

**ORDINANCE NO. 1939**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DAYTON,  
WASHINGTON, AMENDING CERTAIN SECTIONS OF TITLE 6 OF THE DAYTON  
MUNICIPAL CODE (DMC), HEALTH, SAFETY, AND SANITATION**

**WHEREAS**, COLUMBIA COUNTY PLANNING AND BUILDING IS CONTRACTED WITH THE CITY OF DAYTON TO PROVIDE BUILDING SERVICES AND PLANNING SERVICES FOR THE CITY OF DAYTON; AND,

**WHEREAS**, USE OF THE CODE AS IT READS NOW HAS PROVEN TO BE CAUSE FOR PROBLEM AND OFFERS LACK OF ENFORCEMENT OPTIONS IN REGARDS TO CODE COMPLIANCE; AND,

**WHEREAS**, DISCUSSION BETWEEN CITY COUNCIL AND THE PLANNER DURING OPEN CITY COUNCIL MEETINGS DETERMINED THE NEED TO REVIEW AND AMEND THE CODE TO ALLOW FOR BETTER ADMINISTRATIVE USE; AND,

**WHEREAS**, THE PROPOSED AMENDMENTS DO NOT CHANGE ANY ADOPTED COMPREHENSIVE PLANS POLICIES OR LAND USE DESIGNATIONS; AND,

**WHEREAS**, THE ADOPTION OF THIS ORDINANCE IS CATEGORICALLY EXEMP FROM SEPA REVIEW, PER WAC 197-11-800(19),

**WHEREAS**, THE DAYTON PLANNING COMMISSION DULY ADVERTISED AND HELD A PUBLIC HEARING ON OCTOBER 16<sup>TH</sup>, 2018, REGARDING THE PROPOSED CHANGES; AND,

**WHEREAS**, AFTER RECEIVING PUBLIC TESTIMONY FROM ZERO MEMBERS OF THE PUBLIC DURING THE ADVERTISED HEARING, THE PLANNING COMMISSION UNANIMOUSLY RECOMMENDED CITY COUNCIL TO ADOPT THE FOLLOWING ORDINANCE AMENDMENTS.

**NOW, THEREFORE, THE CITY COUNCIL OF CITY OF DAYTON,  
WASHINGTON, DO HEREBY ORDAIN AS FOLLOWS:**

**SECTION 1**

Section 6-4.12 of the Dayton Municipal Code is hereby amended to read as follows:

- A. The storage or retention of an unauthorized motor vehicle is declared to constitute a public nuisance and is subject to removal and impoundment. The designated law enforcement

agency shall inspect and investigate potential violations and citizen complaints of potential violations relative to unauthorized motor vehicles, or parts thereof and take the appropriate enforcement action if required. An unauthorized motor vehicle is defined as:

1. A junk motor vehicle, as defined in RCW 46.55.010(5) on private property or public right-of-way;
2. Any vehicle, including: camping trailers, travel trailers, mobile homes, campers, boats, recreational vehicles, automobiles, trucks, or other vehicles on a public right-of-way in the city for the purpose of:
  - a. Repairing or rehabilitating any inoperative vehicle; except repairs necessitated by an emergency, which can be accomplished within a single 5-day period;
  - b. Storing such vehicle for any period exceeding 5 days. The movement of a vehicle for the primary purpose of avoiding the provisions of this subsection is not a defense to a charge of violating this subsection;
  - c. Habituating in such vehicle or occupying such vehicle for residential purposes exceeding 5 days.

## SECTION 2

**Severability.** If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the other remaining parts which shall remain in full force and effect.

## SECTION 3

**Effective Date.** A summary thereof of this Ordinance consisting of its title shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

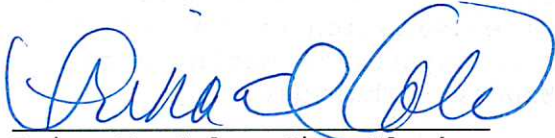
PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF DAYTON, WASHINGTON, AT A REGULAR MEETING THIS 14<sup>TH</sup> DAY OF NOVEMBER, 2018.

City of Dayton:

A handwritten signature in blue ink, appearing to read "Craig George", written over a horizontal line.

By: Craig George, Mayor

ATTEST:

A handwritten signature in blue ink, appearing to read "Trina D. Cole", written over a horizontal line.

Trina D. Cole, City Clerk

APPROVED AS TO FORM:

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Quinn Plant, City Attorney

**ORDINANCE SUMMARY BY TITLE ONLY FOR PUBLICATION PURPOSES**

**ORDINANCE NO. 1939**

**AN ORDINANCE OF THE CITY OF DAYTON, WASHINGTON AMENDING  
TITLE 6 OF THE DAYTON MUNICIPAL CODE.**

The full text of the Ordinance No. 1939 amending Title 6, adopted the 14<sup>th</sup> day of November, 2018, is available for examination at the Dayton Planning and Building Office, 111 S. 1<sup>st</sup> St., Dayton, WA during normal business hours, 7:00 a.m. to 4:00 p.m., Monday - Thursday.

Section 1. Amendment  
Section 2. Severability  
Section 3. Effective Date

By: /s/ Craig George, Mayor  
Attest: /s/ Trina Cole, City Clerk-Treasurer  
Approved as to from: /s/ Quinn Plant, City Attorney

Published: 11/22/2018  
*The Dayton Chronicle*