

ORDINANCE NO. 4858

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG, WASHINGTON, RELATING TO TITLE 4 "PUBLIC WORKS" AND AMENDING SECTION 4.40.040 OF THE ELLENSBURG CITY CODE.

WHEREAS, Kittitas County owns property along State Route 97 and is in design for the construction of a new Transfer Station and Public Works Shop facilities within Ellensburg City Limits;

WHEREAS, SR 97 is a state highway under permitting authority of the City of Ellensburg;

WHEREAS, Kittitas County has requested the City of Ellensburg formally request a reclassification of portions of SR 97 from a WSDOT Class 1 access control to a WSDOT Class 3 access control;

WHEREAS, this request was made to the Quad County Regional Transportation Planning Organization ("QUADCO RTPO") and Washington State Department of Transportation ("WSDOT") by the City on behalf of Kittitas County, with both agencies approving the request:

WHEREAS, Ellensburg City Code formally adopts the WSDOT access classifications, and therefore the reclassification requires formal amendment of the City Code;

NOW, THEREFORE, the City Council of the City of Ellensburg, Washington do hereby ordain as follows:

Section 1. Section 4.40.040 of the Ellensburg City Code, as last amended by Ordinance 4301, is hereby amended to read as follows:

4.40.040 State Route 97.

The city of Ellensburg, with concurrence by the Washington State Department of Transportation, hereby establishes that the following:

A. ~~That portion of State Route 97 passing through the limits of the city of Ellensburg from mile post 134.16 (intersection of Cascade University Way and SR 97) north to mile post 134.82 the city limits as is~~ a Class III access control facility subject to the provisions listed under WAC 468-52-040(3).

B. ~~That portion of State Route 97 passing through the limits of the city of Ellensburg from mile post 134.82 north to the city limits as a Class I access control facility subject to the provisions listed under WAC 468-52-040(1). [Ord. 4301, 2001; Ord. 3886 § 2, 1993.]~~

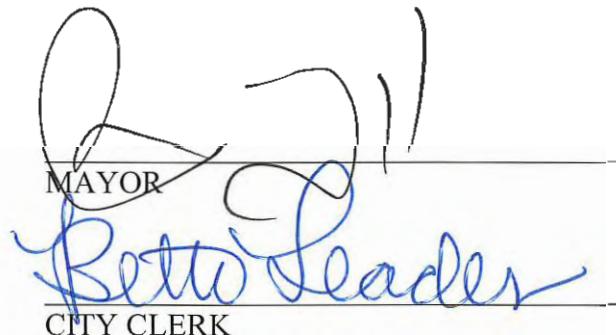
Section 2. Severability. If any portion of this ordinance is declared invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect the validity of the remaining portion(s) of this ordinance.

Section 3. Corrections. Upon the approval of the City Attorney, the City Clerk and the codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

Section 4. Effective Date. This ordinance shall take effect and be in force five (5) days after its passage, approval and publication.

The foregoing ordinance was passed and adopted at a regular meeting of the City Council on the 21st day of September, 2020.

ATTEST:



MAYOR
Beth Leader
CITY CLERK

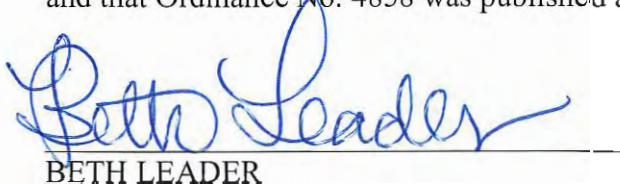
Approved as to form:



CITY ATTORNEY

Publish: 9-26-2020

I, Beth Leader, City Clerk of said City, do hereby certify that Ordinance No. 4858 is a true and correct copy of said Ordinance of like number as the same was passed by said Council, and that Ordinance No. 4858 was published as required by law.



BETH LEADER