

Ferry County Board of Commissioners
Ordinance 2014-06
RESTRICTING THE JUMPING, CLIMBING, DIVING, OR OTHER MISCHIEF -- TRESTLES OR BRIDGES

Whereas, the Ferry County Board of Commissioners has the authority under Washington Constitution Article 11, § 11 and RCW 36.32.120 to make and enforce police, sanitary and other regulations, and

Whereas, the Board has received complaints from Ferry County residents, requesting that the Board proscribe jumping, climbing or diving from trestles or bridges, within the boundaries of Ferry County, and

Whereas, the Board, in response to the petition conducted a public hearing to consider the enactment of the ordinance, and

Whereas, the Board finds that these bridges and structures are used for pedestrian or vehicular traffic, and

Whereas, the Board finds that there is a safety risk inherent in the behavior of jumping, climbing, or diving from bridges and trestles particularly into bodies of water where hidden obstructions exist, and

Whereas, the Board finds that there is a safety risk for motorists and pedestrians as well as those utilizing any waterway beneath the bridge or trestle for objects or missiles to be dropped or released from any portion of the bridge or trestle, and

Whereas, the Board finds that all existing bridges in Ferry County are in unincorporated areas, and

Whereas, definition of terms and conditions are as follows;

“Bridge” means a structure carrying a road, path, railroad, or canal across a river, ravine, road, railroad, or other obstacle.

“Trestle” means an open cross-braced framework used to support an elevated structure such as a bridge.

“Object” means a material thing that can be seen and touched.

“Missile” means an object that is forcibly propelled at a target, either by hand or from a mechanical weapon.

Ex. # 6

1. NO JUMPING, CLIMBING, DIVING, OR OTHER MISCHIEF ON THE BRIDGES IN FERRY COUNTY

1.1 No Person shall intentionally Throw, drop or otherwise cause any object or missile to be thrown, dropped or released from any portion of any bridge or trestle.

1.2 No Person shall intentionally jump from, leap from, or climb upon or go upon with the intent of jumping or leaping from any portion of any bridge or trestle.

1.3 Law Enforcement persons or agents are authorized to Throw, drop or otherwise cause any object or missile to be thrown, dropped or released from any portion of any bridge or trestle when necessary to effectuate an official duty or lifesaving measure.

1.4 Law Enforcement persons or agents are authorized to jump from, leap from, or climb upon any bridge or trestle when necessary to effectuate an official duty or lifesaving measure.

2. SIGNS

2.1 The County, or authorized board, committee, or club shall install and maintain signs at or near each bridge or trestle.

2.2 These signs shall state that Jumping, Diving, and Climbing on the bridge or trestle is prohibited.

2.3 These signs shall also state that intentionally throwing, dropping, launching, or causing any object to fall from the bridge or trestle is prohibited.

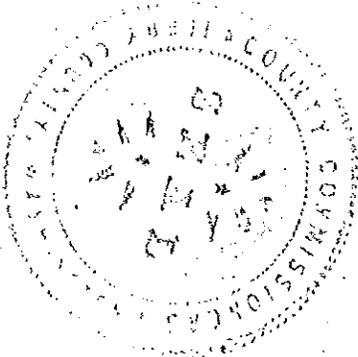
3. PENALTY

3.1 Any person who violates this ordinance shall be guilty of a misdemeanor and shall be fined a sum not to exceed \$500.00 and shall be imprisoned for a term not exceeding (60) days, or both such fine and imprisonment.

4. SEVERABILITY

4.1 If any paragraph or sentence of this ordinance is for any reason held to be invalid, such decision shall not affect the validity or the remaining paragraphs or sentences in this ordinance.

Now therefore let it be Ordained, the Ferry County Board of Commissioners this 15th day of September, 2014 passed Ordinance 2014-06 restricting the jumping, climbing, diving, or other mischief from Trestles or Bridges.



FERRY COUNTY BOARD OF COMMISSIONERS

Handwritten signature of Mike Blankenship in black ink.

MIKE BLANKENSHIP, Chairman

Handwritten signature of Brad Miller in black ink.

BRAD MILLER, Commissioner

Handwritten signature of Brian Dinsel in black ink.

BRIAN DANSEL, Commissioner

ATTEST:

Handwritten signature of Pamela Stoddard in black ink.

PAMELA STODDARD, Clerk of the Board