marked school crosswalk located at the east leg of 134 Avenue NE	20 mph
NE 75 Street	Both ways	300 feet east of marked school crosswalk located at the east leg of 135 Place NE	300 feet west of marked school crosswalk located at the east leg of 135 Place NE	20 mph
152 Avenue NE/NE 60 Street	Both ways	300 feet north of school and school playground property located at 6101 – 152 Avenue NE	300 feet east of school and school playground property located at 6101 – 152 Avenue NE	20 mph
Old Redmond Road	Both ways	300 feet east of marked school crosswalk located at	300 feet west of marked school crosswalk located at	20 mph

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State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
		the west leg of 151 Avenue NE	the west leg of 151 Avenue NE	
180 Avenue NE	Both ways	300 feet north of marked school crosswalk located at the north leg of NE 28 Street	300 feet south of marked school crosswalk located at the north leg of NE 28 Street	20 mph
180 Avenue NE	Both ways	300 feet north of marked school crosswalk located at the north leg of NE 30 Street	300 feet south of marked school crosswalk located at the north leg of NE 30 Street	20 mph
180 Avenue NE	Both ways	300 feet north of marked school crosswalk located at the south leg of NE 33 Street	300 feet south of marked school crosswalk located at the south leg of NE 33 Street	20 mph
<u>NE 122 Street</u>	<u>Both ways</u>	<u>300 feet west of school and school playground property located at 12101 – 172 Avenue NE</u>	<u>300 feet east of school and school playground property located at 12101 – 172 Avenue NE</u>	<u>20 mph</u>
<u>172 Avenue NE</u>	<u>Both ways</u>	<u>300 feet north of school and school playground property</u>	<u>300 feet south of school and school playground property</u>	<u>20 mph</u>

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
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located at 12101 – 172 located at 12101 – 172
Avenue NE Avenue NE

(Ord. 3005 § 2, 2020; Ord. 2804 § 3, 2015; Ord. 2083 § 2, 2000).

~~10.24.070 Traffic signal timing.~~

~~The Traffic Engineer is authorized to regulate the timing of traffic signals so as to permit the movement of traffic in an orderly and safe manner upon the public streets. (Ord. 304 § 40, 1963).~~

Chapter 10.25

AUTOMATED TRAFFIC SAFETY CAMERAS

Sections:

10.25.010	Use of automated traffic safety cameras authorized.
10.25.020	Personnel authorized.
10.25.030	Restrictions on use.
10.25.040	Notice of traffic infraction – Issuance.
10.25.050	Definition of automated traffic safety camera.
10.25.060	Presumption of committed infraction – Presumption overcome.
10.25.070	Infractions processed.
10.25.080	Penalties.
10.25.090	Use of electronic signatures authorized.

10.25.010 Use of automated traffic safety cameras authorized.

The use of automated traffic safety cameras is authorized to detect ~~(1) stoplight violations at arterial intersections and (2) school speed zone violations~~, subject to the restrictions specified in state law (~~Chapter 167, Laws of 2005, "Traffic Safety Cameras," codified at RCW 46.63.170, with an effective date of July 24, 2005~~RCW 46.63.220, effective July 12, 2024). (Ord. 2542 § 1 (part), 2010).

10.25.020 Personnel authorized.

Law enforcement officers of the City of Redmond and other persons commissioned by the Chief of Police are authorized to use automated traffic safety cameras and related automated systems to detect one or more of the following: (1) stoplight violations, and (2) school speed zone violations. (Ord. 2542 § 1 (part), 2010).

10.25.030 Restrictions on use.

The use of automated traffic safety cameras is subject to the following restrictions:

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- A. Use of automated traffic safety cameras is restricted to ~~arterial intersections and~~ school speed zones only.
- B. Automated traffic safety cameras may only take pictures of the vehicle and vehicle license plate and only while an infraction is occurring. Pictures taken by automated traffic safety cameras must not reveal the face of the ~~driver-vehicle operator~~ or any passenger in the vehicle.
- C. ~~The City shall clearly mark every location where an automated traffic safety camera is used by placing signs in locations that clearly indicate to a vehicle operator driver that she or he is they are entering a zone where traffic laws are enforced by an automated traffic safety camera. Markings or signals shall clearly indicate when automated safety cameras are enforcing school speed zone law~~All locations where an automated traffic safety camera is used must be clearly marked with signage installed at least 30 days before the camera becomes operational. The signage must clearly inform drivers that they are entering an area where traffic violations are enforced by an automated traffic safety camera. Additionally, in school speed zones, the signage must explicitly indicate that automated safety cameras are being used to enforce school speed zone laws. (Ord. 2542 § 1 (part), 2010).

10.25.040 Notice of traffic infraction – Issuance.

- A. A notice of infraction based on evidence detected through the use of an automated traffic safety camera must be mailed to the registered owner of the vehicle within fourteen (14) days of the violation, or to the renter of a vehicle within fourteen (14) days of establishing the renter's name and address under subsection [C.1](#) of this section. The peace officer issuing the notice of infraction shall include with it a certificate or facsimile thereof, based upon inspection of photographs, microphotographs, or electronic images produced by an automated traffic safety camera, stating the facts supporting the notice of infraction. This certificate or facsimile is prima facie evidence of the facts contained in it and is admissible in a proceeding charging a violation under this chapter. The photographs, microphotographs, or electronic images evidencing the violation must be available for inspection and admission into evidence in a proceeding to adjudicate the liability for the infraction.
- B. A person receiving such a notice of infraction may respond to the notice by mail. The registered owner of a vehicle is responsible for such infraction unless the registered owner overcomes the presumption in RMC [10.25.060](#), or, in the case of a rental car business, satisfies

the conditions under subsection [C](#) of this section. A renter identified under subsection [C.1](#) of this section is responsible for such an infraction.

C. If the registered owner of the vehicle is a rental car business, the peace officer shall, before such a notice of infraction is issued, provide a written notice to the rental car business that a notice of infraction may be issued to the rental car business if the rental car business does not, within eighteen (18) days of receiving the written notice, provide to the peace officer by return mail:

1. A statement under oath stating the name and last known mailing address of the individual driving or renting the vehicle when the infraction occurred; or
2. A statement under oath that the business is unable to determine who was driving or renting the vehicle at the time the infraction occurred; or
3. In lieu of identifying the vehicle operator or renter, the rental car business may pay the applicable penalty upon issuance of the infraction.

Timely mailing of this statement to the peace officer relieves a rental car business of any liability under this chapter for the notice of infraction. (Ord. 2542 § 1 (part), 2010).

10.25.050 Definition of automated traffic safety camera.

For the purposes of this chapter, “automated traffic safety camera” means a device that uses a vehicle sensor installed to work in conjunction with an intersection traffic control system and a camera synchronized to automatically record one (1) or more sequenced photographs, microphotographs, or electronic images of the rear of a motor vehicle at the time the vehicle ~~fails to stop when facing a steady red traffic control signal or~~ exceeds a speed limit in a school zone as detected by a speed measuring device. (Ord. 2542 § 1 (part), 2010).

10.25.060 Presumption of committed infraction – Presumption overcome.

A. In a traffic infraction case involving an infraction detected through the use of an automated traffic safety camera, as described herein and in RCW ~~46.63.170~~[46.63.220](#), proof that the particular vehicle described in the notice of traffic infraction was in violation of RCW [46.61.055](#) or [46.61.440](#), together with proof that the person named in the notice of traffic infraction was at the time of the violation the registered owner of the vehicle, constitutes in evidence a prima facie presumption that the registered owner of the vehicle was the person in control of the vehicle at the point where, and for the time during which, the violation occurred.

B. This presumption may be overcome only if the registered owner states under oath, in a written statement to the court or in testimony before the court, that the vehicle involved was, at the time, stolen or in the care, custody, or control of some person other than the registered owner. (Ord. 2542 § 1 (part), 2010).

10.25.070 Infractions processed.

Infractions detected through the use of automated traffic safety cameras, as described herein and in RCW ~~46.63.170~~[46.63.220](#), are not part of the registered owner's driving record under RCW [46.52.101](#) and [46.52.120](#). Additionally, infractions generated by the use of automated traffic safety cameras under this chapter shall be processed in the same manner as parking infractions as set forth in RCW [3.46.120](#), [3.50.100](#), [3.62.040](#), [46.16.216](#) and [46.20.270\(3\)](#). (Ord. 2542 § 1 (part), 2010).

10.25.080 Penalties.

A. The monetary penalty for a violation of RCW [46.61.055](#) detected through the use of an automated traffic safety camera shall be set by resolution of the City Council.

B. The monetary penalty for a violation of RCW [46.61.440](#) detected through the use of an automated traffic safety camera shall be set by resolution of the City Council.

C. Fees and penalties for failure to respond shall follow the standard court schedule for infractions.

D. Any money received from penalties for ~~red light and~~ school speed zone infractions detected by an automated traffic safety camera shall be used to cover the cost of the automated traffic safety camera program and any money received that exceeds the cost of the program shall only be used for additional traffic safety programs and traffic safety capital improvements within the City. (Ord. 2576 § 2, 2011; Ord. 2542 § 1 (part), 2010).

10.25.090 Use of electronic signatures authorized.

In connection with the use of automated traffic safety cameras and notices of infractions issued based on evidence obtained through the use of such devices, the Chief of Police, or his or her designee, is authorized to utilize electronic signatures in accordance with the provisions of Chapter [19.34](#) RCW. (Ord. 2542 § 1 (part), 2010).

Chapter 10.28

TURNING MOVEMENTS

Sections:

- ~~10.28.010 Authority to place – Compliance, markers.~~
- 10.28.020 Restricted turn signs – Authority to place.
- 10.28.030 Compliance with no turn signs.
- 10.28.040 Cutting corner prohibited.

~~10.28.010 Authority to place – Compliance, markers.~~

~~A. The Traffic Engineer is authorized to place markers, buttons, or signs within or adjacent to intersections indicating the course to be traveled by vehicles turning at such intersections in accordance with the provisions of this title and RCW 46.36.060.~~

~~B. When authorized markers, buttons, or other indications are placed within an intersection indicating the course to be traveled by vehicles turning thereat, no operator of a vehicle shall disobey the directions of such indications. (Ord. 304 § 41, 1963).~~

The Redmond Municipal Code is current through Ordinance 3127, passed July 18, 2023.

10.28.020 Restricted turn signs – Authority to place.

The City Traffic Engineer is hereby authorized to determine those intersections at which operators of vehicles shall not make a right, left, or “U” turn, and shall place proper signs at such intersections. The making of such turns may be prohibited between certain hours of any day and permitted at other hours, and any day or time restrictions for such turns in which—event the same shall be plainly indicated on the signs, or they may be removed when such turns are permitted. (Ord. 304 § 42, 1963).

10.28.030 Compliance with no turn signs.

Whenever authorized signs are erected indicating that no right or left or “U” turn is permitted, no operator of a vehicle shall disobey the directions of any such sign. (Ord. 304 § 43, 1963).

10.28.040 Cutting corner prohibited.

It is unlawful for any person operating a motor vehicle upon any public roadway-street within the City to turn such vehicle either to the right or to the left upon approaching or leaving any intersection and to proceed across any property, whether publicly or privately owned and/or maintained, for the purpose of avoiding the intersection or any traffic-control sign or device controlling the intersection, unless so directed by proper authorities. (Ord. 1026 § 1, 1982).

Chapter 10.32

ONE-WAY STREETS AND ALLEYS

Sections:

10.32.010 **Signs.**

10.32.020 **Driving regulations.**

~~**10.32.030** **Restricted movement on streets during certain periods.**~~

~~**10.32.040** **Schedule.**~~

10.32.010 **Signs.**

~~Whenever the legislative authority of the City shall designate any one-way street or alley, the City Engineer Traffic Engineer shall place and maintain signs giving notice thereof, and no such designation shall be effective unless such signs are in place. Signs indicating the direction of lawful traffic movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited. (Ord. 304 § 44, 1963).~~

~~The City Traffic Engineer is authorized to designate any street, parts of streets, or alley as one-way following the completion of appropriate traffic and engineering studies. Proposed one-way designations will be submitted to the City Council for approval. Upon approval, the City Traffic Engineer will install and maintain appropriate markings, signage, barriers or other devices to clearly indicate the one-way designation. Directional signs shall be placed at every intersection where traffic movement in the opposite direction is prohibited.~~

~~It is unlawful for any person to operate any vehicle in violation of such markings, signs, barriers, or other devices so placed in accordance with this section. (Ord. 304 § 46, 1963).~~

10.32.020 Driving regulations.

~~Upon~~ ~~On those~~ streets, ~~and~~ parts of streets, and ~~in those~~ alleys designated ~~as one-way~~ by ~~the~~ order, rule or regulation of the legislative authority of the City, ~~and~~ subject to the approval of the ~~Washington State Department of Transportation~~ ~~State Highway Commission~~ in cases involving state highways, vehicular traffic shall move only in the ~~designated indicated~~ direction, ~~provided that~~ ~~when~~ signs indicating ~~such the~~ direction of traffic are ~~installed erected~~ and maintained at every intersection where movement in the opposite direction is prohibited. A vehicle passing ~~around through a modern roundabout a rotary traffic island~~ shall be driven only to the right of ~~such the center~~ island. (Ord. 304 § 45, 1963).

~~10.32.030 Restricted movement on streets during certain periods.~~

~~A. The City Traffic Engineer may, as authorized by the legislative authority of the City by order, rule or regulation duly adopted, designate streets, parts of streets, or specific lanes thereon upon which vehicular traffic shall proceed in one direction during one period and the opposite direction during another period of the day and shall place and maintain appropriate markings, signs, barriers or other devices to give notice thereof. The City Traffic Engineer may erect signs temporarily designating lanes to be used by traffic moving in a particular direction, regardless of the centerline of the roadway.~~

~~B. It is unlawful for any person to operate any vehicle in violation of such markings, signs, barriers, or other devices so placed in accordance with this section. (Ord. 304 § 46, 1963).~~

~~10.32.040 Schedule.~~

~~When signs are erected in conformance with this chapter pursuant to the direction of the legislative authority of the City, traffic flow shall be as follows:~~

Street/Alley Highway	Direction of Travel	From	To
Gilman Street	One-way northbound	Cleveland St.	Redmond Way

Street/Alley Highway	Direction of Travel	From	To
Redmond Way	One-way westbound	Avondale Way	161st Ave. N.E.
Cleveland St.	One-way eastbound	Redmond Way at 160th Ave. N.E.	Redmond Way at Avondale Way

(Ord. 1240 § 4, 1985; Ord. 1185 § § 1, 2, 1984).

Chapter 10.34

SHARED STREETS

Sections:

10.34.010 **Signs.**

10.34.020 **Driving regulations.**

10.34.010 **Signs.**

The City Traffic Engineer is authorized to designate any non-arterial street, parts of streets, or alley as shared street following the completion of appropriate traffic and engineering studies, per Senate Bill 5595. Proposed shared street designations will be submitted to the City Council

for approval. Upon approval, the City Traffic Engineer will install and maintain appropriate markings, signage, barriers or other devices to clearly indicate the shared street designation.

10.34.020 Driving regulations.

Vehicular traffic traveling along a shared street shall yield the right-of-way to any pedestrian, bicyclist, or operator of a micromobility device on the shared street. A bicyclist, or operator of a micromobility device shall yield the right-of-way to any pedestrian on a shared street.

Chapter 10.36

SPECIAL STOPS

Sections:

10.36.010 **Emerging from alley or private driveway.**

~~10.36.020~~ ~~Arterial highways designated.~~

10.36.030 **Stop signs on ~~arterials~~streets.**

~~10.36.040~~ ~~Other intersections where stop required.~~

~~10.36.050~~ ~~Design of stop signs.~~

10.36.060 **Obstructing traffic.**

10.36.070 **Obeying railroad signals.**

10.36.010 Emerging from alley or private driveway.

A. It is unlawful for the operator of a vehicle to emerge from any alley, driveway, building exit, private way, ~~or~~ private property or from off the roadway of any public ~~highway~~street, onto ~~the roadway of any public highway~~ or across a sidewalk or into the sidewalk area extending across any such alley, driveway, building exit, private way or private property without bringing such vehicle to a full stop and yielding the right-of-way to all pedestrians upon the sidewalk and all vehicles upon the public highway.

B. No vehicle shall back into or out of an alley, except when the ~~same~~alley is obstructed.

C. No ~~vehicle operator~~ driver shall enter any street at any point other than a street intersection at a rate of speed exceeding five miles an hour, nor operate a vehicle in excess of fifteen miles per hour in any alley. (Ord. 304 § 47, 1963).

~~10.36.020~~ ~~Arterial highways designated.~~

~~Those streets and parts of streets designated by ordinance or resolution of the City as arterials and those streets forming a part of the route of state highways are hereby declared to be arterial streets and highways for the purposes of this section. (Ord. 304 § 48, 1963).~~

10.36.030 Stop signs on ~~arterial~~ streets.

The City Traffic Engineer has the authority to place and maintain a stop sign on each and every street intersecting a state highway. No traffic control sign or device shall be installed or maintained on any city street that is part of a designated primary or secondary state highway without prior approval from the Washington State Department of Transportation, as required by state law.

~~Except on such streets that form a part of the route of a primary or secondary state highway upon which the state law requires the state highway commission to install, operate, maintain, and control traffic control devices, whenever any ordinance or resolution of the City designates and describes an arterial highway, it shall be the duty of the Traffic Engineer to place and maintain a stop sign on each and every street intersecting the arterial highway. (Ord. 304 § 49, 1963).~~

~~10.36.040 Other intersections where stop required.~~

~~The Traffic Engineer is hereby authorized to determine and designate intersections where a particular hazard exists upon other than arterial highways and to determine whether vehicles shall stop at one or more entrances to any such stop intersection, and shall erect a stop sign at every such place where a stop is required. (Ord. 304 § 50, 1963).~~

~~10.36.050 Design of stop signs.~~

~~Every stop sign shall be of the standard design adopted by the state highway commission. (Ord. 304 § 51, 1963).~~

10.36.060 Obstructing traffic.

No vehicle operator shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle ~~he is~~ ~~operating~~ without obstructing the passage of other vehicles or pedestrians, notwithstanding any traffic control signal indication to proceed. (Ord. 304 § 52, 1963).

10.36.070 Obeying railroad signals.

No person shall drive any vehicle through, around, or under any crossing gate, barrier or signal at a railroad grade crossing while the gate, barrier or signal is closed or is being opened or closed or is ~~signalling~~ ~~signaling~~ the approach of a train. (Ord. 304 § 53, 1963).

Chapter 10.40 DRIVING RULES

Sections:

- 10.40.010 ~~Coasters~~ Non-motorized skateboards, roller skates – Use restricted.
- 10.40.020 Authorized emergency vehicles.
- 10.40.030 Driving through funeral or other procession.
- ~~10.40.040 Operators in a procession.~~
- ~~10.40.050 Funeral processions to be identified.~~
- 10.40.070 Vehicles prohibited on sidewalks.
- 10.40.080 Clinging to moving vehicles.
- 10.40.090 Boarding or ~~alighting~~ disembarking from vehicles.
- 10.40.100 Unlawful riding.
- 10.40.105 Inattentive driving.
- 10.40.110 Railroad trains not to block streets.
- 10.40.120 Alcoholic beverages in vehicles.
- 10.40.130 Compression brakes prohibited.
- 10.40.140 Penalties.

10.40.010 ~~Coasters~~Non-motorized Skateboards, roller skates – Use restricted.

No person upon roller skates, or riding in or by means of any ~~coaster~~non-motorized skateboard, scooter, toy vehicle, or similar device, shall ~~go upon any roadway operate on any street~~ except while crossing a street on a crosswalk. When so crossing, the person shall be granted all of the rights and shall be subject to all of the duties applicable to pedestrians. ~~This section shall not apply upon any street while set aside as a play street as authorized by ordinance of the City.~~ (Ord. 304 § 24, 1963).

10.40.020 Authorized emergency vehicles.

A. The ~~driver-operator~~ of an authorized emergency vehicle, when responding to an emergency call, when in the pursuit of an actual or suspected violator of the law or when responding to but not returning from a fire alarm, may exercise the privileges set forth in this section, but subject to the conditions herein stated.

B. The operator ~~driver~~ of an authorized emergency vehicle may:

1. Park or stand, irrespective of the provisions of this title;
2. Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;
3. Exceed the speed limits prescribed herein ~~so long as he does not~~without endangering life or property;
4. Disregard regulations governing direction of movement or turning in specified directions.

C. The exemptions herein granted to an authorized emergency vehicle shall apply only when the operator ~~driver~~ of such a vehicle while in motion, sounds audible signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is equipped with at least one lighted lamp displaying a red light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle, except that an authorized emergency

vehicle operated as a police vehicle need not be equipped with or display a red light visible from in front of the vehicle. (Ord. 304 § 25, 1963).

10.40.030 Driving through funeral or other procession.

No operator of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when such vehicles are conspicuously designated by the display upon the outside of each vehicle of a pennant or other identifying insignia or by such other method as may be determined and designated by the Chief of Police. as required in Section 10.40.050. This provision shall not apply at intersections where traffic is controlled by traffic control signals unless a police officer is present at the intersections to direct traffic so as to preserve the continuity of the ~~funeral~~ procession. (Ord. 304 § 54, 1963).

~~**10.40.040 Operators in a procession.**~~

~~Each operator in a funeral or other procession shall drive as near to the right hand edge of the roadway as practical and shall follow the vehicle ahead as close as is practical and safe. (Ord. 304 § 55, 1963).~~

~~**10.40.050 Funeral processions to be identified.**~~

~~A funeral composed of a procession of vehicles shall be identified as such by the display upon the outside of each vehicle of a pennant or other identifying insignia or by such other method as may be determined and designated by the Chief of Police. (Ord. 304 § 56, 1963).~~

10.40.070 Vehicles prohibited on sidewalks.

The operator of a motor vehicle shall not drive ~~or park~~ within any sidewalk area except at a permanent or temporary driveway. Parking a motor vehicle on a sidewalk is also prohibited. (Ord. 304 § 58, 1963).

10.40.080 Clinging to moving vehicles.

No person riding upon any bicycle ~~(either human-powered or electric-assisted), battery-powered or electric-assisted micromobility device (including but not limited to motorized foot scooters), motorcycle, coasterskateboard,~~ sled, roller skates, or any toy vehicle shall attach ~~the same or himself~~ themselves to any moving vehicle upon any roadway. (Ord. 304 § 59, 1963).

10.40.090 Boarding or ~~alighting~~ disembarking from vehicles.

No person shall board or ~~alight~~ disembark from any vehicle while the vehicle is in motion. (Ord. 304 § 60, 1963).

10.40.100 Unlawful riding.

~~No person shall ride on any part of a vehicle that is not specifically designed or intended for the use of passengers. This provision shall not apply to employees performing necessary duties for their employment or to individuals riding within truck bodies designed for the transport of merchandise; provided, however, that persons under the age of sixteen must be accompanied by an adult when riding within such truck bodies. No person shall ride on any vehicle upon any portion thereof not designated or intended to the use of passengers. This section shall not apply to an employee engaged in the necessary discharge of a duty, or to persons riding within truck bodies intended for merchandise, except that persons below the age of sixteen must be accompanied by an adult when riding within such truck bodies.~~ (Ord. 304 § 61, 1963).

10.40.105 Inattentive driving.

It is unlawful for any person to operate a motor vehicle within the City in an inattentive manner. For the purposes of this section, "inattentive" ~~—manner—~~ means the operator ~~or ion~~ of a motor vehicle ~~in a manner which evidences a lack~~ s of the degree of attentiveness required to safely operate the vehicle under the prevailing conditions, including but not limited to the nature and condition of the roadway, presence of other traffic, presence of pedestrians and weather conditions. The offense of operating a motor vehicle in an inattentive manner shall be

considered to be a lesser offense than, but included in, the offense of operating a motor vehicle in a negligent manner. (Ord. 943 § 1, 1980).

10.40.110 Railroad trains not to block streets.

~~It is unlawful for the directing officer or Commissioned police personnel or the operators~~ of any railroad train ~~shall not to~~ direct the operation ~~of the train of or to operate the same in such manner as to such that it~~ prevents the use of any street for purposes of travel for a period of time longer than five minutes, except that this provision shall not apply to trains or cars in motion other than those engaged in switching. (Ord. 304 § 62, 1963).

10.40.120 Alcoholic beverages in vehicles.

A. It is a traffic infraction:

1. To drink any alcoholic beverage in a motor vehicle when the vehicle is upon a ~~highway street~~.
2. For a person to have in ~~his their~~ possession while in a motor vehicle upon a ~~highway street~~, a bottle, can, or other receptacle containing an alcoholic beverage if the container has been opened or a seal broken or the contents partially removed.
3. For the registered owner of a motor vehicle, or the ~~vehicle operator driver~~ if the registered owner is not then present in the vehicle, to keep in a motor vehicle when the vehicle is upon a ~~highway street~~ a bottle, can, or other receptacle containing an alcoholic beverage which has been opened or a seal broken or the contents partially removed, unless the container is kept in the trunk of the vehicle or in some other area of the vehicle not normally occupied by the ~~vehicle operator driver~~ or passengers if the vehicle does not have a trunk. A utility compartment or glove department is deemed to be in the area occupied by the ~~vehicle operator driver~~ and passengers.

~~This section shall not apply to public conveyances commercially chartered for group use, to the living quarters of a motor home or camper, or, except as otherwise provided by RCW 66.44.250 or any other provision of the Redmond Municipal Code, to passengers receiving compensation~~

~~for travel in a for-hire vehicle licensed under city, county, or state law. This section does not apply to a public conveyance that has been commercially chartered for group use or to the living quarters of a motor home or camper or except as otherwise provided by RCW 66.44.250 or any other provision of the Redmond Municipal Code, to any passenger for compensation in a for-hire vehicle licensed under city, county, or state law.~~

B. Any person violating subsection [A](#) of this section shall have committed a traffic infraction and shall be assessed a monetary penalty per RCW 46.63.110. ~~not to exceed two hundred fifty dollars. (Ord. 1166 § 1, 1983).~~

10.40.130 Compression brakes prohibited.

A. Except as provided in this section, no person shall use motor vehicle brakes which are in any way activated or operated by the compression of the engine of any such motor vehicle or any unit or part thereof. It shall be an affirmative defense to prosecution under this section that such compression brakes were applied in an emergency and were necessary for the protection of persons and/or property.

B. This section shall not apply to any member of the Redmond Fire Department operating a Redmond Fire Department vehicle. (Ord. 1411 § 1, 1988).

10.40.140 Penalties.

Unless otherwise provided, any person violating any of the provisions of this chapter shall be guilty of a traffic infraction, ~~punishable by a maximum fine of one thousand dollars. (Ord. 1411 § 2, 1988).~~ and shall be assessed a maximum fine per RCW 46.63.110.

Chapter 10.44 PEDESTRIANS

Sections:

~~**10.44.010 Using right-half of crosswalk.**~~

The Redmond Municipal Code is current through Ordinance 3127, passed July 18, 2023.

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- 10.44.020** **Crossing streets.**
- 10.44.030** **Compliance with bridge and railroad signals.**
- 10.44.040** **~~Drivers~~ Vehicle operators to exercise due care.**

~~10.44.010~~ — ~~Using right-half of crosswalk.~~

~~Pedestrians shall move, whenever practicable, upon the right-half of crosswalks. (Ord. 304 § 63, 1963).~~

10.44.020 Crossing streets.

A. All intersections are designated as legal pedestrian crossings, whether or not crosswalks are marked, unless otherwise prohibited by official traffic control devices. A driver must stop and remain stopped for a pedestrian in a marked or unmarked crosswalk.

B. Pedestrians shall not step into that portion of the street open to moving traffic at any point between intersections, in any business district, on any arterial highway, or between adjacent intersections of streets protected by stop signs, except at shared streets, marked crosswalks or other places specially provided.

~~B.C.~~ Pedestrians shall not cross street intersections diagonally except at such signalized intersections that provide for a pedestrian all walk phase.

~~C.D.~~ Pedestrians crossing a roadway other than at intersection crosswalks shall yield the right-of-way to all vehicles upon the roadway. (Ord. 304 § 64, 1963).

10.44.030 Compliance with bridge and railroad signals.

A. No pedestrian shall enter or remain upon any bridge or approach thereto beyond the bridge signal, gate, or barrier after a bridge operation signal indication has been given.

B. No pedestrian shall pass through, around, over, or under any crossing gate or barrier at a railroad grade crossing or bridge while such gate or barrier is closed or is being opened or closed. (Ord. 304 § 65, 1963).

10.44.040 ~~Drivers~~ Vehicle operators to exercise due care.

Notwithstanding the foregoing provisions of this chapter, every operator of a vehicle shall exercise due care to avoid colliding with any pedestrian upon any roadway and shall give warning by sounding the horn when necessary, ~~and shall exercise special precaution upon observing any child or any confused or incapacitated person upon a roadway. (Ord. 304 § 66, 1963).~~

Chapter 10.48

BICYCLES AND MICROMOBILITY

Sections:

10.48.010	Effect of regulations.
10.48.020	Obedience to traffic control devices.
10.48.030	Parking.
10.48.035	Combination sidewalk/bike lanes.
10.48.040	Riding on sidewalk.
10.48.050	Penalty for violation.

10.48.010 Effect of regulations.

A. The parent of any child and the guardian of any ward shall not authorize or knowingly permit any such child or ward to violate any of the provisions of this chapter.

B. The regulations applicable to bicycles and micromobility shall apply whenever a bicycle or micromobility device is operated upon any street, public path set aside for the exclusive use of

bicycles, and any combination sidewalk/bike lane established pursuant to Section [10.48.035](#), subject to those exceptions stated herein. (Ord. 1059 § 1, 1982; Ord. 304 § 67, 1963).

10.48.020 Obedience to traffic control devices.

A. Any person operating a bicycle ~~(either human-powered or electric-assisted)~~ [or micromobility device](#) shall obey the instructions of official traffic control signals, signs, and other control devices applicable to vehicles, unless otherwise directed by a police officer.

B. Whenever authorized signs are erected indicating that no right or left or “U” turn is permitted, no person operating a bicycle [or micromobility device](#) shall disobey the direction of any such sign, except where the person dismounts from the bicycle to make a turn, in which event the person shall then obey the regulations applicable to pedestrians. (Ord. 924 § 2 (part), 1980; Ord. 304 § 77, 1963).

10.48.030 Parking.

~~A. No person shall park a bicycle~~ [or micromobility device](#) ~~upon a street except in one of the following locations:~~

~~1. other than upon~~ [On](#) the roadway, ~~positioned close to and parallel with~~ [against](#) the curb;

~~2. or upon~~ [On](#) the sidewalk, ~~placed in a bicycle or micromobility in a rack to support the bicycle or~~ [against a building or at the curb;](#) ~~or~~

~~3. In a designated bicycle or micromobility parking area in such a manner as to afford the least obstruction to pedestrian traffic.~~

~~B. In all cases, the bicycle must be parked in a manner that causes the least obstruction to pedestrian traffic.~~ (Ord. 924 § 2 (part), 1980; Ord. 304 § 78, 1963).

10.48.035 Combination sidewalk/bike lanes.

The ~~Director of Public Works~~City Traffic Engineer is authorized to establish and designate certain sidewalks or portions of sidewalks within the City as combination sidewalk/bike lanes where such action is appropriate in light of the conditions of the adjacent roadway and vehicular and pedestrian traffic. The regulations set forth in Section [10.48.040](#) shall apply to the operation of a bicycle or micromobility device on a combination sidewalk/bike lane. (Ord. 1059 § 2, 1982).

10.48.040 Riding on sidewalk.

A. No person shall ride a bicycle ~~(either human-powered or electric-assisted) or battery-powered or electric-assisted micromobility device (including but not limited to motorized foot scooters)~~ upon a sidewalk within the ~~Downtown Pedestrian Priority Zone as designated in the most current version of the Redmond Comprehensive Plan, City center zone as designated on the official city zoning map,~~ except that:

1. Bicycles and micromobility devices may be ridden on any sidewalk which has been designated a combination sidewalk/bike lane in accordance with Section [10.48.035](#); and
2. Bicycles and micromobility devices shall travel at speeds less than 5 miles per hour while on sidewalks; and
- ~~23.~~ This prohibition shall not apply to commissioned police personnel while engaged in the performance of their official duties.

B. The ~~Director of Public Works~~City Traffic Engineer is authorized to erect signs on any sidewalk or ~~roadway street~~ prohibiting the riding of bicycles or micromobility device thereon by any person. Once such signs are posted, no person shall fail to comply with the restrictions indicated.~~When the signs are in place, no person shall disobey the same.~~

C. Whenever any person is riding a bicycle or micromobility device upon a sidewalk or combination sidewalk/bike lane, such person shall yield the right-of-way to any pedestrian and shall give an audible signal before overtaking and passing any pedestrian. (Ord. 2012 § 2, 1999; Ord. 1059 § 3, 1982; Ord. 924 § 2 (part), 1980; Ord. 304 § 79, 1963).

10.48.050 Penalty for violation.

Every person convicted of a violation of any provision of this chapter shall be punished as provided in Section [1.01.110](#), except that in the case of children under eighteen years of age, the juvenile offender would be delivered over to the juvenile court for appropriate action. (Ord. 924 § 2 (part), 1980; Ord. 304 § 80, 1963).

Chapter 10.52

STOPPING, STANDING, PARKING

Sections:

10.52.010	Application of chapter.
10.52.020	Regulations not exclusive.
10.52.030	Standing or parking close to curb.
10.52.040	Loading, unloading at angle to curb – Permit required.
10.52.050	Curb loading zones designated.
10.52.060	Standing vehicle in passenger curb loading zone.
10.52.070	Standing vehicle in freight curb loading zone.
10.52.080	Designation of public carrier stands.
10.52.090	Repealed.
10.52.100	Obstructing traffic.
10.52.105	Time-limited parking.
10.52.110	All day parking.
10.52.120	Parking in alleys.
10.52.130	Parking for certain purposes prohibited.
10.52.135	Authority to establish parking regulations.
10.52.145	Fire lanes.
10.52.190	Overhang of vehicles.
10.52.200	Signs.
10.52.210	Parking restricted.
10.52.215	Leaving unattended children <u>and animals</u> in parked or standing vehicles.

10.52.220 Additional parking restrictions in residential areas – Length restrictions.

10.52.010 Application of chapter.

The provisions of this chapter restricting or prohibiting the standing or parking of a vehicle shall apply at all times or at those times as specified or as indicated on official signs, except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic-control device. (Ord. 304 § 81, 1963).

10.52.020 Regulations not exclusive.

The provisions of this chapter imposing a time limit on parking shall not relieve any person from the duty to observe other and more restrictive provisions prohibiting or limiting the stopping, standing, or parking of vehicles in specified places or at specified times. (Ord. 304 § 82, 1963).

10.52.030 Standing or parking close to curb.

Except where parking at an angle is permitted by this title or any other ordinance, no person shall stand or park a vehicle upon a roadway other than parallel with the edge of the roadway headed in the direction of the lawful traffic movement on that portion of the roadway and with the wheels of the vehicle on that side which is consistent with the lawful movement of traffic within twelve inches of the curb or edge of the roadway. (Ord. 304 § 83, 1963).

~~10.52.040 Loading, unloading at angle to curb – Permit required.~~

~~The Traffic Engineer is hereby authorized to issue special permits to permit the backing of a vehicle to the curb for the purpose of loading or unloading merchandise or materials subject to the terms and conditions of such permit. Permits may be issued either to the owner or lessee~~

~~of real property or to the owner of the vehicle and shall grant to such a person the privilege as therein stated and authorized herein. It is unlawful for any permittee or other person to violate any of the special terms or conditions of any such permit; provided, however, that no permit issued hereunder shall be exclusive. (Ord. 304 § 84, 1963).~~

10.52.050 Curb loading zones designated.

The City Traffic Engineer is hereby authorized to determine the location of passenger deliveries, and freight curb loading zones and shall place and maintain appropriate signs indicating the same and stating the hours during which the provisions of this section are applicable. No person shall be granted the exclusive rights, use, or franchise privileges for vehicle parking on any portion of the surface area of any public highway street to the exclusion of any other like person that would exclude others from the same right. (Ord. 304 § 85, 1963).

~~10.52.060 Standing vehicle in passenger curb loading zone.~~

~~No person shall stop, stand or park a vehicle for any purpose or period of time other than for the expeditious loading or unloading of passengers in any place marked as a passenger curb loading zone during hours when the regulations applicable to curb loading zones are effective, and then only for a period not to exceed three minutes. (Ord. 304 § 86, 1963).~~

~~10.52.070 Standing vehicle in freight curb loading zone.~~

~~A. No person shall stop, stand, or park a vehicle for any purpose or length of time other than for the expeditious unloading and delivery or pick-up and loading of materials in any place marked as a freight curb loading zone during hours when the provisions applicable to such zone are in effect. In no case shall the stop for loading and unloading of materials exceed thirty minutes.~~

~~B. The operator of a passenger vehicle may stop temporarily at a place marked as a freight curb loading zone for the passengers when such stopping does not interfere with any motor~~

~~vehicle used for the transportation of materials which is waiting to enter, or about to enter, such a zone. (Ord. 304 § 87, 1963).~~

10.52.080 Designation of public bus stops, areas for hire vehicles or other motor vehicles on public streetscarrier stands.

~~The City Traffic Engineer is hereby authorized and responsible for coordinating the establishment of bus stop locations with transit agencies or other users, and for establishing areas for hire vehicles or other motor vehicles on public streets as deemed necessary for the greatest benefit and convenience to the public. Every such bus stop or area for hire vehicles or other motor vehicles shall be designated by appropriate signs. The Traffic Engineer is hereby authorized and required to establish bus stops, bus stands, and taxicab stands and stands for other passenger common carrier motor vehicles on such public streets in such places and in such number as he shall determine to be of the greatest benefit and convenience to the public. Every such bus stop, bus stand, taxicab stand, or other stand shall be designated by appropriate signs. (Ord. 304 § 88, 1963).~~

10.52.090 Stopping, standing, parking buses, taxicabs.

Repealed by [Ord. 1848](#).

10.52.100 Obstructing traffic.

No person shall park any vehicle upon any street in a manner which obstructs or otherwise interferes with traffic upon the traveled portion of the roadway, including designated bike lanes. (Ord. 954 § 3, 1980; Ord. 304 § 90, 1963).

10.52.105 Time-limited parking.

A. No person having control of a vehicle may park or stand such vehicle upon any public way or street beyond the time limit stated on any official sign, ~~placard~~, or pavement marking wherever such official sign, ~~placard~~, or pavement marking may be located.

B. Where a time limit is established by an official sign, ~~placard~~, or pavement marking, no person may repark a vehicle on either side of the same street in order to extend the vehicle's parking time beyond the time limits established. For purposes of this section, a vehicle shall be deemed to be reparked and in violation of this section despite any movement of the vehicle unless the vehicle is moved to a street with a different street name than the street the vehicle was originally parked on. (Ord. 2490 § 2, 2009).

10.52.110 All day parking.

No person shall park or stand any vehicle upon any street or public way for a period exceeding ~~twenty-four~~72 hours, regardless of any other regulation then in effect. When any vehicle is parked or stands for a period exceeding ~~twenty-four~~72 hours, the vehicle shall be deemed to constitute a hazard or obstruction to traffic or an abandoned vehicle and may be impounded as provided in Section [10.04.070](#). (Ord. 417 § 2, 1967; Ord. 304 § 90.1, 1963).

10.52.120 Parking in alleys.

No person shall park a vehicle within an alley in such a manner or under such conditions as to leave available less than eight feet of the width of the roadway for the free movement of vehicular traffic. No person shall stop, stand, or park a vehicle within an alley in such a position as to block the driveway entrance to any abutting property. (Ord. 304 § 91, 1963).

10.52.130 Parking for certain purposes prohibited.

No person shall park a vehicle upon a roadway for the principal purpose of:

- A. Displaying the vehicle for sale or for advertising services for vehicles;
- B. Washing, greasing, or repairing the vehicle, except repairs necessitated by an emergency.
(Ord. 304 § 92, 1963).

10.52.135 Authority to establish parking regulations.

A. The City Traffic Engineer or designee is authorized to establish regulations governing the parking of vehicles on city streets and other public ways, including, but not limited to, regulations:

1. Designating either or both sides of any street or public way, or any portion thereof, as a “no parking zone;” and
2. Prescribing limits on the length of time any vehicle may be parked on any street or public way, or any portion thereof; and
3. Imposing fees to park vehicles on a street or public way, or any portion thereof, with the minimum and maximum fee established by the City Council resolution as part of the Planning Department fee schedule;
4. Determining upon which streets or portions thereof vehicles shall be angle parked, as distinguished from parallel parked, and the direction which vehicles shall be so angle parked; and

5. Designating accessible parking spaces for the exclusive use of persons with disabilities, in accordance with the Americans with Disabilities Act (ADA).

B. Whenever the City Traffic Engineer or designee shall exercise any authority under subsection A of this section, the City Traffic Engineer or designee shall erect signs, place markings upon the pavement or curb, or in other appropriate manner give notice that the area has been designated a no-parking, time-limited-parking, paid parking, or angle-parking-only zone.

C. When official signs, markings or other devices are erected or placed upon any streets or public ways, or any portions thereof, regulating parking by vehicles, no person shall park a vehicle or cause a vehicle to remain on any such street or public way in violation of any such

signs, marking or other device. Any person violating any of the regulations established upon official signs, markings or other devices, by the Traffic Engineer or designee, and any person otherwise violating any provision of this chapter, shall have committed a traffic infraction, punishable by a penalty as per RCW 46.63.110. not to exceed two hundred fifty dollars.

D. An on-street permitted parking program may be established under the authority of the City Traffic Engineer, or designee. Once established, all other parking regulations imposed under this chapter shall continue to apply and permits shall not authorize noncompliance with any other regulation. Proposed changes to fees for parking permits shall be submitted to Council for approval. (Ord. 3188 § 2, 2024; Ord. 2717 § 2, 2013; Ord. 2620 § 2, 2011; Ord. 2476 § 2, 2009; Ord. 1428 § 1, 1988).

~~D. The City Traffic Engineer or designee is authorized to issue parking permits to enable vehicles to be parked on city streets in excess of the time limit established in any time-limited parking zone within area bordered by NE 90th Street on the north, 164th Avenue NE on the east, continuing to 85th Street east to 166th Avenue NE on the east, continuing south to Redmond Way on the north, continuing to Cleveland Street on the south, to Leary Way on the south, continuing to 159th Place NE on the west, Bear Creek Parkway on the south and continuing on Redmond Way to the Sammamish River on the west and NE 85th Street on the west up to 154th Avenue. Permits shall be valid for the time period in which they are issued and may be renewed for specified time period. When properly displayed according to instructions provided by the City Traffic Engineer or designee, the parking permit shall entitle the vehicle to be parked on the street without complying with any time-limit imposed under subsection A.2 of this section. All other parking regulations imposed under this chapter shall continue to apply and the permit shall not authorize noncompliance with any other such regulation. The fee for parking permits shall be established by council resolution as part of the planning department fee schedule. (Ord. 2717 § 2, 2013; Ord. 2620 § 2, 2011; Ord. 2476 § 2, 2009; Ord. 1428 § 1, 1988).~~

10.52.145 Fire lanes.

A. Fire Lane Parking Prohibited.

1. No person shall stop, stand or park a vehicle or maintain any obstruction within any fire lane.
2. If any motor vehicle without an operator ~~driver~~ is found parked in violation of this section, the law enforcement officer as defined under subsection B.2 finding the vehicle shall take its registration number and may take any other information which may identify its owner or user and shall conspicuously affix to the vehicle a notice of traffic infraction. Vehicles in violation may also be immediately impounded at the expense of the violator.

B. Definitions.

1. *Fire Lane.* Fire lanes shall be clearly designated in accordance with Redmond Fire Department standards.
2. "Law enforcement officer" means any general authority, limited authority, or specially commissioned Washington peace officer or federal peace officer as those terms are defined in RCW [10.93.020](#), and other public officers who are responsible for enforcement of fire, building, zoning, and life and safety codes. (Ord. 1793 §§ 1, 2, 1994).

10.52.190 Overhang of vehicles.

No person shall stand or park any vehicle in any private parking area or private yard in such a manner as to leave any part of such vehicle overhanging into any public right-of-way, including sidewalks and pathways. (Ord. 304 § 97, 1963).

10.52.200 Signs.

Whenever any parking time limit is imposed, or stopping, standing or parking is prohibited on designated streets or portions thereof, it shall be the duty of the City Traffic Engineer to erect appropriate signs giving notice thereof. No such regulations shall be effective unless the signs are erected and in place at the time of any alleged violation. The curb of that portion of the street where parking is prohibited may be marked with a yellow color in lieu of or in conjunction with such signs. The absence of such signs or markings shall not excuse a violation

of the prohibited parking places specified in RCW [46.48.270](#) or as set forth in this title as to parking places of general application. (Ord. 304 § 98, 1963).

~~10.52.210 — Parking restricted.~~

~~In order to relieve traffic congestion and facilitate the orderly movement and safety of traffic, including bicycle traffic, as provided in Section 10.52.170*, the stopping, standing and parking of vehicles is restricted and prohibited at all times upon the westerly side of West Lake Sammamish Parkway N.E. (SR 901) from N.E. 20th Street to N.E. 51st Street. (Ord. 620 § 1, 1973).~~

~~* **Editor's Note:** Section 10.52.170 was repealed by Ord. 1428.~~

10.52.215 Leaving unattended children and animals in parked or standing vehicles.

No person, while operating or in charge of a motor vehicle, shall park or ~~wilfully~~willfully allow such vehicle to stand upon a public street, public way or in a public place open to the public, leaving any child or children under the age of ~~eight~~sixteen years unattended therein. For the purposes of this section, "unattended" means where no responsible person age sixteen years or over ~~twelve years of age~~ is physically present in such vehicle and has immediate control over such child or children or the person operating or in charge of such vehicle is not in the immediate vicinity where such child or children can be seen or heard by such person.

Violations shall be punished as provided in Section [1.01.110](#) of this code. (Ord. 646 § 1, 2, 1974).

No person shall leave or confine any animal in an unattended motor vehicle without adequate ventilation, per RCW 16.52.340.

10.52.220 Additional parking restrictions in residential areas – Length restrictions.

In order to relieve traffic congestion and facilitate the orderly movement and safety of traffic and pedestrians, the stopping, standing and parking of vehicles (including but not limited to trucks, truck/trailer combinations, and buses) exceeding thirty feet in total length for in excess of six hours is prohibited upon streets in residential areas of the City. For the purposes of this section, “residential areas” means those portions of the City which are zoned and used for single-family or multiple-family residential purposes. Whenever any vehicle is parked in violation of this section, the vehicle shall be deemed to constitute a hazard or obstruction to traffic and may be impounded pursuant to Chapter [46.55](#) RCW, as the same now exists or as hereafter amended. (Ord. 2411 § 1, 2008: Ord. 740 § 1, 1976).

Chapter 10.56

RESTRICTING TRAFFIC ON CERTAIN STREETS

Sections:

10.56.010 Certain vehicles on streets restricted.

10.56.010 Certain vehicles on streets restricted.

A. The City Traffic Engineer is hereby authorized to determine and designate ~~those heavily streets which shall be prohibited for use by~~ ~~traveled streets upon which shall be prohibited the use of the roadway by motor-driven~~ motor-cycles, bicycles ~~(either human-powered or electric-assisted), micromobility device (including but not limited to motorized foot scooters), horsedrawn vehicles,~~ or other nonmotorized traffic. Designated restrictions will be submitted to the City Council for approval. Upon approval, the City Traffic Engineer will ~~and shall~~ erect appropriate signs giving notice thereof.

B. When signs are so erected giving notice thereof, no person shall disobey the restrictions stated on such signs. (Ord. 304 § 101, 1963).

Chapter 10.60

PERMITS FOR SPECIAL EVENTS

(Repealed by [Ord. 2830](#))

Chapter 10.62

PERMITS FOR SPECIAL EVENTS

Sections:

10.62.010	Purpose.
10.62.020	Policy.
10.62.030	Intent and limitation of liability.
10.62.040	Definitions.
10.62.050	Special event permit required.
10.62.060	Special event committee and special event permit coordinator.
10.62.070	Powers of the special event committee.
10.62.080	Exceptions to special event permit requirement.
10.62.090	Application and processing of permits and post event evaluation.
10.62.100	Conditions affecting the decision and issuance of a special event permit.
10.62.110	Standards for denial or revocation of special event permit.
10.62.120	Denial of a special event permit application – Appeal of denial or revocation.
10.62.130	Conditions of special event approval and additional permits.
10.62.140	Expressive activity special event.
10.62.150	Hold harmless.
10.62.160	Insurance required.
10.62.170	Application and permit fees, additional fees and cost recovery.
10.62.180	Refund of fees.
10.62.190	Access – By police and fire personnel.
10.62.200	Permit limited to permit holder and location.
10.62.210	Enforcement of code.

10.62.220 Applicability.**10.62.010 Purpose.**

A. It is the purpose of this code to provide for the issuance of special event permits for events conducted on the public streets, right-of-way, and public property of the City in the interest of public health, safety and welfare; and to provide for fees, charges and procedures required to administer the permit process. (Ord. 2830 § 3 (part), 2016).

10.62.020 Policy.

A. It is the policy of the City, as implemented through this code and any procedures adopted hereunder, to recognize the significant community benefits that result from special events. Special events play a key role in making Redmond a dynamic place to live, work, play and visit. These events provide cultural enrichment, promote tourism and economic vitality, and enhance community pride and identity. The City of Redmond has a role in regulating and supporting special events. It is the City's goal to have successful events that are safe and well-planned, enrich and enliven the community and further the goals and reflect the values of the City. It is the City's obligation to protect public health and safety, and to ensure that impacts to the surrounding areas are addressed. (Ord. 2830 § 3 (part), 2016).

10.62.030 Intent and limitation of liability.

A. It is the specific intent of this code and any procedures adopted hereunder to place the obligation of complying with the requirements of this code upon the applicant, and no provision of this chapter is intended to impose any duty upon the City or any of its officers, employees or agents. The issuance of a special event permit under this chapter does not obligate or require the City to provide city services, equipment, or personnel in support of a special event.

B. This chapter shall not be construed as imposing upon the City or its officials or employees any liability or responsibility for any injury or damage to any person in any way connected to

the use for which permits have been issued. The City and its officials and employees shall not be deemed to have assumed any liability or responsibility by reasons of any inspections performed, the issuance of any permit, or the approval of any use of the right-of-way. (Ord. 2830 § 3 (part), 2016).

10.62.040 Definitions.

A. The following words and phrases when used in this chapter shall mean:

“Admission tax” means a tax of five percent on the amount paid for admission to a theater, public dance or dance hall, amphitheater, auditorium, stadium, athletic park or field, cabaret, circus, carnival, swimming pool, skating rink, exhibition, amusement park or side show, picnic ground, or any other similar type of place. “Admission tax” also means~~Also, means~~ a charge for season tickets or subscriptions, or a cover charge to clubs, lounges or similar places (RMC [3.28](#)).

“Annual event” means an event produced on a recurring basis each year, scheduled on or about the same date, which may have previously complied with the permit requirements of this code.

“Applicant” means a person, organization or agent authorized to obtain a permit on behalf of an organization, which completes the application to conduct an event governed by this chapter, and who is the primary contact for the special event. The applicant must be 21 years of age or older. The applicant shall be the person, organization, company or corporation conducting the event.

“Demonstration” means a public display of group opinion as by a rally or march, the principal purpose of which is expressive activity.

“Event organizer” means any person who conducts, manages, promotes, organizes, aids or solicits attendance at a special event.

“Event participants” means persons in attendance at an event, including spectators, vendors, event staff, city staff and all others present for the purpose of the event.

“Event management company” means an entity with expertise in managing special events.

“Expressive activity” means the conduct of activity for which the sole or principal purpose is the expression, dissemination, or communication by verbal, literary, or auditory means of political

or religious opinion, views, or ideas and for which no fee or donation is charged or required as a condition of participation in or attendance at such activity. For purposes of this chapter, expressive activity does not include fairs, festivals, concerts, performances, parades, athletic events, fundraising events, or events in which the principal purpose is entertainment.

“Fair/festival/carnival” means a stationary event, held for one or more days.

“Fundraising event” means a special event held by a nonprofit entity that is primarily for the purpose of fundraising for the benefit of the sponsoring organization or nonprofit.

“Master Event business license” means a license that is applicable for events in which multiple vendors or dealers are selling goods or services at a single location, and individual vendors are not required to obtain separate business licenses, and which meets the City’s criteria for dates and duration.

“March” means an organized walk or event whose principal purpose is expressive activity in service of a public cause.

“Nonprofit or charitable organization” means an organization, corporation or association organized and operated for the advancement, appreciation, public exhibition or performance, preservation, study and/or teaching of the performing arts, visual arts, history, science, or a public charity providing social or human services or public education and which is currently recognized by the United States of America as exempt from federal income tax pursuant to Section [501\(c\)\(1\)](#) or [\(3\)](#) of the Internal Revenue Code as now existing or hereafter amended.

“Parade” means any organized group marching or in procession, whether on foot, animal, or vehicle, held on public streets, sidewalks, trails, and/or public place.

“Race/run” means an organized event conducted on a public street, sidewalk, or trail in which 10 or more persons participate by walking, running, riding a bicycle [or micromobility device](#), or operating a wheelchair.

“Rally” means a gathering whose principal purpose is expressive activity, especially one intended to inspire enthusiasm for a cause.

“Sidewalk” means that portion of a right-of-way, other than the roadway, set apart by curbs, barriers, markings, or other delineation for pedestrian travel.

“Sign” means any sign, pennant, flag, banner, inflatable display, or other attention-seeking device.

“Site map” means a map and plan developed by the applicant to identify the key features and elements of the special event at the specified special event venue.

“Special event committee” means representatives assigned by their respective department directors to represent the interests of their department or division as it relates to the issuance of special event permits.

“Special event” means any activity including, but not limited to a fair, festival, concert, demonstration, rally, performance, show, parade, run/walk/cycle, or other publicly attended activity, entertainment or celebration which is held in whole or in part upon publicly owned property, streets, sidewalks, trails, walkways or on other public rights-of-way, or if occurring on private property, will nevertheless affect, impact or interfere with the standard, ordinary and normal use of public property, streets, rights-of-way, walkways, or sidewalks by the general public within the vicinity of such event and/or requires the use of city services.

“Special event permit” means a permit issued under this chapter.

“Special event venue” means that area or location for which a special event permit has been issued.

“Sponsor” means the person, business, or group responsible for the special event, or the organization that provides financial or other resources for the conduct of a special event.

“Street” means any place that is publicly maintained and open for use by the public for purposes of vehicular travel, ~~including highways~~.

“Temporary use permit” means a mechanism by which the City may permit a use on a temporary basis, including: mobile services; group retail sales (swap meets, parking lot sales); retail sales such as Christmas trees, seasonal or agricultural sales; firewood; encampments; vending carts; outdoor art and craft shows and exhibits.

“Tourism event” means any special event that furthers the City’s economic development goals, and is primarily intended to attract participants from out of the immediate area and is eligible to receive funding from lodging tax funds. The receipt of lodging tax funds granted by the City

for an event may be contingent upon the issuance of a special event permit and the successful implementation of the event.

“Traffic management plan” means a plan developed by the applicant to identify and mitigate traffic and parking impacts, to propose vehicle and pedestrian route detours, and other solutions necessary to provide for traffic safety at a special event.

“Vendor” means any person who sells or offers to sell any goods, food, or beverages within a special event. (Ord. 2830 § 3 (part), 2016).

10.62.050 Special event permit required.

A. Except as provided elsewhere in this chapter, any person or entity who conducts, promotes, sponsors or manages a special event that affects the standard and ordinary use of public property, streets, right-of-way, walkways, trails, and/or sidewalks, or if occurring on private property, will nevertheless affect, impact, or interfere with the standard, ordinary and normal use of public property, streets, right-of-way, walkways, or sidewalks by the general public within the vicinity of such event and/or requires the use of city services, shall first obtain a special event permit from the City. (Ord. 2830 § 3 (part), 2016).

10.62.060 Special event committee and special event permit coordinator.

A. A special event committee is hereby created to carry out the provisions of this code. In order to assure working representation from appropriate departments, the special event committee shall consist of, at a minimum, one department representative from each of the following: Police – Traffic Division, Fire Prevention, Fire Operations, Park Operations Division, Development Services Division, Public Works – Civil Construction, Public Works – Traffic Operations, Recreation Division – Events, Public Works – Street Maintenance Division, Public Works – Construction Division, Economic Development – Tourism/Parking, Planning – Business Licensing, Planning – Code Compliance, Public Works – Natural Resources.

B. The special event permit coordinator shall be from the lead department, and shall provide for the receipt of special event permit applications and fees, maintaining committee records, communications, scheduling committee meeting times, and issuing permits on behalf of the City. (Ord. 2830 § 3 (part), 2016).

10.62.070 Powers of the special event committee.

A. The special event committee shall have the power to:

1. Interpret and administer this code;
 2. Review special event applications;
 3. Represent the City, under the authority of the Mayor and the Parks and Recreation Department Director, in discussions and in maintaining agreements with the event organizer;
 4. Coordinate with city departments and other government agencies for the provision of city services for special events;
 5. Impose reasonable terms and conditions for granting the special event permit, and the time, venue and manner for the event, based on the provisions of this chapter;
 6. Establish appropriate fees for city support services, and for the use of the special event venue, based on the provisions of this chapter;
 7. Recommend approval or denial of special events permits to the Parks and Recreation Department Director, pursuant to the procedures established;
 8. Prepare and adopt procedures for the purpose of administering this code, as necessary.
- (Ord. 2830 § 3 (part), 2016).

10.62.080 Exceptions to special event permit requirement.

A. Although not required to be issued a special event permit, an event organizer of an activity exempted from this chapter is required to comply with all local, state and federal laws and

regulations governing public safety or health. The following activities are exempt from having to obtain a special event permit:

1. Funeral procession by a licensed mortuary;
2. Public gatherings of one hundred (100) or fewer people held exclusively in a city park (or a public gathering not exceeding the stated capacity of the park space/facility), unless merchandise or services are offered for sale or trade to the public, in which case a Park Use Permit may be required;
3. Temporary sales conducted by businesses, such as holiday sales, grand opening sales, sidewalk sales, or anniversary sales that do not impact street or sidewalk right-of-way (A Temporary Use Permit may be authorized by the Planning Director if the proposed use complies with the provisions in the Temporary Use code.);
4. Garage sale, rummage sales, lemonade stands and car washes;
5. Private events and social gatherings and events held entirely on private property that do not involve the use of or have an impact on public property, facilities or streets, other than for lawful parking, and do not require the provision of city public safety services;
6. Activities conducted by a government agency acting within the scope of its authority; and
7. Lawful picketing on sidewalks. (Ord. 2830 § 3 (part), 2016).

10.62.090 Application and processing of permits and post event evaluation.

A. A special event permit must be obtained from the City to conduct a special event. The following procedure applies:

1. An application shall be submitted to the City at least 90 days prior to the date of the proposed event to allow adequate time for review.
2. Applicant is required to submit a complete application with information about the proposed event. This may include, and not be limited to, a site map/route map, event

schedule and program of activities, hours of operation, security and public safety plan, emergency plan, garbage and recycling plan, traffic management plan, and traffic control plan. Specific requirements shall be determined by the special event committee.

3. The special event committee shall review the application and determine if the event can be accommodated. Traffic control plans shall be reviewed and approved by the City Traffic Engineer, or designee.

4. The special event committee shall communicate or meet with applicant to discuss proposed location/routes, activities, attendance and to discuss comments received, possible terms and conditions, and fees.

5. The special event committee shall make a decision recommendation on the application and set forth any terms and conditions and fees, and notify applicant of the decision approval.

6. Upon approval of an application for a special event permit, the special event permit coordinator shall provide the applicant with a statement of the estimated cost of city services, equipment, materials, and permit fees.

7. Upon payment of the permit fees by the applicant, the special event permit coordinator shall issue the permit.

8. Estimated city services required in connection with a special event must be paid in full by the applicant no later than thirty (30) days in advance of the event. Failure to pay may result in a denial or cancellation of city services. The special event committee shall notify the City council of approval of events.

9. As determined by the special event committee, and at least fifteen (15) days prior to the scheduled date of the special event, the applicant shall provide notification to the affected surrounding area regarding special event approval and activities of the event, date(s), times(s), location/route, and possible impacts of the event.

10. A post-event evaluation shall be conducted by the special event permit coordinator and/or special event committee. The evaluation may include a survey of affected residents and/or businesses, and a meeting with the event organizer and the special event committee. (Ord. 2830 § 3 (part), 2016).

10.62.100 Conditions affecting the decision and issuance of a special event permit.

A. In deciding whether to approve, approve with conditions, or deny a permit, the special event committee shall determine whether all of the following criteria are met:

1. The application is complete and accurate;
2. The event, as proposed, can be conducted in a safe manner;
3. The event, as proposed, will not substantially interrupt public transportation or other vehicular and pedestrian traffic in the area of its route;
4. The event provides for adequate health, sanitation and garbage services;
5. The special event will not require the diversion of police and fire resources from their normal duties;
6. The special event will not cause irresolvable interference with previously approved and/or scheduled construction, development, maintenance, or other activities, including, but not limited to, another special event, in the public right-of-way or at a public facility;
7. The location of the event will not cause a material adverse impact, unnecessary disruption or hardship to adjacent residential or business access and traffic circulation;
8. The special event applicant has submitted the plans, as required for each specific event or activity; ~~and~~
9. The special event does not disrupt the standard and ordinary use of streets, unless approved with a traffic control plan. Street closures are subject to the procedures set forth in RMC 10.24.047; and
910. The applicant complies with all terms and conditions of the permit, including submitting fees and deposits, and providing proof of insurance, bonds and hold harmless to the City. (Ord. 2830 § 3 (part), 2016).

10.62.110 Standards for denial or revocation of special event permit.

A. All permits issued pursuant to this chapter shall be temporary and do not vest any permanent rights. The reasons for denial or revocation of a special event permit by the special event committee include, and are not limited to:

1. Disruption of traffic within the City is beyond practical resolution;
2. The special event will interfere with the movement of police, fire, medical aid ambulance and/or other emergency vehicles on the streets, or access to fire stations and fire hydrants;
3. The special event will violate public health or safety laws, or will fail to conform to the requirements of law or established city policy;
4. The applicant demonstrates an inability or unwillingness to conduct a special event pursuant to the terms and conditions of this chapter;
5. The event, as proposed, will require the support or diversion of city personnel (such as police, fire, parks, and public works) that would unreasonably disrupt or deny protection or service for city functions;
6. The proposed venue cannot safely and reasonably support the number of estimated event participants;
7. The applicant has not obtained the approval of, or obtained other permits that may be required from, other public agencies within whose jurisdictions the special event or portion thereof will occur;
8. The applicant has not provided for adequate first aid, emergency medical services, participant or crowd control, or emergency response planning, based on special event risk factors;
9. The special event will create the imminent possibility of violent disorderly conduct likely to endanger public safety or to result in significant property damage;
10. Disaster, public calamity, riot, or other emergency situation exists;
11. The applicant has not paid all fees due from a previous special event;

12. The applicant has provided incomplete or false information in the application;
13. The applicant has made application fewer than 90 days prior to proposed special event date; and
14. The applicant has failed to comply with any term of this chapter or with any condition of a special event permit previously issued to the applicant. (Ord. 2830 § 3 (part), 2016).

10.62.120 Denial of a special event permit application – Appeal of denial or revocation.

A. If the special event committee makes a recommendation to deny the application for the special event permit, or revoke the permit for the special event, the applicant shall be notified in writing as soon as is reasonably practicable.

1. The denial of a special event permit may be appealed to the Hearing Examiner.
2. An appeal shall be made in writing within seven (7) calendar days of the date of the written denial. An appeal is made by filing a written petition with the special event permit coordinator, setting forth the grounds for the appeal and any documentation in support of the appeal.
3. The Hearing Examiner shall consider and decide the appeal as soon as is reasonably practicable and issue a written decision.
4. Revocation of a special event permit may be appealed by the same process as an appeal which results from a denial of a permit. (Ord. 2830 § 3 (part), 2016).

10.62.130 Conditions of special event approval and additional permits.

A. The City may issue a special event permit in accordance with the terms of the application, or may condition the issuance of a special event permit by imposing reasonable terms and conditions. These conditions may include, but are not limited to: time, place and manner of the

event; compliance with health and sanitary regulations, emergency services, and security; and other such requirements as are necessary to protect the safety and rights of persons and property, and the control of traffic. Additional permits may be required to meet the conditions established by the permit, and/or other city codes. A special event permit may include the following information, terms and conditions:

1. The conditions or restrictions on the service, use or sale of alcoholic beverages;
2. The conditions for business licenses for dealers or vendors selling goods or services;
3. The provisions for any city support services required or requested in connection with a special event;
4. In order to accommodate other concurrent events, the rights of abutting owners, and/or the needs of the public to use streets or parks, the conditions may also include: reasonable adjustments in the date, time, route or location of the proposed event; accommodations for pedestrian or vehicular traffic using the street; and limitation on the duration of the event;
5. Other information or conditions as are reasonable and necessary for the conduct of the special event, including the requirement for a professional event management company to produce an event, or for the on-site presence of the event organizer or its designated representative for all special event coordination and management purposes;
6. The applicant may be required to do a walk-through of the event site with the special event permit coordinator and/or other city personnel prior to and after the event, and to make adequate provisions for site safety, cleaning the area or route to the same condition of material preservation and cleanliness as existed prior to the special event; and
7. The applicant will be required to reimburse the City for all expenses associated with repairs for damage to property or additional clean-up necessary as a direct result of the event. These items/charges will be discussed during a walk-through with the special event permit coordinator and/or other city personnel after the event. Payment for these items/charges will be due no later than 30 days after the event. (Ord. 2830 § 3 (part), 2016).

10.62.140 Expressive activity special event.

A. When a special event permit is sought for an expressive activity such as a demonstration, rally, or march as defined in this chapter, the following exceptions shall apply:

1. Where the special event will not require street closures, cost recovery, pursuant to Section [10.62.170](#), shall be limited solely to a fee based on the cost of processing the permit application.
2. The insurance requirement of Section [10.62.160](#) shall be waived; provided, that the event organizer has filed with the application a verified statement that ~~he or she intends~~ the ~~intent and purpose of the~~ special event ~~is purpose to be~~ First Amendment expression and the cost of obtaining insurance is financially burdensome and would constitute an unreasonable burden on the right of First Amendment expression. The verified statement shall include the name and address of one insurance broker or other source for insurance coverage contacted to determine premium rates for coverage.
3. Where the special event will require temporary street closures requiring the City to provide services in the interests of public health, safety, and welfare, the special event committee may condition the issuance of the special event permit upon payment of actual direct costs incurred by the City to a maximum of five hundred dollars. Any fee schedule adopted by the City shall contain a provision for waiver of, or a sliding scale for payment of fees for city services, including police costs, on the basis of ability to pay.
4. The City may deny a special event permit for a demonstration, rally or march if:
 - a. The special event will substantially interrupt public transportation or other vehicular and pedestrian traffic in the area of its route;
 - b. The special event will cause an irresolvable conflict with construction or development in the public right-of-way or at a public facility;
 - c. The special event will block traffic lanes or close streets during peak commute hours on weekdays between seven a.m. to nine a.m. and four p.m. to six p.m. on streets designated as arterials ~~by the City's public works department in the current version of the~~ Redmond Transportation Master Plan;

- d. The special event will require the diversion of police or fire resources or employees-personnel from their normal duties;
- e. The concentration of persons, animals, or vehicles will unduly interfere with the movement of police, fire, ambulance, and other emergency vehicles on the streets;
- f. The special event will substantially interfere with another special event for which a permit has already been granted or with the provision of city services in support of other scheduled special events; or
- g. The special event will have significant adverse impact upon residential or business access and traffic circulation in the same general venue.

5. With regard to the permitting of expressive activity special events where the provisions in this section conflict with the provisions in any other section of this chapter, the provisions of this section shall prevail.

6. Sections [10.62.100](#) and [10.62.110](#) of this chapter shall not apply to expressive activity special events. (Ord. 2830 § 3 (part), 2016).

10.62.150 Hold harmless.

A. As a condition of the special event permit application under this chapter, the applicant shall agree to defend, indemnify and hold harmless the City, its public officers who are responsible for enforcement of fire, building, zoning, and life and safety codes~~its officers~~, employees and agents, for any and all suits, claims or liabilities caused by, or arising out of any use authorized by any such permit. (Ord. 2830 § 3 (part), 2016).

10.62.160 Insurance required.

A. Applicant is required to obtain and present evidence of comprehensive general liability insurance coverage in a form acceptable to the City, and naming the City as an additional insured. Certificates of insurance are to be submitted to the City for approval 30 days prior to the day of the event. Limits of coverage shall be determined by the City's risk manager at the

time of application. The City's risk manager may require the applicant to obtain additional insurance coverage, based on the level of risk associated with the event. The City shall not be deemed to have assessed all the risks that may be applicable to the event. Applicant shall be responsible for assessing the risks of the event and obtaining additional insurance coverage if appropriate and prudent. (Ord. 2830 § 3 (part), 2016).

10.62.170 Application and permit fees, additional fees and cost recovery.

A. A nonrefundable application fee for permit processing is required at the time of application. This fee is established by council resolution, in accordance with Ordinance No. [1480](#) and periodically adjusted in accordance with Resolution No. 1072, establishing the Parks and Recreation Department User Fee Schedule, and as amended by succeeding resolutions amending the schedule.

B. Special event permit fees are based on a flat fee schedule, depending on the duration and participation level of the event. These fees are established by council resolution in accordance with Ordinance No. [1480](#) and periodically adjusted in accordance with Resolution No. 1072, establishing the Parks and Recreation Department User Fee Schedule, and as amended by succeeding resolutions amending the schedule.

C. Additional fees associated with permit conditions (i.e., other permits or licenses required, International Fire Code permits, utilities, security, etc.) are in addition to the flat fee schedule. Additional fees and city costs associated with providing support services for the special event shall be estimated in advance, documented and provided to the applicant. Those costs incurred by the City in support of the event activities including, but not limited to, city staff wages and benefits, overtime, materials, and equipment shall be the actual total costs incurred by the City, and shall be the sole responsibility of the applicant/event organizer. Payment of these additional fees and estimated costs shall be paid in full not later than thirty (30) days in advance of the event. (Ord. 2830 § 3 (part), 2016).

10.62.180 Refund of fees.

A. Fees charged from the fee schedule are refundable, with the exception of the nonrefundable application fee, if the special event is canceled after the permit is issued, and written notice is received by the special event permit coordinator thirty (30) days prior to the date of the event. Fees charged from the fee schedule will not be refunded for event cancellation notices received within thirty (30) days of the event date.

B. Refund of payment for direct city services may be made if the actual cost to the City for providing the service is less than the estimated cost. In that case, the City shall refund the applicant/event organizer within thirty (30) days after the event. If actual cost to the City for providing the services is greater than the estimated cost, the applicant/event organizer shall pay the additional charges within thirty (30) days after the event. (Ord. 2830 § 3 (part), 2016).

10.62.190 Access – By police and fire personnel.

A. All police officers of the City and/or the chief of police and the fire marshal shall have free access to special events for the purpose of inspection and to enforce compliance with the provisions of this chapter and other applicable city, county and state health, zoning, building, fire and safety ordinances and laws. (Ord. 2830 § 3 (part), 2016).

10.62.200 Permit limited to permit holder and location.

A. Any permit issued under the provisions of this chapter shall apply to a single licensee and to the location spelled out in the permit and shall not be transferable to other locations. (Ord. 2830 § 3 (part), 2016).

10.62.210 Enforcement of code.

A. In accordance with RMC [1.14.020](#), all special events shall comply with city regulations in an effort to protect the public and the environment while working cooperatively with affected residents, businesses and property owners. (Ord. 2830 § 3 (part), 2016).

10.62.220 Applicability.

A. All special events within the City shall be regulated by the provision of this chapter, regardless of whether a special event permit was obtained from the City prior to or after the effective date of the ordinance codified in this chapter. (Ord. 2830 § 3 (part), 2016).

Chapter 10.64

IMPOUNDING VEHICLES*

Sections:

10.64.010 Abatement and removal of unauthorized junk vehicles or parts thereof from private property.

10.64.020 Impoundment authorization form required.

* Abandoned vehicles – See Chapter [9.44](#) of this code.

10.64.010 Abatement and removal of unauthorized junk vehicles or parts thereof from private property.

A. The storage or retention of an unauthorized junk vehicle or parts thereof, as defined in RCW [46.55.010\(5\)](#), on private property is declared to constitute a public nuisance subject to removal and abatement. Upon discovery of such nuisance, the Police Department shall give notice in writing to the last registered owner of record and the property owner of record that a hearing may be requested before the Northeast District Court and that if no hearing is requested within ten days, the vehicle will be removed.

B. If a request for a hearing is received, a notice giving the time, location, and date of the hearing on the question of abatement and removal of the vehicle or part thereof as a public nuisance shall be mailed, by certified mail, with a five-day return receipt requested, to the owner of the land as shown on the last equalized assessment roll and to the last registered and legal owner of record unless the vehicle is in such condition that the identification numbers are not available to determine ownership.

C. The owner of the land on which the vehicle is located may appear in person at the hearing or present a written statement in time for consideration at the hearing, and deny responsibility for the presence of the vehicle on the land, with reasons for the denial. If it is determined at the hearing that the vehicle was placed on the land without the consent of the landowner and that he has not subsequently acquiesced in its presence, then the District Court shall not assess costs of administration or removal of the vehicle against the property upon which the vehicle is located or otherwise attempt to collect the cost from the owner.

D. Costs of removal and disposal of vehicles or parts thereof under this section shall be assessed against the registered owner of the vehicle if the identity of the owner can be determined, unless the owner in the transfer of ownership of the vehicle has complied with RCW [46.12.101](#), or the costs may be assessed against the owner of the property on which the vehicle is stored, unless the property owner establishes the facts set forth above in subsection [C](#) of this section.

E. This section shall not apply to:

1. A vehicle or part thereof that is completely enclosed within a building in a lawful manner where it is not visible from the street or other public or private property; or
2. A vehicle or part thereof that is stored or parked in a lawful manner on private property in connection with the business of a licensed dismantler or licensed vehicle dealer and is fenced according to RCW [46.80.130](#).

F. After notice has been given of the City's intent to dispose of the vehicle and after a hearing, if requested, has been held, the vehicle or part thereof shall be removed at the request of a police officer with notice to the Washington State Patrol and the Department of Licensing that the vehicle has been wrecked. (Ord. 1509 § 2, 1989).

10.64.020 Impoundment authorization form required.

Whenever an officer impounds a vehicle pursuant to the provisions of this chapter or RCW Chapter [46.55](#), the officer shall complete an authorization form approved by the Chief of Police which specifies the section of this chapter or RCW [46.55](#) authorizing the impound. The impound authorization form may consist of a law enforcement notice of infraction or citation for an offense for which an impound is authorized. (Ord. 1509 § 3, 1989).

Chapter 10.72

TRAFFIC VIOLATIONS BUREAU

Sections:

10.72.010	Bureau created – Jurisdiction.
10.72.020	Operations.
10.72.030	Duties.
10.72.040	Traffic citations.
10.72.050	Additional duties.

10.72.010 Bureau created – Jurisdiction.

There is hereby established in the Judicial Department a traffic violations bureau, subject to the control and direction of the municipal judge, having jurisdiction of traffic cases, to assist the court in processing traffic cases. The employees of the traffic violations bureau shall be city employees subject to the direction of the municipal judge. The bureau shall be open at such hours as the municipal judge may designate. (Ord. 304 § 121, 1963).

10.72.020 Operations.

A. The municipal judge who hears traffic cases shall designate the specific offenses under this title in respect to which payments of bail may be accepted by the traffic violations bureau in satisfaction thereof, and shall specify by suitable schedules, the amount of such bails for first, second and subsequent offenses, provided such bails are within the limits declared by law or ordinance, and shall further specify the circumstances or conditions which will require an appearance before the court.

B. Any person charged with an offense for which payment of bail may be made to the traffic violations bureau shall have the option of forfeiting bail within the time specified in the citation and notice at the traffic violations bureau upon waiving appearance in court or such person may have the option of depositing the required lawful bail and shall be entitled to a trial as

authorized by law. The posting of bail without making a specific request for trial shall be taken as and shall constitute an election to forfeit such bail and waive appearance in court.

C. The bureau, upon accepting the prescribed bail, shall issue a receipt to the alleged violator, which receipt shall bear a legend informing ~~him~~ them of the legal consequences of bail forfeiture.

D. The bureau shall transfer daily to the Clerk of the proper department of the court all bail posted for offenses where forfeiture is not authorized by court order, as well as copies of all receipts, and shall obtain from the Clerk a receipt for all bail so transferred to the court. (Ord. 304 § 122, 1963).

10.72.030 Duties.

The following duties are hereby imposed upon the traffic violations bureau in reference to traffic offenses:

A. It shall accept designated bail, issue receipts, and represent in court such violators as are permitted and desire to forfeit bail, waive court appearance, and give power of attorney;

B. It shall receive and issue receipts for cash bail from the persons who must or wish to be heard in court, enter the time of their appearance on the court docket and notify the violator, the arresting officer, and witnesses, if any, of the time the case will be heard;

C. It shall keep an easily accessible record of all bail forfeitures and violations of the traffic ordinances of the City of which any person has been charged, together with a record of the final disposition of all such alleged offenses. The record shall be so maintained as to show all types of violations and the total of each. The record shall accumulate during at least a five year period and from that time on the record shall be maintained complete for at least the most recent five year period. (Ord. 304 § 123, 1963).

10.72.040 Traffic citations.

Every traffic enforcement officer shall provide, in appropriate form, traffic citations and such citation and notice shall conform to the requirements of RCW [46.64.010](#), RCW [46.64.015](#), and rules of court. (Ord. 304 § 124, 1963).

10.72.050 Additional duties.

The traffic violations bureau shall follow such procedures as may be prescribed by this title, as may be required by any laws of this state, or as may be required by rule of court. (Ord. 304 § 125, 1963).

Chapter 10.76

TRUCK ROUTES AND TRUCK TRAFFIC

Sections:

10.76.010	Purpose.
10.76.020	Restrictions.
10.76.030	Authorized routes.
10.76.040	Truck route signs to be posted.
10.76.050	Unlawful acts.
10.76.060	Penalties for violation.

10.76.010 Purpose.

The purpose of this chapter is to regulate the kinds and classes of traffic on certain streets within the City in order to promote the efficient movement of vehicles while preserving the integrity of the residential communities. (Ord. 1583 § 1 (part), 1990).

10.76.020 Restrictions.

No truck tractor, truck and trailer combination or truck semi-trailer combination shall operate on any city street not designated as an authorized truck route in the current version of the Redmond Transportation Master Plan unless traveling to or from a destination within the City or to or from a destination within one-half mile of the City limits of the City. (Ord. 1583 § 1 (part), 1990).

10.76.030 Authorized routes.

A. All trucks, truck tractors, truck and trailer combinations or truck/semi-trailer combinations over eight feet in width and over 32,000 pounds gross weight and all vehicles transporting radioactive or hazardous cargo, shall be restricted to the state highway system or to one of the ~~following~~ authorized routes (as identified in the current version of the Redmond Transportation Master Plan) while traveling to or from destinations within the City or to and from destinations within one-half mile of the City limits of the City, and whenever practical, shall take the most direct arterial route to or from the following routes when traveling to or from said ~~destinations~~designations. The following streets and highways are designated and Streets established as ~~through~~ truck routes within the City are identified in the current version of the Redmond Transportation Master Plan:

SR 520 from 148th Avenue N.E. to its terminus at Redmond Way (SR 202);

Redmond Way ~~(SR 908)~~ from 132nd Avenue N.E. to West Lake Sammamish Way;

Redmond Way (SR 202) from SR 520 to the East City limits;

Avondale Road from Redmond Way (SR 202) to the north City limits;

Bellevue-Redmond Road from West Lake Sammamish Parkway to N.E. 20th Street;

West Lake Sammamish Way from Redmond Way ~~(SR 908)~~ to West Lake Sammamish Parkway;

148th N.E. from Redmond Way ~~(SR 908)~~ to the south City limits;

West Lake Sammamish Parkway from West Lake Sammamish Way to Bellevue-Redmond Road;

N.E. 51st Street from 148th Avenue N.E. to SR 520.

The Redmond Municipal Code is current through Ordinance 3127, passed July 18, 2023.

B. The City Traffic Engineer is authorized to designate streets or portions of streets within the City limits where the operation of trucks exceeding a 32,000 pounds gross weight is prohibited, when such prohibition is necessary to preserve public safety, reduce roadway damage, protect residential neighborhoods, or improve traffic flow. The City Traffic Engineer shall establish such restrictions by the placement of official signs at all entrances to the affected streets.

C. The City Traffic Engineer is authorized to establish temporary alternative routes to those specified in subsection A whenever one or more of the specified routes is unavailable for use due to construction, damage, or for any other reason. The duration of any approved temporary alternative route shall be limited to the time during which any one or more of the routes specified in subsection A is unavailable. Whenever the City Traffic Engineer shall authorize a temporary alternative route, a notice of such authorization shall be transmitted to the City Council for informational purposes. (Ord. 1780 § 1, 1994; Ord. 1583 § 1 (part), 1990).

~~10.76.040 — Truck route signs to be posted.~~

~~The City Traffic Engineer Director of Public Works shall cause post appropriate signs to be posted and created along the truck route described in Section 10.76.030 to designate and locate said truck route. (Ord. 1583 § 1 (part), 1990; Ord. 877 § 2, 1979).~~

10.76.050 Unlawful acts.

When signs have been posted, it shall be unlawful for any person to operate any vehicle, truck, trailer or combination thereof exceeding thirty-two thousand pounds gross weight upon the public streets of the City not designated as truck routes, as defined in the current version of the Redmond Transportation Master Plan within the Downtown as defined in Redmond Zoning Code Section 21.10.020, Downtown Zones Map, Ordinance No. 875, passed June 5, 1979, except when making local deliveries within such district. (Ord. 2596 § 2 (part), 2011; Ord. 1583 § 1 (part), 1990; Ord. 877 § 3, 1979).

10.76.060 Penalties for violation.

A violation of any of the provisions of this chapter constitutes a traffic infraction, punishable by fine in the amount provided by applicable court bail schedule, or if none is in effect, in the amount ~~described in RCW 46.63.110. .of fifty dollars~~. In addition to any penalty for violation of the provisions of this chapter, such violator shall be liable in a civil action instituted in the name of the City for any damages occasioned to any city street as the result of such violation. (Ord. 1583 § 1 (part), 1990: Ord. 954 § 4, 1980: Ord. 877 § 4, 1979).

The Redmond Municipal Code is current through Ordinance 3127, passed July 18, 2023.

Disclaimer: The city clerk's office has the official version of the Redmond Municipal Code. Users should contact the city clerk's office for ordinances passed subsequent to the ordinance cited above.

[City Website: www.redmond.gov](http://www.redmond.gov)

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Attachment B: Table of Proposed Changes to Title 10

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
SUBSTANTIVE CHANGES					
S1	10.04.050	Application to bicycle riding, animal drawn vehicles.	Substantive	Language revision	To remove 'animal drawn vehicles' (no need to regulate), include micromobility devices, incorporate RCW.46.190 language for bicycles exception when approaching stop signs, and speeds on shared paths and bike lanes.
S2	10.16.020	Duties.	Substantive	Language revision	To incorporate duties to be consistent with WAC.
S3	10.20.060	Authority to establish play streets.	Substantive	Remove section. Code name change.	City no longer establishes 'play streets'. Section will be used for 'Bollards'.
S4	10.20.070	Regulations for play streets.	Substantive	Remove section	City no longer establishes 'play streets'.
S5	10.20.070	Regulations for play streets.	Substantive	Remove section	City no longer establishes 'play streets'.
S6	10.34	Shared streets.	Substantive	New section.	To incorporate new section on 'shared streets' in accordance to Senate Bill 5595.
S7	10.34.010	Signs.	Substantive	New section.	To incorporate language from Senate Bill 5595 for the designation of shared streets.
S8	10.34.020	Driving regulations.	Substantive	New section.	To incorporate language from Senate Bill 5595 for the designation of shared streets.
S9	10.44.010	Using right-half of crosswalk.	Substantive	Remove section	Outdated and not enforceable.

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
S10	10.44.040	Drivers to exercise due care.	Substantive	Change section name to 'Vehicle operators to exercise due care' and deleting text ' and Language Revision	Special precautions should be given to all pedestrians. No need to call out specific groups. Substitution of 'drivers' to 'operators'.
S11	10.48.040	Riding on sidewalk.	Substantive	Language revision	Substituting 'City center zone' with 'Pedestrian Priority Zone' per Comp Plan. Consistent use of 'streets' throughout City documents. Clarification for bicycles and micromobility devices. Limit speeds on sidewalks to 5 mph. Changing Director of Public Works to City Traffic Engineer for authority to install.
S12	10.52.110	All day parking	Substantive	Language revision	Street parking limit restriction raised to 72 hours to allow longer periods on residential areas.
S13	10.52.215	Leaving unattended children in parked or standing vehicles.	Substantive	Change section name to 'Leaving unattended children and pets in parked or standing vehicles' and language revision	To include pets and age restrictions consistent with RCW 16.52.340.
S14	10.62.090	Application and processing of permits and post even evaluation	Substantive	Language revision	To include traffic control plans and their approval authority in the procedures.

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
S15	10.62.100	Conditions affecting the decision and issuance of a special event permit.	Substantive	Language revision	To include traffic control plan approval in the criteria and refer to 10.24.047 for disruptions/closures.
ADMINISTRATIVE CHANGES					
10.04 General Provisions					
1	10.04.020	Purpose – Policy.	Administrative	Language revision	To replace references to WA Highway License Act and WA Motor Vehicle Act with RCW chapters.
2	10.04.040	Application to nonresidents.	Administrative	Remove section.	Code should apply to anyone using the streets. Providing a section for applicability to nonresidents may bring confusion.
3	10.04.060	Exemptions.	Administrative	Language revision	Use common terms to make section easier to understand.
10.08 Definitions					
4	10.08.030	Central business or traffic district.	Operational	Change section name to "Bollard".	'Central business or traffic district' no longer in use. Code section will be used for definition of 'Bollard'.
5	10.08.060	Driver.	Operational	Change section name to "Highway."	"Driver" definition moved to section 10.08.080 as "Operator". Section will be used to add definition of "Highway".

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
6	10.08.070	Freight curb loading zone.	Operational	Change section name to "Official time standard".	Combining "freight curb loading zone" definition with 10.05.050 (Curb loading zone). Move definition of "Official time standard" to this section.
7	10.08.080	Official time standard.	Administrative	Change section name to "Operator."	"Official time standard" definition moved to section 10.08.070. "Driver" definition changed to "Operator" to apply to all vehicles, to remove 'leader of an animal' and provide more detail about the vehicles.
8	10.08.100	Passenger curb loading zone.	Operational	Change section name to "Right-of-way".	Combining "Passenger curb loading zone" definition with 10.05.050 (Curb loading zone). Move definition of "Right-of-way" to this section.
9	10.08.110	Roundabout.	Administrative	New definition	To include definition of roundabouts.
10	10.08.120	Right-of-way.	Administrative	Change section name to "Shared street".	Definition of "Right-of-way" moved to section 10.08.100. Code section will be used for definition of "Shared street".
11	10.08.130	Street.	Administrative	New definition	To include definition of street.
12	10.08.140	Traffic control devices.	Administrative	New definition	To include definition of traffic control devices.
13	10.08.150	Traffic division.	Administrative	Change section name to "U turn".	'Traffic division' is only referred to once in 10.62.060 where it's clearly designated as "Police – Traffic Division". "U turn" definition moved to this section.

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
14	10.08.160	U turn	Administrative	Change section name to "Vehicle".	"U turn" definition moved to section 10.08.150. Section used for definition of "Vehicle".
15	10.08.170	Ways open to the public.	Administrative	Language revision	Updating language to include micromobility devices and use common terms to make section easier to understand.
10.10 Model Traffic Ordinance					
16	10.10.010	Model Traffic Ordinance.	Administrative	Language revision	To include MUTCD as recognized guidance for Model Traffic Ordinance.
17	10.10.040	Definition of highway.	Administrative	Remove section.	To include under 10.08 - Definitions as 'Streets'.
10.12 Enforcement					
18	10.12.010	Authority of Police, Fire Department officials.	Operational	Title change and language revision	To change title to 'Authority of enforcement officers' to provide clarification on the roles for police.
19	10.12.020	Conformance to title.	Operational	Language revision	To refer to RCW 46.63.110 for any penalties with monetary value. RCW does not publish penalty schedule for traffic infractions but notes the "Rules of court: Monetary penalty schedule - IRLJ 6.2".
20	10.12.030	Obedience to officers.	Operational	Title change and language revision	To change title to 'Compliance with lawful orders' to define infraction process.
21	10.12.040	Notice and appeals.	Operational	New section.	To define notice and appeal process.

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.16 City Traffic Engineer					
22	10.16.010	Office created – Appointment – Powers.	Administrative Operational	Language revision	Title change to "Appointment and Powers" of City Traffic Engineer instead of an "office" as no further mention of "Office" is used throughout the document. To remove term 'he' and add 'licensed engineer'.
10.20 Traffic Control Devices and Signals					
23	10.20.010	Authority to install.	Administrative	Language revision	To remove term 'he', use 'City Traffic Engineer' consistently throughout document, and refer to RMC 10.16.020 for authority.
24	10.20.020	Design for traffic control devices.	Operational	Language revision	To include MUTCD, WSDOT Design Manual, and City Standard specifications and details as references to follow.
25	10.20.030	Effect of absence of signs and signals.	Administrative	Language revision	Provide more clarification in language used to make section easier to understand.
26	10.20.040	Display of unauthorized signs prohibited.	Administrative	Simplified language	Existing section copies RCW 46.61.075. Language revised with same content in a single paragraph to make it easier to understand.
27	10.20.050	Interference prohibited.	Operational	Language revision	To refer to RCW 46.63.110 for any violation penalties.
28	10.20.080	Crosswalks – Safety zones.	Administrative	Remove section	Crosswalks are commonly known nowadays and are included in the duties of the City Traffic Engineer (RMC 10.16.020).

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
29	10.20.090	Traffic lanes.	Administrative	Remove section	This is listed in the City Traffic Engineer duties (RMC 10.16.020).
10.24 Speed Regulations					
30	10.24.010	State speed laws applicable – Exceptions.	Administrative Operational	Language revision	Use common terms to make section easier to understand and refer to RCW 46.61.400 since Police uses RCW for enforcement.
31	10.24.020	Decreasing state speed limit at intersections.	Administrative	Changing section name to 'Establishing and modifying speed limits'	Consolidating sections 10.24.020-10.24.040 due to redundant language among the sections and defined process. City Traffic Engineer propose speed limits for City Council approval.
32	10.24.030	Increasing state speed limit.	Administrative	Remove section	Consolidating sections 10.24.020-10.24.040 due to redundant language.
33	10.24.040	Decreasing state speed limit.	Administrative	Remove section	Consolidating sections 10.24.020-10.24.040 due to redundant language.
34	10.24.045	Temporary closure or restriction authorized.	Administrative	Changing section name to 'Temporary closure or speed reduction authorized' and language revision	Removal of the word 'restriction' to avoid confusion. Consistent use of ' streets' throughout City documents. 'Highways' will be used for state highways. List special events as one of the conditions for closure.
35	10.24.047	Procedure for temporary closure or restriction.	Administrative	Language revision	Use common terms to make section easier to understand and removal of the word 'restriction' to avoid confusion. Substituting 'highways/roadways' to ' streets' to be consistent throughout City documents.

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
36	10.24.050	Posting speed limits.	Administrative	Remove section	Consolidated 10.24.050 and 10.24.055 under 10.24.020. Both are duties of the City Traffic Engineer.
37	10.24.055	Advisory speed limits.	Administrative	Remove section	Consolidated 10.24.050 and 10.24.055 under 10.24.020. Both are duties of the City Traffic Engineer.
38	10.24.065	School zones.	Administrative	Added rows for NE 122nd Street and 172 Avenue NE	To incorporate Clara Barton Elementary school zones.
39	10.24.070	Traffic signal timing.	Administrative	Remove section	Authorizing signal timings if described in City Traffic Engineer duties (RMC 10.16.020).
10.25 Automated Traffic Safety Cameras					
40	10.25.010	Use of automated traffic safety cameras authorized.	Administrative	Language revision	To update language per Ord. 3216.
41	10.25.030	Restrictions on use.	Administrative	Language revision	To update language per Ord. 3216.
42	10.25.050	Definition of automated traffic safety camera.	Administrative	Language revision	To update language per Ord. 3216.

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
43	10.25.060	Presumption of committed infraction - Presumption overcome.	Administrative	Language revision	To update language per Ord. 3216.
44	10.25.070	Infractions processed.	Administrative	Language revision	To update language per Ord. 3216.
45	10.25.080	Penalties.	Administrative	Language revision	To update language per Ord. 3216.
10.28 Turning Movements					
46	10.28.010	Authority to place – Compliance, markers.	Administrative	Remove section	Part A covered in City Traffic Engineer duties (RMC 10.16.020) and Part B relates to Enforcement (A reference to RCW 46.63.060 has been added to RMC 10.12.020.
47	10.28.020	Restricted turn signs – Authority to place.	Administrative	Language revision	Use common terms to make section easier to understand.
10.32 One-Way Streets and Alleys					
48	10.32.010	Signs.	Operational	Language revision	Defined process for City Traffic Engineer proposes one-way street for City Council approval.
49	10.32.020	Driving regulations.	Administrative	Language revision	Substituting 'rotary traffic island' with ' modern roundabout' for a modern term and to use common terms to make section easier to understand

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
50	10.32.030	Restricted movement on streets during certain periods.	Administrative	Remove section	RMC 10.32.010 includes it in permanent basis and RMC 12.08 covers in short-term basis.
51	10.32.040	Schedule.	Administrative	Remove section	RMC 10.32 describing the authority to designate and duty to install signs is sufficient. Schedule not necessary.
10.36 Special Stops					
52	10.36.020	Arterial highways designated.	Administrative	Remove section	Street network documented in the TMP.
53	10.36.030	Stop signs on arterials.	Administrative	Changing section name to 'Stop signs on streets' and language revision	To use more commonly used terms to make section easier to understand and consistent use of 'streets'. Stop sign effectiveness should apply the same regardless of street classification.
54	10.36.040	Other intersections where stop required.	Administrative	Remove section	Stop sign effectiveness should apply the same regardless of street classification and duty/authority described in RMC 10.16.020.
55	10.36.050	Design of stop signs.	Administrative	Remove section	Included in RMC 10.20.020.
10.40 Driving Rules					
56	10.40.010	Coasters, roller skates - Use restricted.	Operational	Language revision	Substitute 'coasters' with 'skateboards' and delete sentence referring to 'play streets'.

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
57	10.40.030	Driving through funeral or other procession.	Administrative	Language revision	To consolidate with 10.40.040 and 10.40.050.
58	10.40.040	Operators in a procession.	Administrative	Remove section	Not applicable to modern times, encourages passing vehicles, and consolidating with 10.40.030.
59	10.40.050	Funeral processions to be identified.	Administrative	Remove section	Not applicable to modern times and consolidating with 10.40.030.
60	10.40.070	Vehicles prohibited on sidewalks	Operational	Language revision	To prohibit parking on sidewalk portion of driveways.
60	10.40.080	Clinging to moving vehicles.	Administrative	Term substitution	Skateboard' may be more commonly understood and removing the use of 'him'. Clarification for bicycles and micromobility devices.
61	10.40.090	Boarding or alighting from vehicles.	Administrative	Term substitution	To replace 'alight' with 'disembark' consistently throughout RMC Title 10.
62	10.40.100	Unlawful riding.	Administrative	Language revision	To use more commonly used terms to make section easier to understand.
63	10.40.105	Inattentive driving.	Administrative	Language revision	Use more commonly used terms to make section easier to understand.

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
64	10.40.110	Railroad trains not to block streets.	Administrative	Language revision	To use more commonly used terms to make section easier to understand.
65	10.40.120	Alcoholic beverages in vehicles.	Administrative	Language revision	Substituting 'highways/roadways' to 'streets' to be consistent throughout City documents. 'Highways' will be used for state highways. Removing the use of 'his' and to use more commonly used terms to make section easier to understand. Delete monetary value and refer to RCW 46.63.110 for amounts/penalties related to traffic infractions.
66	10.40.140	Penalties.	Administrative	Language revision	Delete monetary value and refer to RCW 46.63.110 for amounts/penalties related to traffic infractions.
10.44 Pedestrians					
67	10.44.020	Crossing streets.	Administrative	Language revision	Emphasis on drivers to stop for pedestrians on crosswalks and exclude shared streets from prohibition of pedestrians to step into a street open to moving traffic between intersections.
10.48 Bicycles and Micromobility					
68	10.48.010	Effect of regulations	Administrative	Language revision	Incorporating micromobility devices.

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
69	10.48.020	Obedience to traffic control devices.	Administrative	Language revision	Clarification for bicycles and incorporating micromobility devices.
70	10.48.030	Parking.	Administrative	Language revision	Clarification and incorporating micromobility devices.
71	10.48.035	Combination sidewalk/bike lanes.	Operational	Language revision	Changing Director of Public Works to City Traffic Engineer for the authority to establish/designate and incorporating micromobility devices.
10.52 Stopping, Standing, Parking					
72	10.52.040	Loading, unloading at angle to curb – Permit required.	Operational	Remove section	This is handled through a ROW use permits.
73	10.52.050	Curb loading zones designated.	Administrative	Language revision	Add 'City' prior to 'Traffic Engineer'. Substituting 'highways/roadways' to 'streets' to be consistent throughout City documents. 'Highways' will be used for state highways. Consolidating with 10.52.060 and 10.52.070.
74	10.52.060	Standing vehicle in passenger curb loading zone.	Administrative	Remove section	To consolidate with 10.52.050. Language applies to both passenger and freight modes.

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
75	10.52.070	Standing vehicle in freight curb loading zone.	Administrative	Remove section	To consolidate with 10.52.050.
76	10.52.080	Designation of public carrier stands.	Administrative	Change section name to 'Designation of bus stops, areas for hire vehicles, or other motor vehicles on public streets' and language revision	Language clarification. Add 'City' before Traffic Engineer for consistency.
77	10.52.100	Obstructing traffic.	Administrative	Language revision	To include designated bike lanes in the restriction of traffic obstruction.
78	10.52.135	Authority to establish parking regulations.	Administrative	Language revision	Clarifying regulations established 'upon signs/markings' instead of 'by the Traffic Engineer'. Including ADA parking spaces. Updating item D to provide general language outline authority, and refer to RCW 46.63.110 for amounts/penalties related to traffic infractions.
79	10.52.210	Parking restricted.	Administrative	Remove section	No need to call out specific streets with parking restrictions as they are typically marked with No Parking signs.
10.56 Restricting Traffic on Certain Streets					

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Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
80	10.56.010	Certain vehicles on streets restricted.	Administrative	Language revision	Language clarification. Removing term 'horsedrawn vehicle'. Defined process for City Traffic Engineer to propose for City Council approval. Clarification for bicycles and micromobility devices.
10.62 Permits for Special Events					
81	10.62.140	Expressive activity special event.	Administrative	Language revision	A.2 - For clarity and removal of 'he or she' terms. A.4.c - Referring to TMP for designation of arterials. A.4.d - Including Fire and substituting term 'employees' by 'personnel'.
82	10.62.150	Hold harmless.	Administrative	Language revision	To specify code officers (fire, building, zoning and life and safety).
10.76 Truck Routes and Truck Traffic					
83	10.76.020	Restrictions.	Administrative	Language revision	To refer to the TMP for authorized truck routes.
84	10.76.030	Authorized routes.	Administrative	Language revision	Removal of truck route listing to refer to the TMP and adding provision for the prohibition of truck traffic on certain routes.
85	10.76.040	Truck route signs to be posted.	Operational	Remove section	The City no longer install signs to identify truck routes.
86	10.76.050	Unlawful acts.	Administrative	Language revision	To refer to the TMP for authorized truck routes.
87	10.76.060	Penalties for violation.	Administrative	Language revision	Delete monetary value and refer to RCW 46.63.110 for amounts/penalties related to traffic infractions.

Title 12

STREETS AND ~~SIDEWALKS~~RIGHT OF WAY

Chapters:

- 12.06** Complete the Streets
- 12.08** Street Repairs, Improvements, Alterations, and Business Use
- 12.10** Street Assessment Reimbursement Agreements
- 12.12** Required Improvements for Buildings and Developments
- 12.14** Telecommunications
- 12.16** Highway Access Management

Chapter 12.06

COMPLETE THE STREETS

Sections:

- 12.06.010** Complete the streets.
- 12.06.020** Exceptions.
- 12.06.030** Implementation.

12.06.010 Complete the streets.

~~All transportation projects shall provide appropriate accommodation for persons of all ages and of all abilities, including bicyclists, pedestrians, transit users, as well as automobiles, freight, and buses, in comprehensive and connected networks defined in the City's Transportation Master Plan; provided, that such accommodation shall take into account consider and complement the local context and character of the community and land use. (Ord. 2844 § 2 (part), 2016; Ord. 2359 § 1 (part), 2007).~~

All City transportation projects shall incorporate design features that safely accommodate users of all ages and abilities, including pedestrians, bicyclists, transit riders, freight vehicles, automobiles, and persons with disabilities. Such accommodations must support a complete

and connected multimodal transportation network, consistent with the City's Transportation Master Plan. The design must also reflect and support the character, context, and planned land use of the surrounding area.

12.06.020 Exceptions.

A. Facilities for bicyclists, pedestrians, transit users, automobiles, freight, and buses and/or people of all ages and abilities are not required to be provided:

1. Where their establishment would be contrary to public health and safety or use by specified users is prohibited by law (such as interstate freeway or light rail);
2. Where there is no current or future demand identified for a particular mode; or
3. Where the Public Works Director grants a documented exception which may only be authorized in specific situations where conditions warrant. Such site-specific exceptions shall not constitute general changes to the standards set in RMC [12.06.010](#). (Ord. 2844 § 2 (part), 2016; Ord. 2359 § 1 (part), 2007).

12.06.030 Implementation.

~~A. The City shall view Complete Streets standards set in RMC [12.06.010](#) as a part of the everyday transportation decision making process, and implementation of these standards shall be incorporated into relevant City documents, guidelines and procedures when they are created or as they are revised and updated, including the City's Transportation Master Plan, Standard Details, and relevant design guidance materials. Effort should be made to coordinate projects and facilities with neighboring jurisdictions to provide continuity wherever feasible. The City shall integrate Complete Streets principles into routine transportation planning, design, construction, operations, and maintenance decisions. These principles shall be incorporated into all relevant City documents, including but not limited to~~

- ~~• [The Transportation Master Plan;](#)~~
- ~~• [Capital Improvement Program;](#)~~
- ~~• [Development regulations;](#)~~

- Design standards and manuals.

B. ~~The City shall measure the success of Complete Streets implementation using performance measures identified in the City's Transportation Master Plan, including measures that assess safety, network connectivity and completion, and travel mode share. (Ord. 2844 § 2 (part), 2016).~~Project implementation shall:

- Be coordinated with regional agencies to ensure multimodal continuity;
- Include performance metrics such as safety improvements, increased mode share, and network connectivity;
- Prioritize equity in access and universal design where feasible.

Chapter 12.08

STREET REPAIRS, IMPROVEMENTS, ALTERATIONS, AND BUSINESS USE

Sections:

- 12.08.010 Permit required.**
- 12.08.020 Application.**
- 12.08.030 Refusal of application.**
- 12.08.040 Safety requirements.**
- 12.08.050 Street restoration.**
- 12.08.060 Permit fees.**
- 12.08.065 Criteria for suspension, revocation, or modification of the permit.**
- 12.08.070 Penalty for violations.**

12.08.010 Permit required.

~~It is unlawful for any person, firm or corporation to commence to repair, improve, alter or otherwise perform any street maintenance or work, or undertake a business use such as bike share, sidewalk café seating, or uses with equivalent impact to the right-of-way as determined by the Director of the Department of Public Works Director or his or her designee upon the~~

~~public streets or highway rights-of-way within the City without first having obtained a permit from the Public Works Director or his or her designee of the Department of Public Works. In granting a permit under this chapter, the Public Works Director or his or her designee shall have the authority to impose any conditions necessary to safeguard the public interest, including, but not limited to, conditions on use, construction, indemnity, and insurance. (Ord. 2962 § 2 (part), 2019: Ord. 1028 § 1, 1982: Ord. 241 § 1, 1960).~~

No person, business, or corporation may perform any work within the right-of-way, including but not limited to activity that disrupts traffic, restricts access, or modifies any infrastructure, without first obtaining a permit from the Public Works Director or their designee. This includes any private use of the public right-of-way, street closures, or business uses such as bike share stations, outdoor dining, or other activities with similar impact as determined by the Public Works Director or their designee.

The Public Works Director or their designee may impose permit conditions necessary to protect the public interest, welfare, and/or safety, including but not limited to requirements related to use, construction, indemnification, and insurance. (Ord. 2962 § 2 (part), 2019: Ord. 1028 § 1, 1982: Ord. 241 § 1, 1960).

12.08.020 Application.

Any person, firm or corporation required to obtain a permit for work in, or business use of, a public street or right-of-way shall file an application therefor with the ~~City~~Director of the Department of Public Works. The application shall be in writing, upon forms provided by the City and shall contain information showing the type of construction, the length, the exact location, the purposes, and other information which may be required by the Public Works Director or their designee of the Department of Public Works concerning the proposed street use, opening or work in the public right-of-way. The provisions of this section shall apply to public utilities or quasi-municipal corporations qualified for and seeking permits for street

openings or work in the public streets and rights-of-way of the City. (Ord. 2962 § 2 (part), 2019: Ord. 1028 § 2, 1982: Ord. 241 § 2, 1960).

12.08.030 ~~Refusal of application. Application decision criteria.~~

~~An application shall only be approved if the Public Works Director, or their designee, determines that the proposed work in, or business use of, the public streets or rights-of-way within the City will not. Wherever work in, or business use of, the public streets or rights-of-way within the City will~~ create an exceptional traffic hazard, ~~or will~~ unreasonably restrict the use of city streets, ~~will~~ create an impediment to the free movement of vehicles upon the aforementioned streets, ~~or create~~ an uneconomic distribution of parking space at the curb of aforementioned streets, ~~or create~~ a hazard to the travel or safety of pedestrians thereon, ~~will unreasonably disturb the established design, City investment in, and/or effectiveness of the right-of-way and the public's use of the right-of-way, and the proposed work or use of the right-of-way is consistent with all other provisions of code and law. the Public Works Director or their designee of the Department of Public Works, at his/her their discretion, may refuse any application made under the terms of this chapter.~~ (Ord. 2962 § 2 (part), 2019: Ord. 1028 § 3, 1982: Ord. 241 § 3, 1960).

12.08.040 Safety requirements.

The safety requirements of the City and of the State of Washington, as applicable to any work or business use for which a permit is required hereunder, shall be observed. (Ord. 2962 § 2 (part), 2019: Ord. 241 § 4, 1960).

12.08.050 Street restoration.

The ~~Public Works~~ Director ~~or their designee of the Department of Public Works~~ is authorized to require a bond or deposit from any permittee under this chapter in order to guarantee the restoration of the street right-of-way or use thereof to its original condition ~~or better. In cases where the existing conditions do not meet current standards and regulations, the permittee shall be required to restore or improve the right-of-way to meet or exceed applicable standards~~

and/or laws. The bond or deposit shall ensure the permittee completes these improvements.

(Ord. 2962 § 2 (part), 2019: Ord. 1028 § 4, 1982: Ord. 241 § 5, 1960).

12.08.060 Permit fees.

Permits required under this chapter specifying the authorized work or business use shall be issued by the Public Works Director or their designee of the Department of Public Works or his/her designee upon proper application therefor and upon payment of the fees required as follows:

- A. A basic feeFees in an amount established by council resolution; and
- B. The estimated cost of administration and inspection as determined by the Public Works Director or their designee of the Department of Public Works, including the City's labor, overhead and all other costs. For street work, said amount shall not exceed five percent of the estimated cost of construction;
- C. In the event that reinspection or other actions are necessary, an additional fee shall be charged in an amount determined by the Public Works Director or their designee of the Department of Public Works to equal the City's costs of performing the reinspection or other actions, including all labor, overhead and other costs. (Ord. 2962 § 2 (part), 2019: Ord. 1480 § 19, 1989: Ord. 1028 § 5, 1982: Ord. 241 § 6, 1960).

12.08.065 Criteria for suspension, revocation, or modification of the permit.

The Public Works Director or their designee of the Department of Public Works may suspend, revoke, or modify any permit issued under this section when such permit holder, or any party to the permit:

- A. Violates any of the terms and requirements outlined in the approved permit;
- B. Exceeds the scope of the use or work outlined in the permit application;

C. Has obtained a permit by fraud, misrepresentation, concealment, or through inadvertence or mistake;

D. Makes a misrepresentation or fails to disclose a material fact to the City related to any of the obligations set forth in this chapter. (Ord. 2962 § 2 (part), 2019).

12.08.066 Unpermitted work.

The Public Works Director or designee may order the removal of any unpermitted improvements installed in the right-of-way and will notify the responsible party. The party must obtain a permit to remove the improvements and restore the right-of-way to its original condition. If no action is taken within 14 days of notice, the City may proceed with removal and restoration. The responsible party will be liable for all actual costs incurred by the City.

12.08.070 Penalty for violations.

Any person convicted of violating any of the provisions of this chapter shall be punished as provided in Section [1.01.110](#).(Ord. 2962 § 2 (part), 2019; Ord. 241 § 7, 1960).

Chapter 12.09

FIXED ITEMS IN THE RIGHT-OF-WAY

12.09.010 Purpose.

The purpose of this section is to affirm and authorize the placement, installation, or use of items, structures, or devices in the public right-of-way or on public property that serve a demonstrated public benefit. This section ensures such actions are consistent with traffic

operations as described in RMC Title 10, law enforcement allowable uses, and the City's adopted long-range planning objectives.

12.09.020 Allowable uses.

The City may permit an applicant to install items or improvements that provide a public benefit, including but not limited to:

A. Traffic Regulation Measures

Devices, signage, markings, or installations that regulate or manage traffic operations, consistent with the provisions of the Redmond Municipal Code Title 10 ("Traffic Regulations"). Traffic regulation measures may only be installed at the direction of the City.

B. Law Enforcement Tools and Devices

Equipment or devices intended for use by public safety or police personnel approved by City Council, including but not limited to surveillance cameras, automated enforcement systems, public safety signage, or other tools that support crime prevention, public order, or emergency response. Law enforcement tools and devices may only be installed at the direction of the City.

C. Items Consistent with City Planning Goals

Any installation, structure, or use that aligns with and furthers the policies, goals, or implementation strategies outlined in the City's adopted Comprehensive Plan, Specific Plans, Transportation Plans, Climate Action Plans, or other formally adopted long-range planning documents, at the direction of the City.

D. Private Property Benefit Items

A device or installation is deemed to serve a private benefit if its primary purpose is to enhance access, appearance, security, or operations for a specific property, including but not limited to:

- Private technology devices affixed to public infrastructure;

- Features maintained for the aesthetic benefit to adjacent property;
- Private signage or access control devices;
- Infrastructure intended to increase the safety or security of an adjacent property;
- Decorative lighting not intended for public use.

Any private property benefit item must be placed directly adjacent to the benefitting property.

Items that are installed in the public right-of-way or on public property which primarily benefit a specific private property or property owner are subject to the following requirements:

1. Liability and Maintenance

Property owners must:

- Assume liability for any injury or damage arising from the installation;
- Enter into a maintenance and indemnification agreement with the City;
- Remove or modify the item at their expense upon notice by the City.

2. Revocability

The City reserves the right to revoke permission for any private benefit installation if it interferes with public use, infrastructure maintenance, or future capital improvements.

12.09.030 Permit Requirement and Approval Authority.

All private installations shall require a right-of-way use permit issued by the City, consistent with the requirements of this Chapter and RMC 12.08.

An application for a right-of-way use permit shall be filed with the City. The application shall be in writing and shall indicate the primary use of any objects in right-of-way. In addition to the requirements of RMC 12.08, the application shall include:

A. Design drawings.

- Design drawings shall be site-specific plans that describe or convey installation or construction methods that are consistent with City standard specifications and details and, industry-specific standards if applicable, such as ASTM.
- Designs should adhere to the City's clear zone and lateral clearance requirements for local streets, per Redmond Zoning Code (RZC) Appendix 2, Section A.21.c.
- Designs should show vertical and horizontal clearance from new or existing utilities. When applicable, the application shall include utility relocation plans.

B. Modal safety and access evaluation.

- Designs shall have no negative impact to existing active transportation mobility, access, and safety within the public right-of-way.
- The design should show that sidewalk, bike lane, trail and other non-motorized facilities will meet or maintain street standards as determined in the RZC.

C. Consistency with City plans.

- Document consistency with the Redmond Comprehensive Plan and appendices, the current version of the Redmond Transportation Master Plan, and other applicable subarea plans to ensure compatibility with Redmond's long-term planning priorities.

D. Applicant Requirement for Private Benefit installations

- Permit applicant shall be the owner of the specific property or have documented approval from property owner.

12.09.050 Severability.

If any portion of this section is found to be invalid or unenforceable, the remaining provisions shall continue in full force and effect.

Chapter 12.10

STREET ASSESSMENT REIMBURSEMENT AGREEMENTS

Sections:

12.10.010 Purpose.

- 12.10.020 Authorization.**
- 12.10.030 Application – Contents.**
- 12.10.040 Notice to property owners.**
- 12.10.050 Hearing – Action.**
- 12.10.055 Preliminary assessment reimbursement area – Amendments.**
- 12.10.060 Contract execution and recording.**
- 12.10.070 Application fee.**
- 12.10.080 City financing of improvement projects.**

12.10.010 Purpose.

This chapter is intended to implement and thereby make available to the public the provisions of RCW Chapter [35.72](#), Contracts for Street Projects, as the same now exists or may hereafter be amended. (Ord. 1474 § 1 (part), 1989).

12.10.020 Authorization.

The Public Works Director is authorized to accept applications for the establishment by contract of an assessment reimbursement area as provided by state law, provided such application substantially conforms to the requirements of this chapter. (Ord. 1474 § 1 (part), 1989).

12.10.030 Application – Contents.

Before any application for the establishment of an assessment reimbursement area may be accepted by the Public Works Director, it shall be accompanied by the application fee specified in Section [12.10.070](#) of this chapter. The application shall include the following items:

- A. Detailed construction plans and drawings of the entire street project, the costs of which are to be borne by the assessment reimbursement area, prepared and stamped by a licensed engineer;

- B. Itemization of all costs of the street project including, but not limited to, design, grading, paving, installation of curbs, gutters, storm drainage, sidewalks, street lights, engineering, construction, property acquisition and contract administration;
- C. A map and legal description identifying the proposed boundaries of the assessment reimbursement area and each separately owned parcel within such area. Such map shall identify the location of the street project in relation to the parcels of property in such area;
- D. A proposed assessment reimbursement roll stating the proposed assessment for each separate parcel of property within the proposed assessment reimbursement area as determined by apportioning the total project cost on the basis of the benefit of the project to each parcel of property within said area;
- E. A complete list of record owners of property within the proposed assessment reimbursement area certified as complete and accurate by the applicant which states names and mailing addresses for each such owner;
- F. Envelopes addressed to each of the record owners of property within the assessment reimbursement area who has not contributed his pro rata share of such costs. Proper postage for registered mail shall be affixed or provided;
- G. Copies of executed deeds and/or easements in which the applicant is the grantee for all property necessary for the installation of such street project. (Ord. 1474 § 1 (part), 1989).

12.10.040 Notice to property owners.

Prior to the execution of any contract with the City establishing an assessment reimbursement area, the Public Works Director or his designee shall mail, via registered mail, a notice to all record property owners within the assessment reimbursement area as determined by the City on the basis of information and materials supplied by the applicant, stating the preliminary boundaries of such area and assessments along with substantially the following statement:

As a property owner within the Assessment Reimbursement Area whose preliminary boundaries are enclosed with this notice, you or your heirs and assigns will be obligated to pay under certain circumstances, a pro rata share of construction and contract administration costs of a certain street project that has been preliminarily determined to benefit your property.

The proposed amount of such pro rata share or assessment is also enclosed with this notice. You, or your heirs and assigns, will have to pay such share, if any development permits are issued for development on your property within _____ (__) years of the date that the contract establishing such area is recorded with the King County Department of Records and Elections, provided such development would have required similar street improvements for approval. You have a right to request a hearing before the Redmond Hearing Examiner by filing such a request within twenty (20) days of the date of this notice. All such requests must be made in writing and filed with the City Clerk. If a hearing is requested, the Hearing Examiner will take testimony and forward a recommendation to the City Council, who will make the final decision. After the street reimbursement contract is recorded it shall be binding on all owners of record within the Assessment Reimbursement Area who are not parties to the contract.

(Ord. 2148 § 1 (part), 2003; Ord. 1474 § 1 (part), 1989).

12.10.050 Hearing – Action.

- A. If the owner of any property within the proposed assessment reimbursement area requests a hearing within the required time period, the Redmond Hearing Examiner shall conduct the hearing.
- B. Notice of the hearing shall be given by mail to all affected property owners in addition to any other hearing notice requirements specified by this code. The cost of giving such notice shall be borne by the applicant.
- C. At the hearing, the Hearing Examiner shall take testimony and evidence from the affected property owners, the applicant, and the City staff concerning the area boundaries, the amount of the assessments, and the length of time for which reimbursement shall be required. Upon completion of the hearing, the Hearing Examiner shall forward a recommendation, together with findings and conclusions in support thereof, to the City Council. The City Council shall consider the recommendation in a closed record proceeding at a regular or special meeting without further testimony or evidence and with arguments based on the record only. The City Council's decision on the street reimbursement contract is determinative and final.
- D. If no hearing is requested within the required time period, the City Council may consider and take final action on the street assessment reimbursement contract at any public meeting

held more than twenty days after notice was mailed to the affected property owners. (Ord. 2148 § 1 (part), 2003; Ord. 1474 § 1 (part), 1989).

12.10.055 Preliminary assessment reimbursement area – Amendments.

If the preliminary determination of area boundaries and assessments is amended so as to raise any assessment appearing thereon, or to include omitted property, a new notice of area boundaries and assessments shall be given as in the case of an original notice; provided, that as to any property originally included in the preliminary assessment area which has not had its assessment raised, no objections shall be considered by the Hearing Examiner or City Council unless the objections were made in writing at or prior to the date fixed for the original hearing. Requests for a hearing on any amendments to the assessment area boundaries or any increased assessment shall be processed in the same manner as in the case of an original hearing. (Ord. 2148 § 1 (part), 2003; Ord. 1474 § 1 (part), 1989).

12.10.060 Contract execution and recording.

- A. Within thirty days of final City Council approval of an assessment reimbursement agreement, the applicant shall execute and present such agreement for the signature of the appropriate city officials.
- B. To be binding the agreement must be recorded with the King County department of records within thirty days of the final execution of the agreement.
- C. If the contract is so filed and recorded, it shall be binding on owners of record within the assessment area who are not party to the agreement. (Ord. 1474 § 1 (part), 1989).

12.10.070 Application fee.

The applicant for street reimbursement agreement as provided for in this chapter shall reimburse the City for the full administrative and professional costs of reviewing and

processing such application and of preparing the agreement. At the time of application, a minimum fee to be established by council resolution shall be deposited with the City and credited against the actual costs incurred. The applicant shall reimburse the City for such costs before the agreement is recorded. (Ord. 1480 § 20, 1989; Ord. 1474 § 1 (part), 1989).

12.10.080 City financing of improvement projects.

As an alternative to financing projects under this chapter solely by owners of real estate, the City may join in the financing of an improvement project and may be reimbursed in the same manner as the owners of real estate who participate in the project, upon the passage of an ordinance specifying the conditions of the City's participation in such project. The City shall be reimbursed only for the costs of improvements that benefit that portion of the public who will use the developments within the established assessment reimbursement area. No city costs for improvements that benefit the general public shall be reimbursed. (Ord. 1474 § 1 (part), 1989).

Chapter 12.12

REQUIRED IMPROVEMENTS FOR BUILDINGS AND DEVELOPMENTS

Sections:

- 12.12.010 Purpose of provisions.**
- 12.12.015 Statute adopted by reference.**
- 12.12.020 Prerequisite for building permit or development permit – Exception.**
- 12.12.030 Design and construction.**
- 12.12.040 Inspection.**
- 12.12.060 Cement required.**
- 12.12.070 Exception to RMC 12.12.060.**
- 12.12.080 Permit required.**
- 12.12.090 Nuisances.**

12.12.010 Purpose of provisions.

The purpose of this chapter is to implement additional regulations in connection with the development and improvement of land and to promote the public health, safety, general welfare and convenience in order to facilitate adequate provision for water, sewerage, storm drains, curb, gutters, sidewalks, driveways, street and other public improvements by requiring the construction and dedication of such improvements at the time of the construction of industrial, commercial or residential buildings or developments. The requirements set forth in this chapter are intended to supplement the requirements of RCW Chapter [58.17](#) and Title [16](#) of the Redmond Municipal Code relating to the subdivision of land in order that all incidents of land development and improvement having an impact upon public facilities will be required to dedicate, construct and install those public improvements required in connection with such development and improvement. (Ord. 834 § 1, 1978; Ord. 258 § 1, 1961).

12.12.015 Statute adopted by reference.

For the purposes of this chapter, those factors set forth in RCW [58.17.110](#) are adopted by reference as constituting the conditions to be considered in the approval or disapproval of any building or development permit. (Ord. 834 § 2, 1978).

12.12.020 Prerequisite for building permit or development permit - Exception.

No building permit or development permit shall be granted for the construction of any industrial, commercial or residential building, nor shall any plat be accepted for any industrial commercial or residential development unless the plans and specifications therefor contain provisions for the dedication to the City of sufficient street right-of-way for the classification of the street abutting the property according to the street plans and street development needs of the City for the area, and for the construction, installation and dedication of street and public utility improvements consisting of grading; surfacing with asphalt or portland cement concrete paving; ~~ement-concrete~~ curbs, gutters and driveways; water mains; sanitary sewers; storm drainage facilities; underground power and telephone; together with all necessary

appurtenances consistent with good street and utility construction and in accordance with plans and specifications of the ~~City Director of Public Works~~; such improvements to be made on all sides of such property that may abut on a public street or planned public street, to extend the full distance that such property is sought to be occupied and/or developed; provided, however, that the director may, in his discretion, authorize the issuance of a building or development permit without compliance with this section where compliance is deemed to be impracticable or unfeasible at that time or it is in the best interest of the City to defer such construction upon such conditions as may be imposed to insure completion of such improvements at some future time, including but not limited to the posting of a bond or the entering into a covenant with the City to run with the land. (Ord. 834 § 3, 1978: Ord. 258 § 2, 1961).

12.12.030 Design and construction.

All public improvements required under this chapter shall be designed and constructed in accordance with the plans, specifications, grade, material and other engineering data adopted and established by the ~~Director of~~ Public Works Director or their designee. (Ord. 834 § 4, 1978: Ord. 258 § 3, 1961).

12.12.040 Inspection.

All such public improvements shall be constructed under the supervision of ~~a City Inspector~~the City Engineer in accordance with the requirements of Section 12.12.030. No final installation shall be done until the City Engineer-Inspector has inspected and approved the installation and forms and has certified they are according to proper profile and location. (Ord. 834 § 5, 1978: Ord. 258 § 4, 1961).

~~12.12.060 Cement Concrete required.~~

~~All sidewalks, on either side of the streets and avenues, in front of or along any lot, lots or lands abutting on same, which shall hereafter be constructed, reconstructed or replaced, shall be of cement. No person shall construct, reconstruct or replace any such sidewalk of any other material within the City limits. (Ord. 36 § 1, 1925).~~

~~12.12.070 — Exception to RMC 12.12.060.~~

~~Whenever any person, firm or corporation desires to repair any now existing sidewalk constructed with any other material than prescribed in RMC 12.12.060, he or they shall first secure a permit from the City Council before such work is undertaken. In no case shall a permit be granted where the amount of repairs in the aggregate exceeds one-third of the running feet of walk. (Ord. 36 § 2, 1925).~~

12.12.080 Permit required.

Whenever any person, firm or corporation desires to construct, reconstruct, or replace any sidewalk ~~he, or~~ they shall first secure a permit from the City ~~Council~~ before work is undertaken ~~and at the same time shall secure from the City Engineer and Council grade lines and specifications for such walks. Sidewalks shall meet the current City Specifications and Standards.~~ (Ord. 36 § 3, 1925).

~~12.12.090 Nuisances. Penalty for Violation.~~

~~Any sidewalk constructed, reconstructed, repaired or replaced in any other manner than provided in this chapter shall be deemed a nuisance and shall be abated at the order of the City Council. Any person, firm or corporation building or procuring or causing such sidewalk to be built shall be deemed guilty of a misdemeanor and shall Any person convicted of violating any of the provisions in this chapter shall be punished as provided in Section 1.01.110. (Ord. 36 § 4, 1925).~~

Chapter 12.13

EMERGENCY RIGHT-OF-WAY USE

12.13.010 Purpose.

This section establishes procedures for entities to conduct emergency activities within the public right-of-way, ensuring immediate response to urgent situations while maintaining public safety and infrastructure integrity.

12.13.020 Definition of Emergency.

An "emergency" refers to unforeseen circumstances requiring immediate action to prevent or mitigate threats to public health, safety, welfare, or to prevent significant property damage to public assets. Examples include, but are not limited to:

- A. Natural disasters (e.g., earthquakes, floods, severe storms).
- B. Utility failures (e.g., water main breaks, gas leaks, power outages).
- C. Structural hazards posing immediate danger.

12.13.020 Immediate Action Authorization.

In the event of an emergency, entities (e.g., utility providers, contractors) may initiate necessary work within the ROW without prior permit issuance, provided that:

- A. The work is essential to address the emergency.
- B. All reasonable measures are taken to ensure public safety during operations.
- C. The City is notified of the emergency and the actions being taken as soon as practicable.

12.13.030 Notification Requirements.

Entities undertaking emergency work must notify the City's Public Works Department within 24 hours of commencing such activities.

Notification should include:

- A. Description of the emergency and location.
- B. Actions taken or to be taken.
- C. Estimated duration of the emergency work.
- D. Contact information for the responsible party.

12.13.040 Permit Application Post-Emergency.

Once the emergency is abated, the responsible entity must:

- A. Apply for a Right-of-Way Use Permit within five (5) business days.
- B. Pay all associated fees as determined by the City's fee schedule
- C. Provide documentation detailing the emergency work performed.
- D. Restore the right-of-way as required by the permit.

12.13.050 Compliance and Enforcement.

Failure to comply with the provisions of this section will result in one or more of the following enforcement actions:

- A. Fines and penalties as outlined in the RMC 1.01.110.
- B. Revocation of permits or authorization for future work within the ROW.
- C. Liability for costs incurred by the City for remediation or repairs.

12.13.060 Authority to Remove Emergency Installations.

Once the Public Works Director determines that the emergency has been abated, the Director shall have the authority to require the responsible party to remove temporary emergency installations, obstructions, or equipment from the public right-of-way. If the responsible party fails to remove such installations within a timeframe prescribed by the Director, the City may undertake removal and charge the responsible party for all associated costs.

Chapter 12.14

TELECOMMUNICATIONS

Sections:

Article I.

General Provisions

- 12.14.010 Purpose.**
- 12.14.020 Definitions.**
- 12.14.030 Business License Required.**
- 12.14.040 Application to Existing Franchise Ordinances, Agreements, Leases, and Permits – Effect of Other Laws.**
- 12.14.050 Relief.**

- 12.14.060 Other Remedies.**
- 12.14.070 Fees and Compensation Not a Tax.**
- 12.14.075 Single Master Permit.**

Article II. Master Permits

- 12.14.080 Master Permit.**
- 12.14.090 Entire City.**
- 12.14.100 Master Permit Application.**
- 12.14.110 Approval/Denial of Master Permit.**
- 12.14.120 Appeal of Director's Decision.**
- 12.14.130 Term of Master Permit.**
- 12.14.140 Compensation to the City.**
- 12.14.150 *Repealed.***
- 12.14.160 Renewal of Master Permit.**
- 12.14.170 Standards for Renewal of Master Permit.**
- 12.14.180 Obligation to Cure as a Condition of Renewal.**
- 12.14.185 Pre-application Conference.**

Article III. *Repealed*

- 12.14.190 *Repealed.***
- 12.14.200 *Repealed.***
- 12.14.210 *Repealed.***
- 12.14.220 *Repealed.***
- 12.14.230 *Repealed.***
- 12.14.240 *Repealed.***
- 12.14.250 *Repealed.***
- 12.14.260 *Repealed.***
- 12.14.270 *Repealed.***
- 12.14.280 *Repealed.***

Article IV. Facilities Lease

- 12.14.290 Facilities Lease.**
- 12.14.300 Lease Application.**
- 12.14.310 Determination by the City.**
- 12.14.320 Term of Facilities Lease.**
- 12.14.330 Interference with Other Users.**
- 12.14.340 *Repealed.***
- 12.14.350 *Repealed.***
- 12.14.360 Compensation to the City.**
- 12.14.370 Amendment of Facilities Lease.**
- 12.14.380 *Repealed.***
- 12.14.390 Obligation to Cure as a Condition of Renewal.**

Article V.
Conditions of Master Permits

- 12.14.400 Purpose.**
- 12.14.410 Nonexclusive Grant.**
- 12.14.420 Rights Granted.**
- 12.14.430 Fee for recovery of City costs.**
- 12.14.440 *Repealed.***
- 12.14.450 Acceptance.**
- 12.14.460 Police Power.**
- 12.14.470 Rules and Regulations by the City.**
- 12.14.480 Location of Telecommunications Facilities.**
- 12.14.490 Compliance with One-Number Locator Service.**
- 12.14.500 Interference with the public ways.**
- 12.14.510 Damage to Property.**
- 12.14.520 Notice of Work.**
- 12.14.530 Maintenance of Telecommunications Facilities.**
- 12.14.540 Relocation or Removal of Telecommunications Facilities.**
- 12.14.550 Building Moving.**
- 12.14.560 Removal of Unauthorized Telecommunications Facilities.**
- 12.14.570 Emergency Removal or Relocation of Telecommunications Facilities.**
- 12.14.580 Damage to Telecommunications Facilities.**
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Construction Standards

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Prior legislation: Ord. 1480.

Article I. General Provisions

12.14.010 Purpose.

The purpose and intent of this Chapter is, consistent with applicable laws, to:

- A. Establish a local policy concerning the use of public ways and City properties by Telecommunications providers;

- B. Establish clear local guidelines, standards and time frames for the exercise of local authority with respect to the regulation of Telecommunications providers;
- C. Promote competition in telecommunications;
- D. Minimize unnecessary local regulation of Telecommunications providers;
- E. Encourage the provision of advanced and competitive Telecommunications services on the widest possible basis to the businesses, institutions and residents of the City;
- F. Permit and manage reasonable access to the public ways of the City for telecommunications purposes on a competitively neutral basis;
- G. Conserve the limited physical capacity of the public ways held in public trust by the City;
- H. Assure that the City's current and ongoing costs of granting and regulating private access to and the use of the public ways and City property are paid for by the Persons seeking such access and causing such costs;
- I. Secure fair and reasonable compensation to the City and the residents of the City for permitting private use of the public ways, other ways and City property in accordance with Federal and State law;
- J. Assure that all Telecommunications providers constructing, repairing or maintaining Telecommunications facilities within the public ways, other ways and City property comply with the ordinances, rules and regulations of the City;
- K. Assure that the City can continue to fairly and responsibly protect the public health, safety and welfare; and
- L. Enable the City to discharge its public trust consistent with rapidly evolving federal and state legal and regulatory policies, industry competition and technological development. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.020 Definitions.

For the purpose of this Chapter, and the interpretation and enforcement thereof, the following words and phrases shall have the following meanings, unless the context of the sentence in

which they are used shall indicate otherwise. When not inconsistent with the context, words used in the present tense include the future, words in the plural include the singular, and words in the singular include the plural. Words not defined shall be given their common and ordinary meaning:

“Applicant” means any Person or entity that applies for any Master Permit, Facilities Lease, Small Cell Permit or Right-of-Way Use Permit pursuant to this Chapter;

“Cable Act” means the Cable Communications Policy Act of 1984, the Cable Television Consumer Protection and Competition Act of 1992, and the Telecommunications Act of 1996, as now existing or hereafter amended;

“Cable service” for the purpose of this Chapter shall have the same meaning provided by the Cable Act; a separate cable ordinance is currently found in the Redmond Municipal Code;

“City” means the City of Redmond, Washington;

“City property” means and includes all real property owned in fee by the City or dedicated for a specific purpose, other than public ways and utility easements as those terms are defined herein. City property shall also include all City-owned poles, buildings, antenna support structures, miscellaneous structures (for example: benches, bus stops, and trash cans) and infrastructure inside and outside of the public ways. City property shall not include property dedicated for a specific purpose that has an existing easement for utilities, and which is not intended to extend to other utility easements;

“Director” means the Director of the Public Works Department or his/her designee.

“Emergency” means a condition of imminent danger to the health, safety, and welfare of property or Persons located within the City including, without limitation, damage to Persons or property from natural consequences, such as storms, earthquakes, riots or wars;

“FCC” or “Federal Communications Commission” means the Federal administrative agency, or lawful successor, authorized to regulate and oversee Telecommunications providers and services on a national level;

“Grantee” means any person, firm, or corporation to whom a Right-of-Way Use Permit, Small Cell Permit, Master Permit or a Facilities Lease is granted by the City under this Chapter and the

lawful successor, transferee, or assignee of said Person, firm, or corporation subject to such conditions as may be defined in this Chapter;

“Macro Cell Facility” means a large wireless communication facility that provides radio frequency coverage served by a high power cellular tower. Generally, macro cell antennas are mounted on ground-based towers, rooftops and other existing structures, at a height that provides a clear view over the surrounding buildings and terrain. Macro cell facilities typically contain antennas that are greater than three cubic feet and typically cover large geographic areas with relatively high capacity and are capable of hosting multiple wireless service providers.

“Master Permit” means the agreement in whatever form whereby the City grants general permission to a service provider to enter, use and occupy the public ways or other ways for the purpose of locating Telecommunications facilities. This definition is not intended to limit, alter or change the status of a service provider asserting an existing state-wide grant based on a predecessor telephone or telegraph company’s existence at the time of the adoption of the Washington State Constitution to occupy the right-of-way. For the purposes of this chapter, a Master Permit does not include cable television franchises or Facilities Leases;

“Other ways” means the highways, streets, alleys, utility easements or other rights-of-way within the City as encompassed by RCW [47.24.020](#) and [47.52.090](#);

“Overhead facilities” means utility poles, utility facilities and Telecommunications facilities located above the surface of the ground, including the underground supports and foundations for such facilities;

“Person” means and includes corporations, companies, associations, joint stock companies or associations, firms, partnerships, limited liability companies and individuals and includes their lessors, trustees and receivers; “person” shall not include the City unless it offers or furnishes Telecommunications service for hire, sale or resale to the general public;

“Personal wireless services” means commercial mobile services, unlicensed wireless services and common carrier wireless exchange access services as defined by federal laws and regulations;

“Public ways” means and includes any highway, street, alley, utility easement (unless their use is otherwise restricted for other users), or other public right-of-way for motor vehicle or other use

under the jurisdiction and control of the City which has been acquired, established, dedicated or devoted to highway or other purposes now or hereafter held by the City, but only to the extent of the City's right, title, interest or authority to grant a Right-of-way Use Permit, Small Cell Permit or Master Permit to occupy and use the same for telecommunications facilities;

"Right-of-Way Use Permit" or "Permit" means the authorization in whatever form whereby the City may grant permission for construction to a Telecommunications provider to enter and use the specified public ways or other ways for the purpose of installing, maintaining, repairing or removing identified Telecommunications facilities, except for those Telecommunications facilities permitted pursuant to a Small Cell Permit;

"Small Cell Facility" means a "small wireless facility" as defined by [47 CFR 1.6002](#).

"Small Cell Network" means a collection of interrelated small cell facilities designed to deliver personal wireless services.

"Small Cell Permit" means the authorization in whatever form whereby the City may grant permission for construction to a Telecommunications provider to enter and use the specified public ways or other ways for the purpose of installing or modifying small cell facilities;

"State" means the State of Washington;

"Telecommunications facilities" or "Facilities" means all of the plant, equipment, fixtures, appurtenances, antennas, electronics, radios and other facilities necessary to furnish and deliver Telecommunications services, including, but not limited to, poles, wires, lines, conduits, cables, communication and signal lines and equipment, braces, guys, anchors, vaults and all attachments, appurtenances and appliances necessary or incidental to the transmission, reception, distribution, provision, offering and use of Telecommunications services;

"Telecommunications provider" or "provider" means and includes every corporation, company, association, joint stock association, firm, partnership, Person, city or town owning, operating or managing any facilities used to provide and providing telecommunications for hire, sale or resale to the general public. This definition includes entities providing infrastructure, including but not limited to fiber, conduit, poles, or other structures to another service provider, but does not include electrical utility entities. This further includes the legal successor to any such corporation, company, association, joint stock association, firm, partnership, Person, city or town;

“Telecommunications service” means the transmission of information by wire, radio, microwave, optical cable, electromagnetic or other similar means for hire, sale or resale to the general public or the transmission from private users to themselves or to other private Persons. For the purposes of this Chapter, “information” means knowledge or intelligence represented by any form of writing, signs, signals, pictures, sounds or any other symbols. For the purpose of this Chapter, Telecommunications service excludes the over the air transmission of broadcast television or broadcast radio signals and cable service;

“Underground facilities” means utility and Telecommunications facilities located under the surface of the ground, excluding the underground foundations or supports for Overhead facilities; and

“Utility easement” means any easement owned by the City and acquired, established, dedicated or devoted for public utility purposes not inconsistent with Telecommunications facilities. City utility easements shall not include easements dedicated for a specific purpose or easements acquired by prescription by a Telecommunications provider. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.030 Business License Required.

A City of Redmond business license as issued under the provisions of RMC Chapter [5.04](#) is required, and all other terms and conditions of this chapter must be adhered to by all telecommunications providers. (Ord. 3033 § 31, 2021; Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.040 Application to Existing Franchise Ordinances, Agreements, Leases, and Permits – Effect of Other Laws.

A. Except as otherwise provided herein or permitted by applicable federal or state law, this Chapter shall have no effect on any franchise ordinance, franchise agreement, lease, permit, or other authorization existing on or before the effective date of the ordinance codified in this Chapter, to use or occupy public ways or City property until:

1. The expiration of said franchise ordinance, franchise agreement, lease, permit, or authorization; or
2. The amendment to an unexpired franchise ordinance, franchise agreement, lease, permit, or authorization, unless both parties agree to defer full compliance to a specific date not later than the present expiration date.

B. Nothing in this Chapter shall be deemed to create an obligation upon any Person for which the City is forbidden to require pursuant to federal, state, or other law. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.050 Relief.

The City may seek legal or equitable relief to enjoin any acts or practices and abate any condition which constitutes or will constitute a violation of the applicable provisions of this Chapter. Violation of the terms of this Chapter may also result in the revocation of any Master Permit, Facilities Lease, Small Cell Permit or Right-of-Way Use Permit issued or granted hereunder, as set forth in RMC [12.14.690](#) through [12.14.720](#). (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.060 Other Remedies.

Nothing in this Chapter shall be construed as limiting any judicial or other remedies that the City may have, at law, in equity, or otherwise for enforcement of this Chapter. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.070 Fees and Compensation Not a Tax.

The fees, charges and fines provided for in this Chapter and any compensation charged and paid for the public ways provided for herein, whether monetary or in-kind (to the extent permitted by law), are separate from, and additional to, any and all federal, state, local, and City taxes as may be lawfully levied, imposed or due from a Telecommunications provider, its customers or subscribers or on account of the lease, sale, delivery or transmission of

Telecommunications service. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.075 Single Master Permit.

A Telecommunications provider applying for a Master Permit under this Chapter for multiple Telecommunications services may apply for one Master Permit to cover all such Telecommunications services. If a Telecommunications provider desires to locate Telecommunications facilities upon City property, it must obtain a Facilities Lease, ~~and a Master Permit if the Telecommunications facilities are located in the public ways or other ways.~~ (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018).

Article II. Master Permits

12.14.080 Master Permit.

A Master Permit shall be required of any Telecommunications provider or other Person who desires to occupy public ways for the purpose of providing Telecommunications services to Persons or areas within or outside the City; this shall include, but not be limited to, any Telecommunications provider seeking to deploy wireline, wireless, Small Cell facilities, or Macro Cell Facilities. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.090 Entire City.

Master Permits shall be issued for all of the public ways within the City. ~~Initial a~~Approval shall be based upon the Public Works Director's ~~or their designee's~~ evaluation of the proposal based upon the application materials submitted pursuant to RMC [12.14.100](#) and the criteria set forth in RMC [12.14.110](#). (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.100 Master Permit Application.

Any Person that desires a Master Permit pursuant to this Chapter shall file an application with the City which shall include the following information:

- A. The identity of the Applicant;
- B. A description of the transmission medium that will be used by the Applicant to offer or provide such Telecommunications services;
- C. To the extent locations for installations are known, preliminary engineering plans, specifications and a map showing where the Telecommunications facilities are to be located within the City, all in sufficient detail to identify:
 - 1. The location and route requested for the Applicant's proposed Telecommunications facilities;
 - 2. The location of Applicant's overhead and underground public utility, telecommunication, cable, water, sewer drainage and other lines and equipment in the public ways along the proposed route;
 - 3. The specific trees, structures, improvements, facilities, lines and equipment and obstructions, if any, that Applicant proposes to temporarily or permanently remove or relocate;
- D. If the Applicant is proposing an underground installation within new ducts or conduits to be constructed within the public ways and to the extent specific locations are known:
 - 1. The location proposed for the new ducts or conduits;
 - 2. Evidence that there is sufficient capacity within the public ways for the proposed Telecommunications facilities;
- E. A preliminary construction schedule and completion date;
- F. Evidence that the Applicant is registered to participate in the one-number locator service, as described in RCW Chapter [19.122](#), if applicable;
- G. *Repealed by Ord. 2925.*

H. *Repealed by Ord. 2925.*

I. *Repealed by Ord. 2925.*

J. If the Applicant is proposing personal wireless facilities, an accurate map showing the existing locations, if any, of any personal wireless facilities in the public ways, owned or operated by the Applicant;

K. An application fee which shall be set by the City Council by resolution to recover City costs in accordance with applicable federal and state law; and

L. Such other information as the Public Works Director or their designee, in his/her/their discretion, shall deem appropriate. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.110 Approval/Denial of Master Permit.

After receiving a complete application under RMC [12.14.100](#), and in accordance with the timelines established by state or federal law the Public Works Director or his or her designee shall issue a written determination granting, granting with conditions that are reasonably necessary to ensure compliance with this Chapter or with other applicable regulations relating to use and management of the public ways, or denying the Master Permit in whole or in part. The time period for review may be extended with the agreement of the Applicant. If the Master Permit is denied, the written determination shall include the reason(s) for denial. The decision to grant, grant with conditions consistent with this Chapter that are reasonably necessary to assure compliance with this Chapter or other applicable regulations relating to use and management of the public ways, or deny an application for a Master Permit shall be based upon the following standards:

A. The capacity of the public ways to accommodate the Applicant's proposed Telecommunications facilities;

B. The capacity of the public ways to accommodate known additional public utility, cable, and Telecommunications facilities if the Master Permit is granted;

C. The damage or disruption, if any, of public or private facilities, improvements, service, travel or landscaping if the Master Permit is granted;

- D. The need to minimize the impact and disruption of construction within the public ways;
- E. The effect, if any, on public health, safety and welfare if the Master Permit is granted;
- F. *Repealed by Ord. 2925.*
- G. The scope of the City's authority to condition or deny the proposal under applicable federal and state laws;
- H. Whether the proposed use of the public ways and other ways is in compliance or would be compliant with this Chapter and any other applicable regulations relating to the use and management of the public ways and other ways.
- I. The apparent consistency of the proposal with applicable regulations set forth in the Redmond Zoning Code, and policies set forth in the Redmond Comprehensive Plan. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.120 Appeal of Director's Decision.

An Applicant aggrieved by the conditions or the denial of a Master Permit or the conditions of or denial of the renewal thereof pursuant to this Article shall have the right to appeal to the City Council as follows:

- A. All appeals filed pursuant to this section must be filed in writing with the Public Works Director within ten (10) working days of the date of the decision appealed from;
- B. All appeals filed pursuant to this section shall specify the error of law or fact, or new evidence which could not have been reasonably available at the time of the Public Works Director's decision, which shall constitute the basis of the appeal;
- C. Upon receipt of a timely written notice of appeal, the Public Works Director shall advise the City Council of the pendency of the appeal and request that a date for considering the appeal be established within ninety (90) days per Redmond Zoning Code Section [21.76.040.D.2.a](#);
- D. The City Council shall have the option of directing that the appeal be heard before the Hearing Examiner who shall forward a recommendation to the City Council which shall take

final action on the appeal. Referral to the Hearing Examiner may be made by motion approved by a majority of the City Council members present at the time of voting;

E. At the time of notifying the City Council of the pendency of the appeal, the Public Works Director shall make his or her recommendation to the City Council as to whether the appeal should be heard by the Hearing Examiner or the City Council. The recommendation shall be based upon relevant considerations including, but not limited to, the time required to hear the appeal and the need to create a full, formal record;

F. Regardless of whether the appeal is heard by the City Council or Hearing Examiner, all relevant evidence shall be received during the hearing on the appeal;

G. Unless substantial relevant information is presented which was not considered by the Public Works Director, such decision shall be accorded substantial weight, but may be reversed or modified by the City Council or Hearing Examiner if, after considering all of the evidence in light of the applicable goals, policies, and provisions of this Chapter, the City Council or Hearing Examiner determines that a mistake has been made. Where substantial new relevant information which was not considered in the making of the decision appealed from has been presented, the City Council or Hearing Examiner shall make its decision only upon the basis of the facts presented at the hearing of the appeal, or may elect to remand the matter for reconsideration by the Public Works Director in light of the additional information;

H. For all appeals decided pursuant to this section, the City shall provide for a record that shall consist of written findings and conclusions and a taped or written transcript;

I. Unless otherwise provided by state statute or other law, all actions seeking review of a final action of the City shall be filed with a court having jurisdiction over such action within thirty (30) calendar days of the final decision, or the expiration of the reconsideration period, whichever is later, and otherwise shall be barred. Pursuant to RCW [35.99.030](#), relief shall be limited to injunctive relief; and

J. No action to obtain judicial review shall be commenced unless all rights of appeal provided by this section are fully exhausted. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018; Ord. 2596 § 2 (part), 2011; Ord. 2175 § 1 (part), 2003).

12.14.130 Term of Master Permit.

Unless otherwise specified in a Master Permit, a Master Permit granted hereunder shall be in effect for a term up to five (5) years, subject to renewal as provided herein. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.140 Compensation to the City.

A. Each Master Permit granted pursuant to this Chapter [12.14](#) is subject to the City's right, which is expressly reserved, to recover its actual administrative expenses incurred that are directly related to receiving and approving a permit or license, to inspecting plans and construction, or to the preparation of a detailed statement pursuant to Chapter [43.21C](#) RCW. Notwithstanding the foregoing, nothing in this Chapter shall prohibit the City and a Grantee from agreeing to additional compensation to be paid.

B. In the event that a Telecommunications provider desires to place Telecommunications facilities for personal wireless services within the public ways, the Telecommunications provider and the City shall negotiate an agreement which includes a site-specific charge, unless the City Council has previously established such site-specific charge, for the following: (1) the placement of new structures in the public ways regardless of height, unless the new structure is the result of a mandated relocation and the previous location was not charged; (2) replacement structures when the replacement structure is necessary for the attachment of wireless Telecommunications facilities and the overall height of the replacement structure and the wireless facility is more than sixty (60) feet; or (3) the placement of personal wireless Telecommunications facilities on structures owned by the City and located within the public ways. This agreement shall comply with the applicable requirements of a Facilities Lease in Article [IV](#) of this Chapter [12.14](#). In the event that the parties cannot agree to a site-specific charge, the amount shall be determined in accordance with RCW [35.21.860](#). (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.150 Amendment of right-of-way use authorization.

Repealed by [Ord. 2925](#). **12.14.160 Renewal of Master Permit.**

A Grantee that desires to renew its Master Permit under this Article for an additional term shall, not less than 120 days before expiration of the current Master Permit, file an application with the City for renewal which shall include the following:

- A. The information required pursuant to RMC [12.14.100](#);
- B. Any information required pursuant to the current Master Permit; and
- C. An application fee for recovery of City costs which shall be set by the City Council by resolution. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.170 Standards for Renewal of Master Permit.

After receiving a complete application for renewal, and in accordance with the timelines established by state or federal law, the Public Works Director or his or her designee shall issue a written determination granting, granting with conditions that are reasonably necessary to ensure compliance with this Chapter or with other applicable regulations relating to use and management of the public ways or denying the renewal application in whole or in part. The time period for review may be extended with the agreement of the Applicant. If the renewal application is denied, the written determination shall include the reason(s) for denial. The decision to grant, grant with conditions or deny an application for the renewal of a Master Permit shall, in addition to the standards set forth in RMC [12.14.110](#), be based upon the following standards:

- A. The Applicant's compliance with the requirements of this Chapter;
- B. The existing Master Permit;
- C. Any other applicable federal, state and local regulations with respect to the use and management of the public ways, other ways, and City property; and

D. The Applicant's compliance with the requirements of the Redmond Zoning Code, as applicable. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.180 Obligation to Cure as a Condition of Renewal.

No Master Permit shall be renewed until any ongoing violations or defaults in the Grantee's performance under the Master Permit, the requirements of this Chapter, the Redmond Zoning Code, if applicable, and any other lawful applicable regulations with respect to use and management of the public ways, other ways, and City property, have been cured, or a plan detailing the corrective action to be taken by the Grantee has been approved by the City. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.185 Pre-application Conference.

A pre-application meeting is strongly encouraged prior to submitting an application for a Master Permit. The purpose of a pre-application meeting is to discuss the nature of the proposed deployment of Telecommunications facilities, review process and schedule, and applicable plans, policies and regulations. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018).

Article III.

(Repealed)

12.14.190 Franchise.

Repealed by [Ord. 2925](#). **12.14.200 No pre-application conference.**

Repealed by [Ord. 2925](#). **12.14.210 Franchise application.**

Repealed by [Ord. 2925](#). **12.14.220 Determination by the City.**

Repealed by [Ord. 2925](#). **12.14.230 Term of franchise.**

Repealed by [Ord. 2925](#). **12.14.240 Compensation to the City.**

Repealed by [Ord. 2925](#). **12.14.250 Amendment of franchise grant.**

Repealed by [Ord. 2925](#). **12.14.260 Renewal application.**

Repealed by [Ord. 2925](#). **12.14.270 Renewal determination.**

Repealed by [Ord. 2925](#). **12.14.280 Obligation to cure as a condition of renewal.**

Repealed by [Ord. 2925](#). **Article IV. Facilities Lease**

12.14.290 Facilities Lease.

The City Council may, in its sole discretion which is hereby reserved, approve Facilities Leases (“Facilities Leases” or “Leases”) for the location of Telecommunications facilities upon City property, as that term is defined in this Chapter. The City Council may also delegate to the Mayor or Public Works Director the authority to approve and execute such Facilities Leases to the extent such request is for the attachment of small cell facilities and the City property is located in the public ways. Neither this section, nor any other provision of this Chapter shall be construed to create an entitlement or vested right in any Person or entity of any type, regardless of whether or not a lease application has been submitted to or accepted by the City. Each Person who utilizes Telecommunications facilities upon City property (including, but not limited to, Persons who locate or colocate) must first obtain a Facilities Lease from the City. If the City property is located within the public ways or other ways, the Applicant must also obtain a Master Permit pursuant to Article [II](#) of this Chapter, which may occur concurrently with the request for a Facilities Lease. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.300 Lease Application.

This Section [12.14.300](#) shall not apply to a request for a Facilities Lease for small cell facilities. Such applicants shall request a Facilities Lease specific to small cell facilities for attachments to city-owned poles either as part of the Small Cell Permit application or in advance of such application. Any Person that desires to solicit the City’s approval of a Facilities Lease pursuant to this Article shall file an application with the City which shall include the following:

- A. A description of the Telecommunications facilities or other equipment proposed to be located upon City property;
- B. A description of the City property upon which the Applicant proposes to locate Telecommunications facilities or other equipment;
- C. Preliminary plans and specifications in sufficient detail to identify:
 - 1. The location(s) of existing Telecommunications facilities or other lines or equipment upon the City property.
 - 2. The location and source of electric and other utilities, including fiber, required for the installation and operation of the proposed Telecommunications facilities.

3. Details for raceway separation inside pole, foundation, junction box and equipment attachment and wiring information.
 4. Photometric analysis of roadway and sidewalk 150 feet upstream and downstream of existing light if new location is proposed. Construction method of limiting down time of existing street light if existing location is proposed.
 5. The type and location (horizontally and vertically) of all existing utilities (electrical, communication, water, sewer, storm water, etc.) within 50 feet of the proposed project area (which the project area shall include the location of the fiber source and power source). Further, the Applicant shall include all existing and proposed improvements related to the proposed location, including but not limited to poles, driveways, ADA ramps, equipment cabinets, street trees and structures within 50 feet from the proposed project area.
 6. A photo rendering of the proposed Telecommunications facility superimposed on an elevation view of the existing City property.
- D. Accurate scale conceptual drawings and diagrams of sufficient specificity to analyze the aesthetic impacts of the proposed Telecommunications facilities or other equipment;
- E. *Repealed by Ord. 2925.*
- F. *Repealed by Ord. 2925.*
- G. *Repealed by Ord. 2925.*
- H. *Repealed by Ord. 2925.*
- I. Evidence demonstrating that the Applicant has received all of the necessary zoning and land use permits and approvals from the City or evidence that complete applications for such permits and approvals have been submitted to the City and that the proposed Telecommunications facility meets all applicable zoning and land use codes. This requirement shall not apply to Applicants applying for small cell facilities and on city-owned poles;
- J. Such other and further information as may be reasonably requested by the City; and
- K. An application fee to recover City costs. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.310 Determination by the City.

Recognizing that the City is under no obligation to grant a Facilities Lease for the use of City property, the City shall strive to consider and take action on applications for Facilities Leases within 120 days after receiving a complete application for such a Lease, or such other time period as required by state or federal law. In the event that a Lease is approved by the City Council for a Macro Cell Facility on City property and the zoning and land use permits for the Macro Cell Facility are denied or subsequently revoked by the City, the Applicant's rights under the Lease shall terminate simultaneously with the denial or revocation.

A – K. *Repealed by Ord. 2925.* (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2596 § 2 (part), 2011; Ord. 2175 § 1 (part), 2003).

12.14.320 Term of Facilities Lease.

Unless otherwise specified in a Lease agreement, a Facilities Lease granted hereunder shall be valid for a term of up to five (5) years, subject to renewal as provided within the Lease. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.330 Interference with Other Users.

No Facilities Lease shall be granted under this Chapter unless it contains a provision which provides that: the City shall not be responsible for interference with the lessee's Telecommunications facilities caused by the electronics equipment of the City or any senior lessee; that a lessee may cancel its Lease if such interference cannot be remedied; that the lessee has an obligation to cooperate with other users to remedy interference; that a lessee may not cause interference with the equipment of the City or of senior lessees, provided such equipment is lawfully installed and properly operated; and, that the lessee shall remedy interference caused to radio or television equipment in the vicinity of the subject property. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.340 Ownership and removal of improvements.

Repealed by [Ord. 2925](#). **12.14.350 Cancellation of lease by lessee.**

Repealed by [Ord. 2925](#). **12.14.360 Compensation to the City.**

Each Facilities Lease granted under this Article is subject to the City's right, which is expressly reserved, to fix a fair and reasonable compensation to be paid for the rights granted to the lessee; provided, nothing in this Chapter shall prohibit the City and a lessee from agreeing to the compensation to be paid. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.370 Amendment of Facilities Lease.

Except as provided within a specific Lease agreement, a new lease application and Lease agreement shall be required of any Telecommunications provider or other entity that desires to expand or relocate its Telecommunications facilities or other equipment located upon City property. Further, all Lease amendments must obtain City Council approval, unless such authority is delegated to the Public Works Director. If ordered by the City to locate or relocate its Telecommunications facilities or other equipment on the City property, the City shall grant a lease amendment without further application. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.380 Renewal.

Repealed by [Ord. 2925](#). **12.14.390 Obligation to Cure as a Condition of Renewal.**

No Facilities Lease shall be renewed until any ongoing violations or defaults in the lessee's performance of the Lease agreement, or of the requirements of this Chapter and any other lawful applicable regulations relating to the use and management of City property, have been

cured, or a plan detailing the corrective action to be taken by the lessee has been approved by the City. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

Article V. Conditions of Master Permits

12.14.400 Purpose.

The purpose of [12.14.400](#) – [12.14.780](#) is to set forth certain terms and conditions which are common to all Master Permits. Except as otherwise provided in this Chapter or in such an agreement or Permit, the provisions of this Article apply to all such Master Permits approved or granted by the City. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.410 Nonexclusive Grant.

No Master Permit or Right-of-Way Use Permit or Small Cell Permit issued thereunder shall confer any exclusive right, privilege, license or franchise to occupy or use the public ways, other ways or City property for delivery of Telecommunications services or any other purposes. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.420 Rights Granted.

No Master Permit or Right-of-Way Use Permit, Small Cell Permit, or Facilities Lease granted under this Chapter shall convey any right, title or interest in public ways or on City property, but shall be deemed a license only to use and occupy the same for the limited purposes and term stated in said agreement or Permit. Further, no such Master Permit shall be construed as any warranty of title. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.430 Fee for recovery of City costs.

Each Master Permit and the Small Cell Permits and Right-of-Way Use Permits issued thereunder are subject to the City's right, which is expressly reserved, to recover its actual administrative expenses incurred that are directly related to receiving and approving a permit (including the Master Permit) or license, to inspecting plans and construction, or to the preparation of a detailed statement pursuant to Chapter [43.21C](#) RCW in accordance with RCW [35.21.860](#).

Grantee shall reimburse such costs within 30 days after written demand from the City. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.440 Other City costs.

Repealed by [Ord. 2925](#). **12.14.450 Acceptance.**

No Master Permit shall become effective unless and until the Master Permit has been unconditionally accepted by the Grantee following its approval by the City. A Master Permit shall be accepted by filing executed copies of the document related thereto, together with the bonds, insurance policies, and security fund required by this Chapter with the Public Works Director within 60 days after the approval of the Master Permit, or within such shorter or extended period of time as may be required or authorized by the City. No Right-of-Way Use Permit or Small Cell Permit may be granted until the Master Permit is accepted. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.460 Police Power.

In accepting any Master Permit and the applicable Right-of-Way Use Permits or Small Cell Permits issued thereunder, the Grantee acknowledges that its rights thereunder are subject to the legitimate rights of the police power of the City to adopt and enforce general ordinances necessary to protect the safety and welfare of the public, it being understood that such exercise must be done in accordance with applicable law and be related to use and management of the public ways, other ways and City property. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.470 Rules and Regulations by the City.

In addition to the inherent powers of the City to regulate and control any Master Permit, Right-of-Way Use Permit, or Small Cell Permit it issues, and those powers expressly reserved by the City, or agreed to and provided for in any Master Permit, the right and power is hereby reserved by the City to adopt such additional regulations as it may find necessary in the exercise of its lawful powers to manage the public ways, other ways and City property giving due regard to the rights of Grantees hereunder. The City reserves the right to delegate its authority for issuance of the Master Permit, Small Cell Permit and Right-of-Way Use Permit administration to a designated agent. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.480 Location of Telecommunications Facilities.

All Telecommunications facilities shall be constructed, installed, and located in accordance with the following terms and conditions, unless otherwise specified in a Master Permit, Right-of-Way Use Permit, or Small Cell Permit.

A. A Grantee with permission to occupy the public ways must, to the extent practicable and in accordance with RCW [35.99.060](#), locate all new Telecommunications facilities underground. This requirement shall not apply to Small Cell Facilities or Macro Cell Facilities, but does apply to any new electrical or wireline infrastructure used to support such facilities. For purposes of this Section, new facilities shall not include maintenance or replacement of existing aerial facilities.

B. Whenever any new or existing electric utilities, cable facilities, or Telecommunications facilities are located or relocated underground within the public ways, a Grantee that currently occupies the same public ways shall relocate its Telecommunications facilities underground if so ordered by the City. If a pole or antenna support structure supporting a Small Cell Facility or Macro Cell Facility is relocated or removed, Grantee must also relocate or remove its Small Cell Facility or Macro Cell Facility. Absent extraordinary circumstances or undue hardship as determined by the Public Works Director, such relocation shall be made concurrently to minimize the disruption of the public ways. No such extension granted by the Public Works Director under this subsection shall exceed a period of 12 months. The costs and expenses of such relocations shall be allocated as set forth in RMC [12.14.540](#). (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.490 Compliance with One-Number Locator Service.

All Grantees shall, before commencing any construction in the public ways, comply with all regulations of Chapter [19.122](#) RCW, the One Number Locator Service, to the extent such regulations are applicable. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.500 Interference with the public ways.

No Person may locate or maintain its Telecommunications facilities so as to unreasonably interfere with the use of the public ways by the City, by the general public or other Persons authorized to use or be present in or upon the public ways. All such Telecommunications facilities shall be moved by the Grantee or other Person at its own cost, temporarily or permanently, as determined by the Public Works Director. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.510 Damage to Property.

No Grantee or other Person shall take any action or permit any action to be done which may impair or damage any City property, public ways, other ways or other property, whether publicly or privately owned, located in, on or adjacent thereto. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.520 Notice of Work.

A. Unless otherwise provided in a Master Permit, no Grantee or other Person shall commence any nonemergency work in or about the public ways or other ways without first obtaining a Right-of-Way Use Permit or Small Cell Permit and providing advance written notice to the City of such work as required by the Right-of-Way Use Permit or the Small Cell Permit.

B. In the event of an unexpected repair or emergency, a Grantee may commence such repair and emergency response work as required under the circumstances, provided the Grantee shall notify the City as promptly as possible, before such repair or emergency work commences

or as soon thereafter as possible if advance notice is not practicable. Further, Grantee shall apply for a Right-of-Way Use Permit and pay all associated fees as soon as the emergency is abated. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.530 Maintenance of Telecommunications Facilities.

Each Grantee shall maintain its Telecommunications facilities in good and safe condition and in a manner that complies with all applicable federal, state and local requirements. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.540 Relocation or Removal of Telecommunications Facilities.

A. A Grantee shall temporarily or permanently remove, relocate, change, or alter the position of any Telecommunications facilities within the public ways whenever the Public Works Director has determined that such removal, relocation, change, or alteration is reasonably necessary for the construction, alteration, repair or improvement of the public ways for purposes of public welfare, health or safety. Except as otherwise provided in this section or by state law, such relocation shall be performed at the cost and expense of the Grantee.

B. When the Public Works Director orders relocations under this section, the Grantee shall be given reasonable advance notice thereof, which period of time shall be no less than ninety (90) days except for emergency situations; provided, that if the Public Works Director discovers following such order any unidentified (as required by RMC [12.14.490](#)), nonpermitted or misplaced Telecommunications facilities, such facilities shall be removed immediately. The actual number of days shall be specified by the Public Works Director in the relocation notice.

C. The Grantee may, after receipt of said notice, submit to the City written alternatives to such relocation. The City shall evaluate such alternatives and advise the Grantee in writing if any one or more of the alternatives, including the amount of time required to safely complete such relocation, is suitable to accommodate the work which would otherwise necessitate relocation of the Telecommunications facilities as stated in the City's order. If requested, the Grantee shall submit additional information to assist the City in making such an evaluation. The City shall give each alternative proposed full and fair consideration, within a reasonable period of time, so as

to allow the relocation work to be performed in a timely manner. In the event that the City ultimately determines that there is no other reasonable alternative, the Grantee shall relocate its Telecommunications facilities as otherwise provided in the order.

D. The costs and expenses associated with relocation of Telecommunications facilities shall be the responsibility of Grantee unless: (1) the Grantee has paid for the relocation cost of the same Telecommunications facilities at the request of the City within the past five (5) years; (2) aerial to underground relocation of Telecommunications facilities is required by the City and the Grantee has an ownership share of the aerial supporting structures, in which case the City shall be responsible for the additional incremental cost of aerial to underground relocation compared to aerial to aerial relocation, or as provided for in a telecommunication carrier's tariff, if said amount is less; or (3) when the City requests relocation solely for aesthetic purposes, unless the Grantee agrees to be responsible for the costs thereof.

E. In the event that the City orders a Grantee to relocate its Telecommunications facilities for a project which is primarily for private benefit, the private party or parties causing the need for such project shall reimburse the grantee for the cost of relocation in the same proportion as their contribution to the cost of the project.

F. In the event of an unforeseen emergency which creates a threat to the public health, safety, or welfare, the City may require a Grantee to relocate its Telecommunications facilities at its own expense, any other portion of this section notwithstanding.

G. If payment of the costs of relocation is in dispute, Grantee shall still commence and complete the relocation as provided herein on a timely basis for public works projects undertaken by the City and as provided by RCW [35.99.060](#). Grantees shall indemnify, hold harmless, and pay the costs of defending the City against claims or liabilities for delay or delays on public improvement projects caused by their failure to relocate their Telecommunications facilities in a timely manner, unless caused by:

1. circumstances beyond Grantee's control; or
2. the City's gross negligence or willful misconduct. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.550 Building Moving.

Whenever any Person shall have obtained permission from the City to use any public ways for the purpose of moving any building, a Grantee upon seven (7) days' written notice from the City shall raise or remove, at the expense of the Person desiring to move the building, any of the Grantee's Telecommunications facilities which may obstruct the removal of such building; provided, that the Person desiring to move the building shall comply with all requirements of the City for the movement of buildings and remit the applicable cost of raising or removing Grantee's Telecommunications facilities prior to Grantee's commencement of such work. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.560 Removal of Unauthorized Telecommunications Facilities.

Within 30 days following written notice from the City, any Grantee or other Person who owns, controls, or maintains any unauthorized Telecommunications facilities or related appurtenances within the public ways shall, at its own expense, provide written confirmation acknowledging the City's notice. Within ninety (90) days Grantee or other Person must provide a corrective action plan to either remove such Telecommunications facilities or bring such Telecommunications facilities into compliance. Telecommunications facilities are unauthorized and subject to removal in the following circumstances:

- A. Upon abandonment of the Telecommunications facilities within the public ways of the City, or if a Grantee does not respond within thirty (30) days after notice from the City such property shall be deemed abandoned;
- B. If the Telecommunications facilities were constructed or installed without a valid Master Permit or prior permit or franchise;
- C. If the Telecommunications facilities were constructed or installed without the prior issuance of a required Right-of-Way Use Permit or Small Cell Permit; or
- D. If the Telecommunications facilities were constructed or installed at a location not permitted by a Right-of-Way Use Permit, Small Cell Permit, Master Permit, or Facilities Lease.

Provided, however, that the City may, in its sole discretion, allow a Grantee or other such Persons who may own, control, or maintain Telecommunications facilities within the public

ways of the City to abandon such Telecommunications facilities in place. No Telecommunications facilities of any type may be abandoned in place without the express written consent of the City. Any plan for abandonment or removal of such Telecommunications facilities must be first approved by the Public Works Director, and all necessary permits must be obtained prior to such work. Upon permanent abandonment of the property of Grantee in place, the property shall become that of the City, and Grantee shall submit to the City an instrument in writing, to be approved by the City Attorney, transferring to the City the ownership of such property. The provisions of this section shall survive the expiration, revocation, or termination of a Master Permit, Small Cell Permit, Right-of-Way Use Permit or Facilities Lease granted under this Chapter. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.570 Emergency Removal or Relocation of Telecommunications Facilities.

The City retains the right and privilege to cut or move any Telecommunications facilities located within the public ways of the City and upon City property, as the City may determine to be necessary, appropriate or useful in response to any public health or safety emergency. The City shall not be liable to any Telecommunications provider, or any other Person for any direct, indirect, or any other such damages suffered by any Person or entity of any type as a direct or indirect result of the City's actions under this section. The City shall attempt to contact the Telecommunications provider and provide an opportunity for the Telecommunications provider to perform the necessary cutting or moving unless the emergency necessitates City action prior to such contact. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.580 Damage to Telecommunications Facilities.

Unless directly and proximately caused by the sole negligence or willful misconduct by the City, the City shall not be liable for any damage to or loss of any Telecommunications facilities upon City property or within the public ways as a result of or in connection with any public works, public improvements, construction, excavation, grading, filling, or work of any kind on such City property or within the public ways by or on behalf of the City nor shall the City be liable with

respect to any actions in connection with Section [12.14.570](#) above. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.590 Restoration of public ways, other ways, and City Property.

A. When a Grantee or other Person does any work in or affecting any public ways, other ways or City property, it shall, at its own expense, promptly remove any obstructions therefrom and restore such public ways, other ways and City property to the condition as existed before the work was undertaken, unless otherwise directed by the City.

B. If weather or other conditions do not permit the complete restoration required by this section, the Grantee shall temporarily restore the affected public ways, other ways and City property. Such temporary restoration shall be at the Grantee's sole expense and the Grantee shall promptly undertake and complete the required permanent restoration when the weather or other conditions no longer prevent such permanent restoration.

C. A Grantee or other person acting in its behalf shall use suitable barricades, flags, flaggers, lights, flares, and other measures as required for the safety of all members of the general public and to prevent injury or damage to any Person, vehicle, or property by reason of such work in or affecting such public ways, other ways or City property.

D. The Public Works Director shall be responsible for inspection and final approval of the condition of the public ways and City property following any construction and restoration activities therein.

E. A Grantee that has determined to discontinue its operations in the City and that plans to leave its Telecommunications facilities in place must submit to the City, within ninety (90) days of the planned date for discontinuance of operation, a proposal and instruments for transferring ownership of its Telecommunications facilities to the City. If a Grantee proceeds under this clause, the City may at its option:

1. Purchase the Telecommunications facilities at a mutually determined price or the Grantee may seek bids from other Persons; or
2. Require the Grantee, at its own expense, to remove the Telecommunications facilities.

F. Telecommunications facilities of a Grantee who fails to comply with subsection [E](#) above and which, for ninety (90) days, remain unused, shall be deemed to be abandoned. Abandoned Telecommunications facilities are deemed to be a nuisance. After the lapsing of such ninety (90) days and upon thirty (30) days' notice to the occupant, the City may exercise any remedies or rights it has at law or in equity, including but not limited to:

1. Abating the nuisance, at the expense of the Grantee;
2. Requiring removal of the telecommunications facilities at the expense of the Grantee;
or
3. Removing abandoned Telecommunications facilities at the expense of the Grantee.

G. The requirements of this Section [12.14.590](#) shall survive the expiration, revocation, or termination of a Master Permit. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.600 Duty to Provide Information.

Within 10 days of a written request from the City, each Grantee shall furnish the City with information sufficient to demonstrate:

- A. That the Grantee has complied with all requirements of this Chapter; and
- B. All books, records, maps and other documents maintained by the Grantee with respect to the location of its Telecommunications facilities within the public ways and upon City property shall be made available for inspection by the City at reasonable times and intervals; provided, however, that nothing in this section shall be construed to require a Grantee to violate state or federal law regarding subscriber privacy, nor shall this section be construed to require a Grantee to disclose proprietary or confidential information without adequate safeguards for its confidential or proprietary nature. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.610 Leased Capacity.

A Grantee shall have the right, without prior City approval, to offer or provide fiber capacity or bandwidth to other carriers, resellers, customers, or subscribers consistent with such Master Permit; provided, however, that the Grantee shall remain responsible for compliance with this Chapter and such Master Permit, and provided the colocator or other user must obtain any necessary permit from the City if Telecommunications facilities are made available to the colocator or other user. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.620 Insurance.

Each Grantee shall secure and maintain the following liability insurance policies insuring both the grantee and the City as an additional insured against claims for injuries to Persons, death or damages to property which may arise from or in connection with the exercise of the rights, privileges, and authority granted to the Grantee:

A. Comprehensive general liability insurance, written on an occurrence basis, with limits not less than:

1. \$2,000,000.00 for bodily injury or death to each Person;
2. \$2,000,000.00 for property damage resulting from any one accident;
3. \$2,000,000.00 for all other types of liability; and
4. \$5,000,000 in the aggregate for bodily injury and property damage.

B. Automobile liability for owned, nonowned and hired vehicles with a combined single limit of \$2,000,000.00 for each accident;

C. Worker's compensation within statutory limits and employer's liability insurance with limits of not less than \$1,000,000.00; and

D. Comprehensive form premises-operations, explosions and collapse hazard, underground hazard and products completed hazard with limits of not less than \$5,000,000.00;

E. *Repealed by Ord. 2925.*

F. *Repealed by Ord. 2925.*

G. Excess umbrella liability policy with limits of no less than \$5,000,000 per occurrence and in the aggregate.

H. Insurance shall be placed with insurers with a rating of A.M. Best & Company's Key rating Guide of A-Overall and a Financial Size Category of "VIII." The liability insurance policies required by this section shall be maintained by the Grantee throughout the term of the Master Permit, Right-of-Way Use Permit, Small Cell Permit, or Facilities Lease, and such other period of time during which the Grantee is operating without a Master Permit, Right-of-Way Use Permit, Small Cell Permit, or Facilities Lease hereunder, or is engaged in the removal of its Telecommunications facilities. Failure to maintain such insurance shall be grounds for cancellation. The Grantee shall provide an insurance certificate, together with an endorsement including the City, and its elected and appointed officers, officials, agents, employees, representatives, engineers, consultants, and volunteers as additional insureds, to the City prior to the commencement of any work or installation of any Telecommunications facilities pursuant to said Master Permit, Right-of-Way Use Permit, Small Cell Permit, or Facilities Lease. Payment of deductibles and self-insured retentions shall be the sole responsibility of the Grantee. The insurance certificate required by this section shall contain a clause stating that coverage shall apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability. The Grantee's insurance shall be primary and noncontributory insurance as respects the City, its elected and appointed officers, officials, employees, agents, representatives, engineers, consultants, and volunteers. Any insurance maintained by the City, its elected and appointed officers, officials, employees, consultants, agents, representatives, engineers and volunteers shall be in excess of the Grantee's insurance and shall not contribute with it. Maintenance of insurance shall not be construed to limit the liability of Grantee to the coverage provided by such insurance or otherwise limit the City's recourse to any remedy available at law or in equity.

I. In addition to the coverage requirements set forth in this section, the Grantee must notify the City of any cancellation or reduction in said coverage. Within 30 days after receipt by the City of said notice, and in no event later than 15 days prior to said cancellation or intent not to renew, the Grantee shall obtain and furnish to the City a replacement insurance certificate meeting the requirements of this Section.

J. Upon approval by the Director and based on conditions set by the City in the Master Permit, the Grantee may self-insure under the same terms as required by this section. Further, the Director may modify these insurance requirements as he/she deems necessary to comply with the City's risk management policies or as otherwise approved by the City's Risk Manager; provided, that any such changes provide adequate protection for the City. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018; Ord. 2175 § 1 (part), 2003).

12.14.630 General Indemnification.

As consideration for the issuance of the Master Permit, the Master Permit shall include an indemnity clause substantially conforming to the following:

A. Grantee hereby releases, covenants not to bring suit and agrees to indemnify, defend and hold harmless the City, its elected and appointed officers, officials, employees, agents, engineers, consultants, volunteers and representatives from any and all claims, costs, judgments, awards or liability to any Person arising from injury, sickness, or death of any Person or damage to property:

1. For which the negligent acts or omissions of Grantee, its agents, servants, officers or employees in performing the activities authorized are the proximate cause;
2. By virtue of Grantee's exercise of the rights granted herein;
3. By virtue of the City's permitting Grantee's use of the public ways or other City property;
4. Based upon the City's inspection or lack of inspection of work performed by Grantee, its agents and servants, officers or employees in connection with work authorized on a Telecommunications Facility, public ways or other City property over which the City has control pursuant to any Master Permit, Right-of-Way Use Permit, Small Cell Permit, or Facilities Lease issued;
5. Arising as a result of the negligent acts or omissions of Grantee, its agents, servants, officers or employees in barricading, instituting trench safety systems or providing other adequate warnings of any excavation, construction, or work upon a Telecommunications Facility, in any public ways, other ways or other City property in performance of work or services;

6. Based upon radio frequency emissions or radiation emitted from Grantee's equipment located upon a Telecommunications Facility, regardless of whether Grantee's equipment complies with applicable federal statutes and/or FCC regulations related thereto.

B. Grantee's indemnification obligations pursuant to Subsection [A](#) of this section shall include assuming potential liability for actions brought against the City by Grantee's own employees and the employees of Grantee's agents, representatives, contractors, and subcontractors even though Grantee might be immune under Title [51](#) RCW from direct suit brought by such an employee. It is expressly agreed and understood that this assumption of potential liability for actions brought against the City by the aforementioned employees is with respect to claims against the City arising by virtue of Grantee's exercise of its rights. In addition to the indemnification obligations throughout this Section, the obligations of Grantee under this Subsection [B](#) shall be mutually negotiated between the parties. Grantee shall acknowledge that the City would not enter into an agreement without Grantee's waiver thereof. To the extent required to provide this indemnification and this indemnification only, Grantee will waive its immunity under Title [51](#) RCW as provided in RCW [4.24.115](#).

C. Inspection or acceptance by the City of any work performed by Grantee at the time of completion of construction shall not be grounds for avoidance of any of these covenants of indemnification. Provided that Grantee has been given prompt written notice by the City of any such claim, said indemnification obligations shall also extend to claims which are not reduced to a suit and any claims which may be compromised prior to the culmination of any litigation or the institution of any litigation. The City has the right to defend or participate in the defense of any such claim, and has the right to approve any settlement or other compromise of any such claim.

D. In the event that Grantee refuses the tender of defense in any suit or any claim, said tender having been made pursuant to this section, and said refusal is subsequently determined by a court having jurisdiction (or such other tribunal that the parties agree to decide the matter), to have been a wrongful refusal on the part of Grantee, then Grantee shall pay all of the City's costs for defense of the action, including all reasonable expert witness fees, reasonable attorneys' fees, the reasonable costs of the City, and reasonable attorneys' fees of recovering under this Subsection.

E. The obligations of Grantee under the indemnification provisions of this section shall apply regardless of whether liability for damages arising out of bodily injury to Persons or damages to

property were caused or contributed to by the concurrent negligence of the City, its officers, agents, employees or contractors. The provisions of this section, however, are not to be construed to require the Grantee to hold harmless, defend or indemnify the City as to any claim, demand, suit or action which arises out of the sole negligence or willful misconduct of the City. In the event that a court of competent jurisdiction determines that a Master Permit is subject to the provisions of RCW [4.24.115](#), the parties agree that the indemnity provisions hereunder shall be deemed amended to provide that the Grantee's obligation to indemnify the City hereunder shall extend only to the extent of Grantee's negligence.

F. Notwithstanding any other provisions of this section, Grantee assumes the risk of damage to its Telecommunications facilities located in the public ways, other ways and upon City property from activities conducted by the City, its officers, agents, employees and contractors, except to the extent any such damage or destruction is caused by or arises from any sole negligence or willful misconduct on the part of the City, its officers, agents, employees or contractors. In no event shall the City be liable for any indirect, incidental, special, consequential, exemplary, or punitive damages, including by way of example and not limitation lost profits, lost revenue, loss of goodwill, or loss of business opportunity in connection with its performance or failure to perform. Grantee releases and waives any and all such claims against the City, its officers, agents, employees and contractors. Grantee further agrees to indemnify, hold harmless and defend the City against any third party claims for damages, including, but not limited to, business interruption damages and lost profits, brought by or under users of Grantee's Telecommunications facilities as the result of any interruption of service due to damage or destruction of Grantee's Telecommunications facilities caused by or arising out of activities conducted by the City, its officers, agents, employees or contractors.

G. These indemnification requirements shall survive the expiration, revocation, or termination of a Master Permit or a Right-of-Way Use Permit or Small Cell Permit issued thereunder. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.640 Security Fund.

A. Prior to issuance of a Master Permit pursuant to this Chapter, each Grantee shall establish a permanent security fund with the City by depositing the amount of \$50,000, or such higher amount as deemed necessary by the Public Works Director, with the City in cash, bond or an

unconditional letter of credit, based upon both operating history in public ways, other ways and City property and the cost of removal of the Grantee's facilities; which fund shall be maintained at the sole expense of the Grantee so long as any of the Grantee's Telecommunications facilities are located within the public ways, other ways or upon City property.

B. The fund shall serve as security for the full and complete performance of this Chapter and the Master Permit including any costs, expenses, damages, or loss the City pays or incurs, including civil penalties, because of any failure attributable to the Grantee to comply with the codes, ordinances, rules, regulations, or permits of the City applicable to the construction, maintenance, repair or removal of Telecommunications facilities in the public ways, other ways or upon City property.

The City and the Grantee shall agree upon and specify in the Master Permit certain amounts which represent both parties' best estimate of the damages for failure to comply with the Master Permit or the Small Cell Permit or Right-of-Way Use Permit issued thereunder. The liquidated damages provided in the Master Permit shall be the exclusive monetary remedy for the named breaches. Neither the right to liquidated damages nor the payment of liquidated damages shall bar or otherwise limit the right of the City in a proper case to:

1. Obtain judicial enforcement of a Grantee's obligations by means of specific performance, injunctive relief, mandamus or other remedies at law or in equity;
2. Consider any substantial violation or breach as grounds for forfeiture and termination of a Master Permit or Right-of-Way Use Permit or Small Cell Permit issued thereunder; and
3. Consider any violation or breach as grounds for nonrenewal or nonextension of a Master Permit or issuance of a new Master Permit.

C. Before any sums are withdrawn from the security fund, the City shall give written notice to the Grantee:

1. Describing the act, default or failure to be remedied, or the damages, costs or expenses which the City has incurred by reason of Grantee's act or default regarding the installation, maintenance, repair or removal of Telecommunications facilities in the public ways, other ways or upon City property or in connection with restoration of the foregoing;
2. Providing a reasonable opportunity for Grantee to first remedy the existing or ongoing default or failure regarding the installation, maintenance, repair or removal of

Telecommunications facilities in the public ways, other ways, or upon City property or in connection with the restoration of the foregoing, if applicable;

3. Providing a reasonable opportunity for Grantee to pay any monies due the City before the City withdraws the amount thereof from the security fund, if applicable; and

4. That the Grantee will be given an opportunity to review the act, default or failure described in the notice with the City or his or her designee.

D. Grantees shall replenish the security fund within 14 days after written notice from the City that there is a deficiency in the amount of the fund.

E. Upon termination or expiration of the Master Permit all funds remaining in the Security Fund shall be returned to the Grantee within 30 days after removal of Grantee's Telecommunications facilities within the public ways, unless such Telecommunications facilities are permitted to remain pursuant to Section [12.14.590](#). (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.650 Restoration/Performance/Warranty Bond.

A. Grantees performing work in the public ways or City property must provide a performance bond written by a corporate surety acceptable to the City equal to at least 150% of the estimated cost of completing or removing the Grantee's Telecommunications facilities and restoring the public ways or City property to its pre-construction condition. The Public Works Director may, at his/her discretion, waive the bonding requirement for specific projects. This bond may be placed for the entirety of the Grantee's projects provided that Grantee is able to quantify the full estimated cost of its deployment of Telecommunications facilities. If Grantee provides a bond on a per project basis, Grantee is permitted to increase the bond for future projects, or if a project is complete, Grantee may apply the bond to other projects in the public ways. The purpose of this bond is to guarantee completion or removal of partially completed or nonconforming Telecommunications facilities and to fully restore the public ways, other ways and City property to their pre-construction condition.

B. If required by the City, Grantee shall furnish a one (1) year warranty bond, or other surety acceptable to the City, upon the completion of Grantee's construction work, including any restoration work, within the public ways. The warranty bond amount will be equal to ten

percent (10%) of the documented final cost of the construction and restoration work. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.660 Coordination of Construction Activities.

A. All Master Permit and Facilities Lease Grantees are required to cooperate with the City and with each other in coordination of construction activities and monthly meetings and joint trenching activities. Upon request by the City, Grantees shall provide the City with a schedule of their proposed construction activities, if known, in, around, or that may affect public ways. Each Grantee shall also meet with the City and other Grantees and users of the public ways monthly, quarterly, or as determined by the City to schedule and coordinate construction activities within the public ways. The Public Works Director shall coordinate all construction locations, activities, and schedules to minimize public inconvenience, disruption, or damage to the public ways.

B. In order to facilitate coordination of construction activities within the public ways, the City shall provide reasonable advance notice to Grantees of public street improvements. In the event that a Grantee or other party desiring to place Telecommunications facilities within the public ways fails to coordinate installation of its Telecommunications facilities within the area of the public improvement project, the Public Works Director may deny Master Permits, Small Cell Permits, Facilities Leases, and Right-of-Way Use Permit applications for a period of up to five (5) years for those portions of a project which seek to disrupt the surface of said public ways, as reasonably determined by the Public Works Director for the purpose of protecting the City's investment and said public improvement projects. In the alternative, the Public Works Director may, at his/her discretion, allow such Persons to disrupt the surface of said public ways; provided, that such Persons are required to fully restore the surface and sub-surface areas of such public ways to the condition they were in (to the satisfaction of the Public Works Director) immediately after completion of the public improvement project. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.670 Assignments or Transfers of Grant.

Ownership or control of a Master Permit granted hereunder may not, directly or indirectly, be transferred, assigned or disposed of by sale, lease, merger, consolidation or other act of a

Grantee, by operation of law or otherwise unless notice is given by the transferee or assignee to the City in writing within sixty (60) days of the closing of the transaction. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.680 Transactions Affecting Control of Grant.

Any transactions which singularly or collectively result in a change of 50% or more of the ownership or working control (for example, management of Grantee or its Telecommunications facilities) of the Grantee or of the ownership or working control of the Grantee's Telecommunications facilities within the City, or of the ownership or working control having ownership or working control of the Grantee or of the Grantee's Telecommunications facilities within the City, or of control of the capacity or bandwidth of the Grantee's Telecommunications facilities within the City, shall be considered an assignment or transfer requiring notice to the City pursuant to this Chapter. Such transactions between affiliated entities are not exempt from notice requirements. A Grantee shall notify the City of any proposed change in, or transfer of, or acquisition by any other party of control of a Grantee within sixty (60) days following the closing of the transaction. Notice shall not be required for mortgaging purposes. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.690 Revocation or Termination of Grant.

A Master Permit granted by the City to use or occupy public ways, other ways or City property may be revoked for the following reasons:

- A. Construction or operation in the public ways, other ways or upon City property without a Right-of-Way Use Permit, Master Permit, Small Cell Permit, or Facilities Lease, as applicable;
- B. Construction or operation at an unauthorized location;
- C. Misrepresentation or lack of candor by or on behalf of a Grantee in any application or written or oral statement upon which the City relies in making the decision to grant, review or amend any Master Permit, Right-of-Way Use Permit, Small Cell Permit, or Facilities Lease, pursuant to this Chapter;

- D. Unauthorized abandonment of Telecommunications facilities in the public ways, other ways or upon City property;
- E. Failure to relocate or remove Telecommunications facilities as required in this Chapter;
- F. Failure to pay undisputed compensation, fees or costs in accordance with RCW [35.21.860](#) when and as due the City;
- G. Violation of any bonding, insurance, indemnification and restoration provisions of this Chapter. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.700 Notice and Duty to Cure.

In the event that the City believes that grounds exist for revocation of a Master Permit or Right-of-Way Use Permit or Small Cell Permit issued thereunder, the Grantee shall be given written notice of the apparent violation or noncompliance, providing a short and concise statement of the nature and general facts of the violation or noncompliance, and providing the Grantee a reasonable period of time, not exceeding 45 calendar days, to furnish evidence:

- A. That corrective action has been or is being actively and expeditiously pursued, to remedy the violation or noncompliance;
- B. That rebuts the alleged violation or noncompliance; and
- C. That it would be in the public interest to impose some penalty or sanction less than revocation. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.710 Hearing.

In the event that a Grantee fails to provide evidence reasonably satisfactory to the City as provided in section [12.14.700](#) hereof, the apparent violation or noncompliance (except for those dealing with Right-of-Way Use Permits and Small Cell Permits) shall be referred to the Hearing Examiner. The Hearing Examiner shall provide the Grantee with notice and a reasonable opportunity to be heard concerning the matter.

Unless substantial relevant information is presented which was not considered by the Public Works Director, the decision of the Public Works Director shall be accorded substantial weight, but may be reversed or modified by the Hearing Examiner if, after considering all of the evidence in light of the applicable goals, policies, and provisions of this Chapter, the Hearing Examiner determines that a mistake has been made. Where substantial new relevant information which was not considered in the making of the decision appealed from has been presented, the Hearing Examiner shall make its decision only upon the basis of the facts presented at the hearing of the appeal, or may elect to remand the matter for reconsideration by the Public Works Director in light of the additional information.

For all appeals decided pursuant to this section, the City shall provide a record that shall consist of written findings and conclusions and a taped or written transcript.

Unless otherwise provided by state statute or other law, all actions seeking review of a final action of the City, whether in the form of an appeal, declaratory judgment action, petition for writ of review or other extraordinary writ, or in any other form shall be filed with a court having jurisdiction over such action within thirty (30) calendar days of the decision, or the expiration of the reconsideration period, whichever is later, and otherwise shall be barred. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018; Ord. 2175 § 1 (part), 2003).

12.14.720 Standards for Revocation or Lesser Sanctions.

If the Hearing Examiner determines that a Grantee willfully violated or failed to comply with any of the provisions of this Chapter or a Master Permit, or through willful misconduct or gross negligence failed to heed or comply with any notice given the Grantee by the City under the provisions of this Chapter, then the Grantee shall, at the election of the Hearing Examiner, forfeit all rights conferred hereunder and the Master Permit may be revoked or annulled by the Hearing Examiner. The Hearing Examiner may elect, in lieu of the above and without any prejudice to any of its other legal rights and remedies, to pursue other remedies, including but not limited to, denying pending permit applications or obtaining an order from the Superior Court having jurisdiction compelling the Grantee to comply with the provisions of this Chapter and any Master Permit or Right-of-Way Use Permit or Small Cell Permit issued thereunder, and to recover damages and costs incurred by the City by reason of the Grantee's failure to comply. The Hearing Examiner shall consider the following factors in analyzing the nature,

circumstances, extent, and gravity of the violation and in making its determination under this section:

- A. Whether the misconduct was egregious;
- B. Whether substantial harm resulted;
- C. Whether the violation was intentional;
- D. Whether there is a history of prior violations of the same or other requirements;
- E. Whether there is a history of overall compliance; and
- F. Whether the violation was voluntarily disclosed, admitted or cured. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.730 Incorporation by Reference.

The provisions of this Chapter shall be incorporated by reference into any Master Permit approved hereunder. However, in the event of any conflict between this Chapter, and the Master Permit, the Master Permit shall be the prevailing document. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.740 Notice of Entry on Private Property.

If directed by the City, at least 48 hours prior to entering private property or public ways or utility easements adjacent to or on such private property to perform new construction or reconstruction, or otherwise entering or impacting access or services to the private property, a notice indicating the nature and location of the work to be performed shall be physically posted, at no expense to the City, upon the affected property by the Grantee. A door hanger may be used to comply with the notice and posting requirements of this section. A Grantee shall make a good faith effort to comply with the property owner/resident's preferences, if any, on location or placement of underground installations consistent with sound engineering practices; provided, however, that nothing in this Chapter shall permit a Grantee to unlawfully

enter or construct improvements upon the property or premises of another. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.750 Safety Requirements.

A Grantee in accordance with applicable federal, state, and local safety requirements shall, at all times, employ reasonable and ordinary care and shall install and maintain and use commonly accepted methods and devices for preventing failures and accidents which are likely to cause damage, injury, or nuisance to the public and/or workers. All structures and all lines, equipment and connections in, over, under, and upon the public ways, other ways, City property or places permitted by a Master Permit, Small Cell Permit, Facilities Lease or Right-of-Way Use Permit, wherever situated or located, shall at all times be kept and maintained in a safe, suitable condition, and in good order and repair. The City reserves the general right to see that the system of a Grantee is constructed and maintained in a safe condition. If a violation of the National Electrical Safety Code or other applicable regulation is found to exist by the City, the City will, after discussions with a Grantee, establish a reasonable time for a Grantee to make necessary repairs. If the repairs are not made within the established time frame, the City may make the repairs itself or have them made and collect all reasonable costs thereof from a Grantee. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.760 Exceptions.

Repealed by [Ord. 2925](#). **12.14.770 Responsibilities of the Owner.**

The owner of the Telecommunications facilities to be constructed and, if different, the permittee and Grantee are responsible for performance of and compliance with all provisions of this Chapter. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.780 Additional Ducts or Conduits.

The City may require that a Telecommunications provider or cable operator that is constructing, relocating, or placing ducts or conduits in the public ways provide the City with additional ducts or conduits in related structures necessary to access the same. The terms and conditions under which such additional ducts and/or conduits shall be provided shall be consistent with RCW [35.99.070](#). (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

Article VI. Construction Standards

12.14.800 General Construction Standards.

Notwithstanding any provision of Chapter [12.08](#) of the Redmond Municipal Code, no Person shall commence or continue with the construction, installation, maintenance, or repair of any Telecommunications facilities within public ways or upon City property, except as provided in this Chapter. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.810 Right-of-Way Use Permit or Small Cell Permit Required.

A. The holder of a Master Permit granted pursuant to this Chapter shall obtain Right-of-Way Use Permits or Small Cell Permits from the City prior to commencement of work, construction, development, excavation, or installation, maintenance, operation or repair or replacement of any Telecommunications facilities within the public ways or upon City property. The receipt of a Small Cell Permit pursuant to RMC [12.14.1050](#) shall suffice as the appropriate Right-of-Way Use Permit. However, nothing in this Chapter shall prohibit the City and a Grantee from agreeing to alternative plan review and construction procedures for Telecommunications facilities to be built, installed, constructed, developed, excavated, maintained, operated, repaired or replaced pursuant to a Master Permit granted under this Chapter, provided such alternative procedures provide for substantially equivalent safeguards and responsible construction practices. Even if a Master Permit is not required under State law, a Right-of-Way Use Permit or Small Cell Permit shall still be required. No work, construction, development, excavation or installation,

maintenance, operation, repair or replacement of any Telecommunications facilities shall take place within the public ways, other ways or upon City property until such time as the Right-of-Way Use Permit or Small Cell Permit is issued.

B. A Telecommunications provider seeking to deploy a Macro Cell Facility in the public ways or other ways must obtain a Right-of-Way Use Permit and approval consistent with RZC [21.56](#). (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.820 Construction Codes.

Construction of Telecommunications facilities with respect to public ways, other ways and City property shall be developed, installed, excavated, maintained, repaired and replaced in accordance with all applicable federal, state and local codes, rules and regulations. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.830 Applications.

A. Applications for Right-of-Way Use Permits to install, maintain, repair and remove Telecommunications facilities shall be submitted to the Director upon forms to be provided by the City and shall be accompanied by drawings, plans and specifications in sufficient detail to demonstrate:

1. That the installation, maintenance, repair or removal of Telecommunications facilities will be in accordance with all applicable codes, rules and regulations;
2. Preliminary engineering plans, specifications and a map showing where the Telecommunications facilities are to be located within the City, all in sufficient detail to identify:
 - a. The location and route requested for the Applicant's proposed Telecommunications facilities. Vertical location shall be provided for proposed crossings of all existing utilities that will be crossed;

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- b. The location of Applicant's overhead and underground public utility, telecommunication, cable, water, sewer drainage and other lines and equipment in the public ways along the proposed route;
 - c. The specific trees, structures, improvements, facilities, lines and equipment and obstructions, if any, that Applicant proposes to temporarily or permanently remove or relocate and a landscape plan for protecting, trimming, removing, replacing and restoring any trees or areas to be disturbed during construction.
 3. If the Applicant is proposing an underground installation within new ducts or conduits to be constructed within the public ways:
 - a. The location proposed for the new ducts or conduits;
 - b. Evidence that there is sufficient capacity within the public ways for the proposed Telecommunications facilities;
 4. The construction methods to be employed for protection of existing structures, fixtures, and Telecommunications facilities within or adjacent to the public ways;
 5. *Repealed by Ord. 2925.*
 6. Proposed construction schedule and work hours which may be limited by the City (including the requirement of working at night for traffic flow and other public health, safety and welfare related issues);
 7. *Repealed by Ord. 2925.*
 8. *Repealed by Ord. 2925.*
 9. For the installation or modification of a Macro Cell Facility, evidence demonstrating that the Applicant has received all of the necessary zoning and land use permits and approvals from the City or evidence that complete applications for such permits and approvals have been submitted to the City and the proposed Telecommunications facility meets all applicable zoning and land use codes; and
 10. The location of all survey monuments which may be displaced or disturbed by the proposed constructions.
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B. All applications for Right-of-Way Use Permits shall be submitted at least thirty (30) days prior to the need for the Right-of-Way Use Permit. Applicants with complex projects are encouraged to submit their applications at least one hundred twenty (120) days prior to the planned need for the Right-of-Way Use Permit. If unforeseen conditions or circumstances require expedited processing time, the City will reasonably attempt to cooperate where practicable, but additional fees to cover additional costs to the City shall be charged.

C. RMC [12.14.830](#) shall not apply to Small Cell Permits. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018; Ord. 2175 § 1 (part), 2003).

12.14.840 Engineer's Certification.

Where required by the Public Works Director and if in accordance with State law, Right-of-Way Use Permit and Small Cell Permit applications shall be accompanied by drawings, plans and specifications bearing the certification of a registered professional engineer. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018; Ord. 2175 § 1 (part), 2003).

12.14.850 Traffic Control Plan.

All Right-of-Way Use Permit applications and Small Cell Permit applications which involve work on, in, under, across, or along any public ways shall be accompanied by a traffic control plan demonstrating the protective measures and devices that will be employed, consistent with the Manual on Uniform Traffic Control Devices, to prevent injury or damage to persons or property and to minimize disruptions to efficient pedestrian and vehicular traffic. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018; Ord. 2175 § 1 (part), 2003).

12.14.860 Issuance of Permit.

A. Subject to [12.14.830.B](#) above, applications for Right-of-Way Use Permits shall be approved or denied within a reasonable time after submission of a complete application therefor, generally not to exceed thirty (30) days, unless otherwise provided by State law or unless the Applicant consents to a longer period of time or the Applicant has not obtained a Master Permit

or Facilities Lease as required by this Chapter. In the event that processing a Right-of-Way Use Permit takes longer than the time periods specified herein, the City shall notify the Applicant in writing of the amount of time required to process the Right-of-Way Use Permit and the reasons therefor.

B. After submission of all plans and documents required of the Applicant and payment of the Right-of-Way Use Permit fees required by this Chapter, and when the Public Works Director is satisfied that the applications, plans and documents comply with all requirements of this Article, and to the extent applicable, the criteria set forth in RMC [12.14.110](#), he or she shall issue the Right-of-Way Use Permit subject to such further conditions, restrictions or regulations affecting the time, place and manner of performing the work as he or she may deem reasonably necessary or appropriate. In the event that a Right-of-Way Use Permit is denied, the Public Works Director shall set forth the reasons therefor in writing.

C. RMC [12.14.860](#) shall not apply to Small Cell Permits. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.870 Appeal of Director's Decision.

An Applicant aggrieved by the denial or conditioning of a Right-of-Way Use Permit or Small Cell Permit pursuant to this Article shall have the right to appeal to the City Council pursuant to the procedures set forth in RMC [12.14.120](#). (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.880 Compliance with Right-of-Way Use Permit or Small Cell Permit.

All construction practices and activities shall be in accordance with the Right-of-Way Use Permit or Small Cell Permit and approved final plans and specifications for the Telecommunications facilities. The Public Works Director and his or her representatives shall be provided access to the work and such further information regarding construction activities in the public ways, other ways and City property as he or she may require to ensure compliance with such requirements. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.890 Display of Right-of-Way Use Permit or Small Cell Permit.

The permittee shall maintain a copy of the Right-of-Way Use Permit or Small Cell Permit and approved plans at the construction site, which shall be displayed and made available for inspection by the Public Works Director at all times when construction work is occurring. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.900 Survey of Underground Telecommunications Facilities.

If the approved plans, Right-of-Way Use Permit, or Small Cell Permit specifies the location of Telecommunications facilities by depth, line, grade, proximity to other Telecommunications facilities or other standard and if requested by the City, the permittee, at its cost, shall cause the location of such Telecommunications facilities to be verified by record drawings, pre-construction locates, a state-registered land surveyor or by other means of locating as agreed upon by the City and permittee. The permittee may be required to relocate any Telecommunications facilities which are not located in compliance with the approved plans, Right-of-Way Use Permit, or Small Cell Permit requirements. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.910 Noncomplying work.

Repealed by [Ord. 2925](#). **12.14.915 Noncomplying Work.**

A. Whenever the Public Works Director determines that any condition on any public ways or other ways is in violation of, or public ways or other ways are being used contrary to, any provision of this Chapter, Master Permit, Right-of-Way Use Permit, or Small Cell Permit, the Public Works Director may order the correction or discontinuance of such condition or any activity causing such condition.

B. The Public Works Director is authorized to use any or all of the following methods in ordering correction or discontinuance of any such conditions or activities as it determines appropriate:

1. Serving of oral or written directives to the Grantee or other responsible person requesting immediate correction or discontinuance of the specified condition;
2. Service of a written notice of violation, ordering correction or discontinuance of a specific condition or activity within ten (10) days of notice, or such other reasonable period as the Public Works Director may determine;
3. Revocation of previously granted permits where the Grantee or other responsible person has failed or refused to comply with requirements imposed by the City related to such permits;
4. Issuance of an order to immediately stop work until authorization is received from the City to proceed with such work;
5. Refusal to grant additional permits to Grantee until the correction or discontinuance of such unsafe, nonconforming or unauthorized use is resolved; or
6. Service of summons and complaint certified by the City Attorney, or a citation and notice to appear by an arresting peace officer upon the Grantee or other responsible person who is in violation of this Chapter, Master Permit, Right-of-Way Use Permit or Small Cell Permit, or other City ordinances.

C. Any object or thing which shall occupy any public ways or other ways without a permit is declared a nuisance. The City may attach a notice to any such object or thing stating that if it is not removed from the public ways or other ways within twenty-four hours of the date and time stated on the notice, the object or thing may be taken into custody and stored at the owner's expense. The notice shall provide an address and phone number where additional information may be obtained. If the object or thing is a hazard to public safety, it may be removed summarily by the City. Notice of such removal shall be thereafter given to the owner, if known. This section does not apply to motor vehicles.

D. All expenses incurred by the City in abating the condition, or any portion thereof, shall constitute a civil debt owing the City, jointly and severally, by such persons who have been given notice or who own or placed the object or thing in the right-of-way, which debt shall be collectible in the same manner as any other civil debt.

E. The City shall also have all powers and remedies which may be available under law, this Chapter and procedures adopted hereunder for securing the correction or discontinuance of any conditions specified by the City. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018).

12.14.920 Completion of Construction.

The Grantee shall promptly complete all construction activities so as to minimize disruption of the public ways and other ways, City property and other private property. All construction work authorized by a Right-of-Way Use Permit or Small Cell Permit within public ways, other ways and City property, including restoration, must be completed within six (6) months of the date of issuance unless an extension of an additional six (6) months is granted by the Director, the applicant may request up to two extensions. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.930 Record Drawings.

Within 60 days after completion of construction, the Grantee shall furnish the City with complete sets of plans, drawn to scale and certified to the City as accurately as reasonably possible and depicting the horizontal and vertical location and configuration of all Telecommunications facilities constructed pursuant to the Right-of-Way Use Permit or Small Cell Permit. For above ground Telecommunications facilities, such plans shall include site photographs. The Public Works Director shall have the discretion to prescribe the number of copies and format of said record drawings, consistent with City codes and policies, and to require submission of such record drawings in a digital format. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.940 Restoration After Construction, Installation, Maintenance, Repair or Replacement.

Upon completion of any construction, maintenance, repair or replacement work, the permittee shall promptly repair any and all public and private property improvements, fixtures,

structures, and Telecommunications facilities in the public ways, other ways or City property or otherwise damaged during the course of construction, installation, maintenance, repair or replacement, restoring the same as nearly as practicable to its condition before the start of construction, installation, maintenance, repair or replacement. All survey monuments disturbed or displaced shall be referenced and replaced as required by WAC [332-120](#) and the Redmond Benchmark System second order, first class specifications. The referencing and replacement of survey monuments shall be performed by a licensed land surveyor. The Public Works Director shall have final approval of the completeness of all restoration work and all Grantees shall warrant said restoration work for a period of at least one (1) year. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.950 Landscape Restoration.

A. All trees, landscaping and grounds removed, damaged or disturbed as a result of the construction, installation, maintenance, repair, or replacement of Telecommunications facilities, whether such work is done pursuant to a Master Permit, Right-of-Way Use Permit, Small Cell Permit, or Facilities Lease, shall be replaced or restored as nearly as may be practicable, to the condition existing prior to performance of work.

B. All landscape restoration work within the public ways shall be done in accordance with landscape plans approved by the Public Works Director. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.960 Construction Surety.

Prior to issuance of a Right-of-Way Use Permit or Small Cell Permit, the permittee shall either provide a new performance bond or provide evidence that it has already provided a performance bond consistent with the requirements of RMC [12.14.650](#). (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.970 Above – Ground Telecommunications Facilities.

Installation in the public ways, other ways and City property of numerous above-ground Telecommunications facilities by Grantees may create safety hazards and adverse visual impacts. Consequently, the Public Works Director is authorized to impose reasonable conditions in order to mitigate those potential adverse impacts that may result, whether on an individual or a cumulative basis, from permitted above-ground Telecommunications facilities. Those conditions may include or relate to, without limitation, the following:

- A. Prior to issuance of the requisite Right-of-Way Use Permits or Small Cell Permits, all above-ground Telecommunications facilities proposed to be installed by a Grantee in the public ways, other ways or City property must be clearly delineated on the plans when they are submitted for the City's review.
- B. The subsequent design and installation by qualified professionals of landscaping and barriers to minimize public view per City development guidelines of those above-ground Telecommunications facilities (while maintaining necessary sight lines for motorists and pedestrians).
- C. The maintenance of all above-ground Telecommunications facilities in good condition, including compliance with the City's requirements or ordinances regarding graffiti removal. In this regard, a Grantee shall be required to affix to its above-ground Telecommunications facilities a coded label or marker that identifies the specific facility and sets forth a telephone number that may be called to report any damage, destruction, or graffiti vandalism involving that Telecommunications facility.
- D. The placement of above-ground Telecommunications facilities, such as overhead drops, as close as possible to other utility drops, consistent with all applicable electrical codes.
- E. Reasonable limitations upon the number of above-ground Telecommunications facilities that may be installed within a designated geographical area so as not to inconvenience the public use of the right-of-way or adversely affect the public health, safety, and welfare, and provided that such conditions neither prohibit nor have the effect of prohibiting the provision of personal wireless services.
- F. Reasonable limitations upon the dimensions or volumes, or both, of above-ground Telecommunications facilities; provided, that if Grantee proposes such above-ground

Telecommunications facilities for personal wireless services such dimensions are consistent with the Redmond Zoning Code Chapter [21.56](#).

G. The specification of colors of above-ground Telecommunications facilities reasonably requested by the City to ensure that these Telecommunications facilities blend with the surrounding environment to the maximum extent possible and taking into account the manufacturer's available color selection.

H. Such additional conditions regulating the time, place, and manner of installations of above-ground Telecommunications facilities as will reasonably mitigate potential safety hazards and adverse visual impacts attributable to these Telecommunications facilities.

I. Compliance with RZC Chapter [21.56](#) to the extent the Telecommunications facilities are for personal wireless services. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

12.14.980 Severability.

If any section, subsection, sentence, clause, phrase, or other portion of this Chapter, or its application to any Person, is, for any reason, declared invalid, in whole or in part by any court or agency of competent jurisdiction, said decision shall not affect the validity of the remaining portions hereof. (Ord. 2965 § 2 (part), 2019: Ord. 2925 § 2 (part), 2018: Ord. 2175 § 1 (part), 2003).

Article VII. Small Cell Permits

12.14.990 Master Permit Required.

A. Issuance of a Small Cell Permit to install a Small Cell facility or network in the public ways shall be contingent upon approval of a Master Permit or the possession of a valid Master Permit. An Applicant may apply for a Small Cell Permit at the same time as the Applicant applies for a Master Permit; however, no Small Cell Permit will be granted until such Master Permit is approved by the Director, which may occur at the same time.

B. Small Cell facilities may not be located in utility easements or public easements that are not adjacent to the public ways, unless specifically approved by the Director. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018).

12.14.1000 Small Cell Permit application contents.

A. The application shall provide specific locational information including GIS coordinates of all Small Cell facilities, and specify where the Small Cell facilities will utilize existing, replacement or new poles, towers, existing buildings and/or other structures. Ground mounted equipment, conduit, junction boxes and fiber and electrical connections necessary for and intended for use in the deployment shall also be specified regardless of whether the additional facilities are to be constructed by the Applicant or leased from a third party. Detailed schematics and visual renderings of the Small Cell facilities shall be provided by the Applicant. The application shall have sufficient detail to identify:

1. The location of overhead and underground public utility, telecommunication, cable, water, adjacent lighting, sewer drainage and other lines and equipment within 50 feet of the proposed project area (which the project area shall include the location of the fiber source and power source). Further, the Applicant shall include all existing and proposed improvements related to the proposed location, including but not limited to poles, driveways, ADA ramps, equipment cabinets, street trees and structures within 50 feet from the proposed project area.
2. The specific trees, structures, improvements, facilities, lines and equipment and obstructions, if any, that Applicant proposes to temporarily or permanently remove or relocate and a landscape plan for protecting, trimming, removing, replacing and restoring any trees or areas to be disturbed during construction.
3. The construction drawings shall also include the Applicant's plan for electric and fiber utilities, all conduits, cables, wires, handholes, junctions, meters, disconnect switches and any other ancillary equipment or construction necessary to construct the small cell facility, to the extent to which the Applicant is responsible for installing such electric and fiber utilities, conduits, cables, and related improvements. Where another party is responsible for installing such electric and fiber utilities, conduits, cables, and related improvements, applicant's construction drawings will include such utilities to the extent known at the time

of application, but at a minimum applicant must indicate how it expects to obtain fiber and electric service to the small cell facility.

4. If the site location includes a replacement or new light pole that is placed more than five feet away from the existing location, then the Applicant must submit a photometric analysis of the roadway and sidewalk 150 feet upstream and downstream of the existing light.

5. Compliance with the aesthetic requirements of RZC [21.56](#).

B. The Applicant must show written approval from the owner of any pole or structure for the installation of its Small Cell facilities on such pole or structure. Such written approval shall include approval of the specific pole, engineering and design standards from the pole owner, unless the pole owner is the City. Submission of the lease agreement between the owner and the Applicant is not required. For city-owned poles or structures, the Applicant must obtain a Facilities Lease from the City prior to or concurrent with the Small Cell Permit application. The Applicant can batch multiple Small Cell facility sites in one application. The Applicant is encouraged to batch the Small Cell facility sites within an application in a contiguous service area.

C. *Repealed by Ord. 2965.*

D. *Repealed by Ord. 2965.*

E. The Director may approve, deny or conditionally approve all or any portion of the sites proposed in the Small Cell Permit application. The denial of one or more Small Cell facility locations within a submission described in subsection [A](#) above shall not be the sole basis for a denial of the entire application for Small Cell facilities.

F. Any application for a Small Cell Permit which contains an element which is not exempt from SEPA review shall simultaneously apply under Chapter [43.21C](#) RCW and Chapter [21.70](#) RZC.

G. The Applicant shall submit a sworn affidavit signed by an RF Engineer with knowledge of the proposed project affirming that the Small Cell facilities will be compliant with all FCC and other governmental regulations in connection with human exposure to radio frequency emissions for every frequency at which the Small Cell facility will operate. If facilities which generate RF radiation necessary to the Small Cell facility are to be provided by a third party, then the Small Cell Permit shall be conditioned on an RF Certification showing the cumulative impact of the RF

emissions on the entire installation. The Applicant may provide one emissions report for the entire Small Cell deployment if the Applicant is using the same Small Cell facility configuration for all installations within that batch, or may submit one emissions report for each subgroup installation identified in the batch.

H. The Applicant shall provide proof of FCC and other regulatory approvals required to provide the service(s) or utilize the technologies sought to be installed.

I. A professional engineer licensed by the State of Washington shall certify in writing, over his or her seal, that both construction plans and final construction of the Small Cell facilities and the antenna support structure or pole and foundation are designed to reasonably withstand wind and seismic loads.

J. A traffic control plan as required by RMC [12.14.850](#).

K. Such other information as the Director, in his/her discretion, shall deem appropriate to effectively evaluate the application based on technical, engineering and aesthetic considerations. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018).

12.14.1010 Small Cell Permit application completeness review.

The Director or his/her designee shall review an application for completeness and notify the Applicant consistent with requirements of federal and state law. An Applicant may resubmit an incomplete application within sixty (60) days of notice by the Director. Failure to resubmit an application within the sixty (60) day period shall be deemed a withdrawal of that application. No application shall be deemed complete without the appropriate fees or deposit set by the Director. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018).

12.14.1020 Review process.

A. In any zone, upon application for a Small Cell Permit, the City will permit Small Cell deployment on existing or replacement poles conforming to the City's design standard adopted pursuant to Chapter [21.56](#) RZC. The design approved in a permit for a small cell facility shall be considered concealment elements and such facilities may only be expanded upon an Eligible

Facilities Request described in Chapter [21.56](#) RZC when the modification does not defeat the concealment elements of the small cell facility.

B. When applicable, Small Cell Permits shall be reviewed concurrently with the land use process described in RZC [21.76.070](#).

C. Vertical and horizontal clearance shall be reviewed by the Director to ensure that the Small Cell facilities will not pose a hazard to other users of the public ways, or unduly impact the maintenance and operation of a City-owned facility.

D. Replacement poles, new poles and ground mounted equipment shall comply with the Americans with Disabilities Act (ADA), city construction standards, city ordinances, and state and federal statutes and regulations in order to provide a clear and safe passage within the rights-of-way. Further, the location of any replacement pole or new pole must: be physically passable, cannot obstruct vehicular or pedestrian traffic or the clear zone, not interfere with utility or safety fixtures (e.g., fire hydrants, traffic control devices), and not adversely affect the public welfare, health or safety.

E. No equipment shall be operated so as to produce noise in violation of Chapter [6.36](#) RMC (Noise Standards).

F. No equipment shall be placed so as to physically impact the illumination of a street light or photo cell. Technical interference with city network communications or photo cells shall be governed by applicable law.

G. Review of the site locations for Small Cell facilities proposed by the Applicant shall be governed by the provisions of [47](#) U.S.C. Section [253](#) and [47](#) U.S.C. Section [332](#) and applicable case law. Applicants for Small Cell Permits which implement the Master Permit shall be treated in a competitively neutral and nondiscriminatory manner with other Telecommunications providers providing functionally equivalent services, that is, Telecommunications providers whose facilities are similarly situated in terms of structure, placement or cumulative impacts. Small Cell Permit review under this Chapter shall neither prohibit nor have the effect of prohibiting the ability of an Applicant to provide Telecommunications services. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018).

12.14.1030 Facilities Lease for Small Cell Facilities.

An Applicant for a Small Cell facility on City-owned property (including land, poles, structures and buildings) within the public ways must obtain a Facilities Lease that specifically allows the attachment of small cell facilities to city-owned property consistent with Article [IV](#) of this Chapter [12.14](#). Approval of a Small Cell Permit or a Master Permit does not authorize attachment to City-owned property within the public ways unless a Facilities Lease is executed between the Applicant and the City. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018).

12.14.1040 Shorelines and Critical Areas.

Small cell facilities in Shoreline Management Zones or Critical Areas are subject to review as provided in Chapter [21.56](#) RZC, Chapter [21.68](#) RZC, Shoreline Master Program, Chapter [21.64](#) RZC, Critical Areas Regulations and Chapter [21.70](#) RZC, State Environmental Policy Act Procedures, as applicable. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018).

12.14.1050 Consolidated Permit.

A. The issuance of a Small Cell Permit grants authority to construct Small Cell facilities in the public ways in a consolidated manner to allow the Applicant in most situations to avoid the need to seek duplicative approval by both the Public Works and the Planning and Community Development departments. As an exercise of police powers pursuant to RCW [35.99.040\(2\)](#), the Small Cell Permit is not a Right-of-Way Use Permit, but is a consolidated Public Works and land use permit and the issuance of a Small Cell Permit shall be governed by the time limits established by federal law for wireless communications facilities.

B. The Small Cell Permit shall include those elements that are typically contained in the Right-of-Way Use Permit to allow the Applicant to proceed with the build-out of the Small Cell deployment without a separate Right-of-Way Use Permit. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018).

12.14.1060 Modifications to Small Cell Facilities.

A. If an Applicant desires to make modifications to Small Cell facilities, including but not limited to expanding or changing the antenna type, increasing the equipment enclosure, placing additional pole mounted or ground mounted equipment or modifying the concealment elements, then the Applicant shall apply for a Small Cell Permit.

B. A Small Cell Permit shall not be required for routine maintenance and repair of a small cell facility within the public ways, or the replacement of an antenna or equipment of similar size, weight, and height; provided, that such replacement does not defeat the concealment elements used in the original deployment of the small cell facility, does not impact the structural integrity of the pole, and does not require pole replacement. Further, a Small Cell Permit shall not be required for replacing equipment within the equipment enclosure or reconfiguration of fiber or power to the Small Cell facility. The Applicant must obtain a Right-of-Way Use Permit for this action. (Ord. 2965 § 2 (part), 2019; Ord. 2925 § 2 (part), 2018).

Chapter 12.16 HIGHWAY ACCESS MANAGEMENT

Sections:

12.16.010 Highway access management – Administrative process.

12.16.010 Highway access management – Administrative process.

The following state statutes, including all future amendments, are adopted by reference:

A. Chapter [47.50](#) RCW, Highway Access Management Act, and Chapter [468-52](#) WAC, which codifies the procedural requirements of Chapter [47.50](#) RCW. (Ord. 1739 § 1, 1993).

The Redmond Municipal Code is current through Ordinance 3127, passed July 18, 2023.

The Redmond Municipal Code is current through Ordinance 3127, passed July 18, 2023.

Disclaimer: The city clerk's office has the official version of the Redmond Municipal Code. Users should contact the city clerk's office for ordinances passed subsequent to the ordinance cited above.

Chapter 12.18

Electricity and Gas

Sections:

12.18.010 Purpose.

12.18.020 Definitions.

12.18.030 Franchise agreement required.

12.18.040 Nonexclusive franchises.

12.18.050 Duration.

12.18.060 Application.

12.18.070 Consideration of Application.

12.18.080 Grant of Franchise Subject to Referendum.

12.18.010 Purpose.

The purpose and intent of this Chapter is, consistent with applicable laws, to:

(A) Establish a local policy concerning the use of public ways of the City for the purpose of constructing, operating, and maintaining electric and gas facilities;

(B) Permit and manage reasonable access to the public ways of the City for electric and gas facilities on a competitively neutral basis; and

(C) Establish basic guidelines for individual franchise agreements between the City and franchisees.

12.18.020 Definitions.

"Applicant" means the person or entity that applies for a franchise under this Chapter.

"City" means the City of Redmond, a municipal corporation of the State of Washington.

"Electric and/or gas facilities" means a system constructed and operated within the City's public ways, and shall include all structures, poles, towers, cables, wires, pipes, valves, conduits, ducts, pedestals, and any associated converter, equipment or any other infrastructure within the City's public ways, designed and constructed for the transmission and distribution of electrical energy, or of gas or liquid fuels.

"Franchise" means the right granted by the City to a person or entity to construct, operate, maintain or reconstruct electric and/or gas facilities as described by an associated franchise agreement in City public ways.

"Franchise agreement" means an agreement adopted by ordinance that grants a person or entity the right to a franchise. Upon the written acceptance by a franchisee, the franchise agreement constitutes a contract between the City and the franchisee which may contain terms and requirements not contained herein. To the extent that this Chapter conflicts with the specific terms of a franchise agreement, the terms of the franchise agreement shall govern.

"Public ways" means and includes any highway, street, alley, utility easement (unless their use is otherwise restricted for other users), or other public right-of-way for motor vehicle or other use under the jurisdiction and control of the City which has been acquired, established, dedicated or devoted to highway or other purposes now or hereafter held by the City.

12.18.030 Franchise agreement required.

(A) It is unlawful to engage in or commence construction, operation, or maintenance of electric and/or gas facilities, machinery or equipment in City public ways without a franchise issued under this Chapter. The City Council may, by ordinance, issue a nonexclusive franchise to construct, operate and maintain electric and/or gas facilities and related infrastructure within all or any portion of the City public ways to any person or entity, whether operating under an existing franchise or not, who applies for authority to do so in compliance with the terms and conditions of this Chapter; and provided, that such person or entity also

agrees to enter into a franchise agreement with the City and comply with all of its terms.

(B) The City Council may restrict the number of franchisees, should it determine such a restriction would be in the public interest or for any other valid reason, if such restriction is otherwise allowed by applicable laws.

(C) The franchise required under this chapter is separate from and in addition to the general City business license, which may also be required when applicable.

12.18.040 Nonexclusive franchises.

(A) Any franchise granted pursuant to this Chapter shall be nonexclusive and not preclude the City from granting other or future franchises or permits.

(B) All franchisees shall at all times comply with all applicable state, federal and local laws, regulations and rules regarding the systems identified and described within the franchise agreement.

12.18.050 Duration.

(A) The term of any franchise, and all rights, privileges, obligations and restrictions pertaining thereto, shall be specified in the franchise agreement but shall generally not exceed a maximum of ten (10) years for the initial franchise and up to two (2) additional five-year extensions thereafter. The effective date of any franchise shall be as specified in the franchise agreement.

(B) If the parties fail to formally renew or terminate the franchise prior to the expiration of its term or any extension, the franchise shall be automatically extended for up to one year until the franchise is renewed, terminated, or extended.

(C) Should the franchisee not initiate negotiations for franchise renewal within one year of expiration of the franchise agreement, or if the City Council should determine that the franchisee is not pursuing negotiations in good faith within one year of expiration, the City Council shall have grounds to revoke the franchise agreement.

12.18.060 Application.

(A) An Applicant for a franchise pursuant to this Chapter shall file an application with the City which shall include the designated application fee. As

permitted by RCW 35.21.860, an application fee in the amount specified in the Unified Fee Code shall accompany the application to cover costs associated with processing the application, including, without limitation, costs of administrative review, financial, legal and technical evaluation of the applicant, the costs of consultants, notice and publication requirements, and document preparation expenses.

(B) The Applicant's application shall include the following:

1. The identity of the Applicant;
2. A statement as to the proposed franchise and information relating to the characteristics and location of the proposed facilities;
3. A resume of prior history of the Applicant, including the expertise of the Applicant in the field for which the franchise is proposed;
4. A preliminary construction schedule and completion date;
5. Information demonstrating the Applicant's legal, technical and financial ability to construct and operate the proposed infrastructure associated with the franchise;
6. An application fee which shall be set by the City Council by resolution to recover City costs in accordance with applicable federal and state law; and
7. Any other reasonable information that the City may request.

12.18.070 Consideration of Application

(A) Upon receipt of a complete application for a franchise pursuant to this Chapter and after obtaining any additional information the City deems appropriate, the Public Works Director shall process the application. The Public Works Director shall consider:

1. The nature of the proposed facilities.
2. Whether the public will benefit from granting a franchise to the Applicant; and
3. Whether the Applicant appears to have adequate legal, financial and technical qualifications and capabilities to build, operate and maintain a franchise and its related infrastructure in the City.

(B) The Public Works Director shall recommend to the City Council that it approve or deny the application. If the City Council approves the application, it shall, by ordinance, approve a franchise setting for the particular terms and conditions for use of the City's public ways which are necessary to protect the public health, welfare, and safety in accordance with applicable law. If the application is denied, a written determination by the City Council shall be included, setting forth the reason(s) for the denial.

12.18.080 Grant of Franchise Subject to Referendum.

Any franchise granted pursuant to this Chapter for the conduct or distribution of electric energy, electric power, or electric light within the City shall be subject to popular referendum under the general laws of this state heretofore or hereafter enacted and as is provided by the City: PROVIDED, That no petition for referendum may be filed after six months from the date of the ordinance granting such franchise.

[City Website: www.redmond.gov](http://www.redmond.gov)

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Public Works
Attachment D: Table of Proposed Changes to RMC Title 12
06-10-2025

Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Change	Rationale
SUBSTANTIVE CHANGES					
S1	12.08.050	Street Restorations	Substantive	To align with current practices.	Restorations may have to exceed original conditions in order to meet current federal, state, and local mandates.
S2	12.08.066	New Section: Unpermitted Work	Substantive	Adding section to deal with unpermitted work.	Gives authority to PW Director to order improvements to be removed at expense of responsible party.
S3	12.09	New Section Fixed Items in the Right-of-Way	Substantive	Adding section for installation of items in the public ROW	To affirm or authorize the placement of items in the public right-of-way to serve a demonstrated public benefit.
S4	12.13	New Section Emergency Right of Way Use	Substantive	Adding new section to outline procedures for emergency activities within the public right-of-way.	Purpose is to establish procedures for entities to conduct emergency activities in the public right-of-way, ensuring immediate response while maintaining public safety and infrastructure integrity.
S5	12.18	New Section for Electricity and Gas	Substantive	Adding new Section for Electricity and Gas	To establish policy for the use of public ways to construct, operate, and maintain electric and gas facilities.
ADMINISTRATIVE AND OPERATIONAL CHANGES					
1	Title 12	Existing Name: Streets and Sidewalks Proposed Name:	Administrative	Clarifying what Title entails	

Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Change	Rationale
		Streets and Right of Way			
12.06 Complete the Streets					
2	12.06.010	Complete the Streets	Administrative	Clear up language. Include equity, integration with plans and performance accountability.	
3	12.06.030	Implementation	Administrative	Clear up language. Include equity, integration with plans and performance accountability.	
12.08 Street Repair, Improvements, Alterations, and Business Use					
4	12.08.010	Permit Required	Administrative	Clearer concise language. Clarifying activities that require a permit. Rename sidewalk café seating to outdoor dining. Include PW Director's designee.	
5	12.08.020	Application	Operational Administrative	To align with current practice. To include PW Director's designee.	Application is submitted to the City, not the Public Works Director.
6	12.08.030	Existing Section Name: Refusal of Application Proposed Section Name: Application Decision Criteria	Administrative Operational	Renaming section to not focus on refusal of application. To include PW Director's designee. To align with current practice.	

Public Works
Attachment D: Table of Proposed Changes to RMC Title 12
06-10-2025

Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Change	Rationale
7	12.08.060	Permit Fees	Administrative Operational	To include PW Director's designee. To capture that we have multiple fees. To follow our current practices	Multiple fees may be collected for a right of way permit. These include the permit fee and may additionally include the extended right of way use fee. Staff does not request estimated cost of proposed street construction, and some fees are calculated based on right of way use.
8	12.08.065	Criteria for suspension, revocation, or modification of permit	Administrative	To include PW Director's designee.	
12.12 Required Improvements for Buildings and Development					
9	12.12.020	Prerequisite for building permit of development permit – Exception	Administrative Operational	Using industry term of concrete rather than cement. Clarifying ownership of City's specifications.	Specifications are the City's specifications not the Public Works Director's.
10	12.12.030	Design and Construction	Administrative	Concise language.	
11	12.12.040	Inspection	Operational	Replaced City Engineer with City Inspector to identify under whose supervision the public improvement the work should be done	Identify that City Inspector rather than City Engineer supervises work, inspects, and approves the installation and forms
12	12.12.060	Cement Concrete Required	Operational	Delete section	All sidewalk construction is required to follow City

Public Works

Attachment D: Table of Proposed Changes to RMC Title 12

06-10-2025

Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Change	Rationale
					Specifications and Standards which call out for concrete.
13	12.12.070	Exception to RMC 12.12.060	Administrative	Delete section as it pertains to exceptions of above section which is being deleted	
14	12.12.080	Permit required	Operational	Correcting that they shall obtain a permit from the City not City Council. Stating they shall meet current City Specification and Standards.	All sidewalks shall meet current City Specifications and Standards.
15	12.12.090	Existing Section Name: Nuisances Proposed Section Name: Penalty for Violation	Administrative	Clear and concise language. Clarifying that the penalty for violation is per Section 1.01.110.	
12.14 Telecommunications					
16	12.14.075	Single Master Permit	Operational	Clarification between 12.14.075 and 12.14.080.	12.14.080 Master Permit states when a Master Permit is required.
17	12.14.090	Entire City	Administrative	Deleted word Initial, as there is not an initial approval, only an approval. To include PW Director's designee.	
18	12.14.100.L.	Master Permit Application	Administrative	Specifying Public Works Director or their designee.	

<p>City Council Issue Matrix</p> <p>Requests/Feedback for Upcoming Study Session on RMC Updates</p>			
Date	Issue/Request	Response	Next Steps
06/03/2025	CM Fields: Highlight those changes that will have specific impacts to residents or business owners for Council discussion. State the impacts.	Substantive items and the specific impacts will be the focus of the discussion brought forward at the study session.	
	CM Salahuddin: Provide comparisons to neighboring jurisdictions.	As part of the code review, staff looked at other city municipalities' municipal code to compare relevant chapters. Each jurisdiction's code is structured different, and the review has included an evaluation of how broad or detailed is appropriate for the RMC.	
	CM Kritzer: Be clear about substantive versus administrative changes and bring the substantive ones to the top for discussion.	Substantive items and impacts will be the focus of the discussions brought forward at the study session. Rearranged tables so that substantive items are on top.	
	<p>CM Stuart: If staff has new draft to share, feel free to send it to Council early for review.</p> <p>How do these changes implement Redmond 2050 plan? How do they relate to the TMP?</p> <p>Make sure to collaborate with other departments.</p> <p>Made offer to help bring code changes to Redmond Chamber of Commerce via Government Affairs Committee.</p>	Proposed changes align with Redmond 2050 Transportation Policies (FW-TR-1) by increasing clarity and streaming zoning and municipal codes and (TR-10, TR-18, TR-49) by adding language on micromobility. Changes also aligns with Redmond 2050 Equity Policy (FW-PI-1) by removing gendered language.	

City Council Issue Matrix

Requests/Feedback for Upcoming Study Session on RMC Updates

Date	Issue/Request	Response	Next Steps
		<p>Staff is working cross-departmentally to review code changes in relation to the TMP and will discuss during the study session.</p> <p>Staff has collaborated cross-departmentally on code revisions.</p>	
	<p>CM Nuevacamina: Need to consider how updates to fees and fines impact residents and businesses.</p>	<p>There are no new fees with this update. Staff deleted the following sentence previously proposed under Section 12.08.070: "Each day that violations exist shall be regarded as a new and separate offense." as this is duplicative of the existing referenced Section 1.01.110.</p> <p>The new section 12.08.066 for Unpermitted Work specifies that the responsible party will be liable for the costs incurred if there is no action is taken and the City performs the required removal and restoration.</p>	
	<p>CM Forsythe: Emailed the following questions: Vehicles & Traffic Section:</p> <ul style="list-style-type: none"> - Rules of the road section states bikes must follow the same laws as vehicles. This supersedes the new state law (March 18, 2020) that allows bikes to do a rolling stop/yield when safe. Amend to address this state update. 	<p>Vehicles & Traffic:</p> <ul style="list-style-type: none"> - Provisions B and C of RMC 10.04.050 updated to reflect language similar to RCW.46.61.190 stating a bicycle approaching a stop sign 	

City Council Issue Matrix

Requests/Feedback for Upcoming Study Session on RMC Updates

Date	Issue/Request	Response	Next Steps
	https://sdotblog.seattle.gov/2020/09/30/washington-states-new-bicycle-safety-stop-law-allows-people-biking-to-treat-stops-signs-as-yield-signs-with-some-exceptions/	must either stop or treat the stop sign as a yield sign.	
	<ul style="list-style-type: none"> - 10.20.020 address if “devices” includes camera surveillance devices in the legal review 	<ul style="list-style-type: none"> - Traffic monitoring cameras which do not include surveillance capabilities are not considered traffic control devices. A definition for traffic control devices is incorporated in RMC 10.08 and provision 19 added to RMC 10.16.020 to include traffic monitoring cameras installation as part of the duties of the City Traffic Engineer. - 12.09.020.B specifies allowable uses for fixed items in the right-of-way are equipment or devices intended for use by public safety or police personnel that have approved by Council. 	
	<ul style="list-style-type: none"> - Add reference to Redmond Police Data Governance Policy 	<ul style="list-style-type: none"> - The citywide data policy will come to Council in 2025. Reference to be incorporated once citywide data policy is approved by Council. 	

City Council Issue Matrix

Requests/Feedback for Upcoming Study Session on RMC Updates

Date	Issue/Request	Response	Next Steps
	<ul style="list-style-type: none"> - The Pedestrian section still feels very driver centric, could we add a reference to drivers not entering crosswalks while pedestrians are present 	<ul style="list-style-type: none"> - Added language to 10.44.020 provision A for drivers to stop for pedestrians in crosswalks. 	
	<ul style="list-style-type: none"> - 10.52.135 PARKING FEES Interested in an in-depth review of this section 	<ul style="list-style-type: none"> - No changes are proposed for parking fees. Administrative change to remove references to geographic locations. 	
	<ul style="list-style-type: none"> - 10.52.190 possible to include ADA spaces to this? 	<ul style="list-style-type: none"> - RMC 10.52.090 is for parked vehicles not to obstruct sidewalks. Added under provision 5 of RMC 10.52.135 for the City Traffic Engineer to designate ADA parking. 	
	<ul style="list-style-type: none"> - 10.52.215 Pets in cars. How are we accounting for the new technology in cars that keep cars warm or cool while pets are inside? 	<ul style="list-style-type: none"> - Incorporated adequate ventilation to the language. 	
	<ul style="list-style-type: none"> - I didn't catch a violation for parking in bike lanes, did I miss it? If not, can we please add that 	<ul style="list-style-type: none"> - Included designated bike lanes to language on RMC 10.52.100. 	
	Streets and Right of Way <ul style="list-style-type: none"> - Refusal of Application – Speak to an appeals process 	<ul style="list-style-type: none"> - There is an existing appeal process for ROW Use Permits as Type I permits. This is stated in RZC 21.76. 	
	<ul style="list-style-type: none"> - Fixed items in Right of Way and section in general – I'd like to see a crosswalk of how this relates/impacts the recent council Right of Way policy that was approved. How is it different, how is it the same. Any possible unintended impacts. 	<ul style="list-style-type: none"> - The new section 12.09 <i>Fixed Items in the Right of Way</i> affirms and authorizes placement, installation or use of items in the public right of way that serve a public benefit and outlines a process. The 	

City Council Issue Matrix			
Requests/Feedback for Upcoming Study Session on RMC Updates			
Date	Issue/Request	Response	Next Steps
		new section 12.13 <i>Emergency Right of Way Use</i> establishes procedures for entities to conduct emergency activities within the public right of way, ensuring immediate response to urgent situations. In combination, these two sections address sections of the recent council Right of Way policy. One difference is that 12.09 is not limited to only barriers.	

Public Works Redmond Municipal Code Update

Proposed Changes to Vehicles, Traffic, Streets and Sidewalks

June 24, 2025

Aaron Bert, Public Works Director



Path to Continual Improvement



Knowledge retention

Standard operating
procedure development

Code refresh



Purpose/Background



- Public Works is proposing updates to multiple RMC Sections

Code Review and APWA Compliance

- Clarify authority to conduct Public Works function and comply with APWA
- Clean up code for easy of use and remove outdated items
- Improve effectiveness to support maintaining critical infrastructure



Upcoming Council Review Topics

June

- *RMC Title 10-Vehicles and Traffic*
- *RMC Title 12-Streets and Sidewalks*

July

- *RMC Title 13 – Water and Sewer*
- *RMC Title 15 – Buildings and Construction*

Sept.

- *RMC Titles 1-7 & 9*

**Q1
2026**

- *Stakeholder Engagement*
- *Planning Commission (if Zoning Code changes are identified)*

**Q2
2026**

- *Adoption*

Types of Proposed Code Changes



Type of Change	Definition	Example	Typical Impact
Administrative	Clarifies or corrects language, references, or structure without changing intent, process, or legal effect.	Adding 'or designee'; renaming 'sidewalk café' to 'outdoor dining'.	Improves readability and internal consistency.
Operational	Adjusts how the code is implemented or enforced to reflect current procedures or workflows.	Changing inspection responsibility from 'City Engineer' to 'City Inspector'.	May affect internal operations or stakeholder interactions but not legal obligations.
Substantive	Alters legal meaning, obligations, authority, or scope of the code.	Clarifying new enforcement powers; setting new restoration standards.	Documents compliance requirements, enforcement, or regulatory authority.

Title 10 - Vehicles and Traffic

Substantive Changes



Section	Title	Description of Substantive Change
10.04	General Provisions	Incorporates micromobility devices and speed limit to 15 mph when riding on shared paths. Incorporates RCW.46.190 language for bicycles exception when approaching stop signs.
10.12	Enforcement	Substitutes all penalties for traffic infractions having monetary values with references to RCW 46.63.110.
10.16	City Traffic Engineer	Changes title of 10.16.010 - Office Created to Appointment and Powers to reflect how City Traffic Engineer is currently appointed and lists duties to be consistent with WAC.
10.20	Traffic Control Devices and Signals	References MUTCD, WSDOT and City Standards to comply with current federal, state, and local mandates. Removes sections referenced on 10.16.020, "play streets" and adds "bollards".

Title 10 - Vehicles and Traffic

Substantive Changes



Section	Title	Description of Substantive Change
10.34	Shared Streets	Introduces a new section to incorporate language from Senate Bill 5595 for the designation of shared streets.
10.44	Pedestrians	Removes section that is not enforceable, emphasizes drivers to stop for pedestrians on crosswalks, and removes calling specific groups for applicability of traffic law.
10.48	Bicycles and Micromobility	Incorporates micromobility devices and electric bicycles and limits their speed to 5 mph when riding on sidewalks.
10.52	Stopping, Standing, Parking	Raises allowed on-street parking on unrestricted areas to 72 hours and incorporate RCW language for unattended children and pets on vehicles.
10.62	Permits for Special Events	Incorporates traffic control plans in approval process and references RMC 10.24.047 for disruptions/closures.

Title 12 - Streets and Sidewalks

Substantive Changes



Section	Title	Description of Substantive Change
12.08.050	Street Restorations	Updates restoration requirements to allow conditions that exceed original street condition, to comply with current federal, state, and local mandates.
12.08.066	Unpermitted Work	Introduces a new section authorizing the Public Works Director to order removal of unpermitted improvements at the responsible party's expense.
12.09	Fixed Items in the ROW	Establishes a new section to affirm or authorize placement of fixed items in the public right of way that serve a demonstrated public benefit.
12.13	Emergency ROW Use	Adds a new section to define procedures for conducting emergency work in the public right of way, ensuring safety and proper oversight.
12.18	Electricity and Gas	Introduces a new section to establish policy for the construction, operation, and maintenance of electric and gas facilities in the public right of way.



Recommendation

- Approve proposed RMC Changes and authorize staff to prepare an ordinance to codify these changes for approval at an upcoming Council business meeting
- Provide direction



Thank You



Any Questions?





Memorandum

Date: 6/24/2025
Meeting of: City Council Study Session

File No. SS 25-044
Type: Study Session

TO: Members of the City Council
FROM: Mayor Angela Birney
DEPARTMENT DIRECTOR CONTACT(S):

Parks	Loreen Hamilton	425-556-2336
Public Works	Aaron Bert	Enter director phone number as 425-556-****
Planning and Community Development	Carol Helland	Enter director phone number as 425-556-****

DEPARTMENT STAFF:

Parks	Lindsey Falkenburg	Parks Planning Manager
Executive	Jenny Lybeck	Environmental Sustainability Manager
Public Works	Tom Hardy	Senior Environmental Scientist
Planning	Lauren Anderson	Senior Planner

TITLE:
Tree Canopy Update

OVERVIEW STATEMENT:

Staff will provide an update on the Tree Canopy implementation across the city including updates on tree plantings, restorations, code updates, and future plans for projects and work to increase tree canopy in Redmond. Cross departmental staff will provide information and be available for further feedback.

☐ **Additional Background Information/Description of Proposal Attached**

REQUESTED ACTION:

☒ **Receive Information** ☐ **Provide Direction** ☐ **Approve**

REQUEST RATIONALE:

- **Relevant Plans/Policies:**
Environmental Sustainability Action Plan

Climate Resiliency and Sustainability in Vegetation Management Plan

PARCC Plan <<https://www.redmond.gov/DocumentCenter/View/30976/2023-PARCC-Plan-with-Appendices-bidId=>> (2023)

Tree Canopy Plan

- **Required:**
N/A
- **Council Request:**
City Council requested a comprehensive tree canopy update from staff.
- **Other Key Facts:**
N/A

OUTCOMES:

Staff seek to brief council and receive input on current and future initiatives.

COMMUNITY/STAKEHOLDER OUTREACH AND INVOLVEMENT:

- **Timeline (previous or planned):**
N/A
- **Outreach Methods and Results:**
N/A
- **Feedback Summary:**
N/A

BUDGET IMPACT:

Total Cost:

N/A

Approved in current biennial budget:

☐ Yes

☐ No

☒ N/A

Budget Offer Number:

N/A

Budget Priority:

N/A

Other budget impacts or additional costs:

☒ Yes

☐ No

☐ N/A

If yes, explain:

Various departments work on projects and efforts in tree canopy expansion within their operating budgets.

Funding source(s):

N/A

Budget/Funding Constraints:

N/A

☐ **Additional budget details attached**

COUNCIL REVIEW:

Previous Contact(s)

Date	Meeting	Requested Action
N/A	This item hasn't been presented to Council	N/A

Proposed Upcoming Contact(s)

Date	Meeting	Requested Action
6/24/25	Study Session	Receive Information

Time Constraints:

N/A

ANTICIPATED RESULT IF NOT APPROVED:

N/A

ATTACHMENTS:

N/A

Tree Canopy Strategic Plan Update

June 24, 2025

Lindsey Falkenburg, Parks Planning Manager





Summary of Tree Canopy Strategic Plan

.....

- Finalized in 2019
- Goal of 40% tree canopy cover by 2050
- Seven strategies
- Implementation Plan
- Maintenance

2019-2025 Past and Current Conditions



**Plan Adopted
in 2019 at
38.1%
Canopy Cover**

⋮

**2020: COVID-
19 and Staff
Turnover**

⋮

**2020 - 2022:
Tree Code
Update Started
and Paused**

⋮

**Strategy G in
2021 and
2023: Aerial
Photography**

⋮

Park Operations Tree Canopy Expansion Efforts

.....

- Planting on Parks property
- Street Tree Tracking and Maintenance
- 2024 Climate Resiliency and Sustainability in Vegetation Management Plan
- Volunteer Programming

**Partnerships and
Volunteers**

**Increase City
Led Planting**

**Education and
Awareness**

Data Analysis

Tree Health Risk Assessment and Mitigation

- 2024 comprehensive tree health risk assessment conducted
- Fall 2024 Phase 1 completed
- Currently in Phase 2



Public Works Tree Canopy Expansion Efforts

.....

- Contracted with Washington Conservation Corps and EarthCorps
- 2019-2025
16.1 acres planted
- 2019-2025
14,764 trees planted





Planting on
Public Property

Education and
Awareness

Data
Analysis

Partnerships and
Volunteers

Green Redmond Partnership

.....

- Collaboration between City staff, volunteers, community organizations, and companies
- **996 acres** enrolled in active restoration
- **15,021 trees** planted since 2009

**Private Planting
Incentives**

**Education and
Awareness**

**Partnerships and
Volunteers**

Tree Giveaway

.....

- Tree Giveaway on Sept. 27, 2025
- Applications open July 12
- Partnering with 300 Trees
- Giving away 500 trees



Tree Giveaway

**Redmond Senior &
Community Center**

City Hall

Library

85th Street

265



**Private Planting
Incentives**

Regulations

**Education and
Awareness**

Environmental Sustainability Action Plan

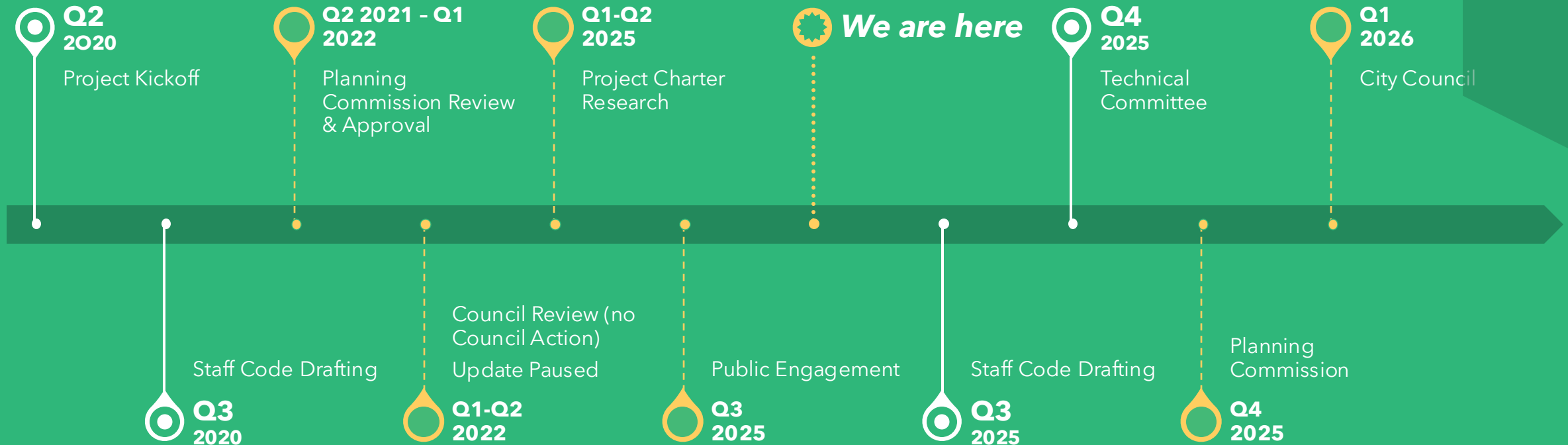
.....

- Community questionnaire
- Community workshop
- Refresh tabling at Derby Days

Tree Code Update

Education and
Awareness

Regulations



Opportunities

.....

- Tree Mitigation Work
- CIP Funded Expansion
- Green Redmond
- Plant Giveaway
- Data from ESAP
- Tree Code Update and Engagement
- Additional Staff Capacity





Thank You

Any Questions?





City of Redmond

15670 NE 85th Street
Redmond, WA

Memorandum

Date: 6/24/2025

Meeting of: City Council Study Session

File No. SS 25-046

Type: Study Session

Council Talk Time