

ORDINANCE NO. 75

AN ORDINANCE relating to and regulating the sanitation and use of streams and lakes within or adjacent to the City of Bellevue and providing penalties for violation thereof.

THE CITY COUNCIL OF THE CITY OF BELLEVUE DO ORDAIN AS FOLLOWS:

Section 1. Definitions.

(a) The term "water", "stream" or "lake" as used in this ordinance shall mean and include the water of any seasonal or continuously flowing stream or any lake or portion of a lake lying partially or completely within or adjacent to the boundaries of the City of Bellevue.

(b) The term "boat" as used in this ordinance shall mean and include any vessel or barge used to transport passengers or freight over the water including pleasure or work craft, canoes, row boats and motor or sail boats.

(c) The term "motor boat" as used in this ordinance shall mean and include any boat or vessel propelled by electric motor, internal combustion or steam engines without regard to whether such motor or engine is attached or mounted inboard or outboard.

(d) The term "house boat" as used in this ordinance shall mean and include a building constructed upon a float with or without motive power, used in whole or in part for human habitation.

(e) "Polluting material" as used in this ordinance shall mean and include any organic substance or chemical compound which has been determined by the Washington State Pollution Control Commission, or the Washington State Health Board or a health official, designated by the City Manager of the City of Bellevue, to be deleterious to the public health.

(f) "Sewer mains" or "sewer pipes" as used in this ordinance shall mean and include any sewer main or pipe being a part of a system of mains and treatment plants duly installed and operating by a sewer district under the laws of the State of Washington or by the City of Bellevue.

(g) "Seaplane" as used in this ordinance shall mean and include any plane equipped with pontoons or hull for operation upon water when such plane is taxiing on the water as defined in subsection (a) above.

Section 2. It shall be unlawful for any person to throw, drain, run, or otherwise discharge into the waters of any stream or lake within the City of Bellevue or to cause, permit or suffer to be thrown, run, drained, allowed to seep or otherwise discharged into such waters any material that shall cause or tend to cause a polluted condition of the waters. It shall be deemed a violation of this section to permit the effluent from any drainage field or septic tank to run or seep into any ditch or stream after a health official of the City shall have notified the owner or occupant of the premises on which such septic tank or drainage field is located that the same has not been lawfully installed or is operating improperly.

Section 3. It shall be unlawful for any person, association or corporation to maintain and operate upon his or its property, within a local sanitary sewer improvement district, any septic tank for a period to exceed 180 days after the installation and acceptance by the duly authorized authorities of a sewer main adjacent to the property served by such septic tank.

Section 4. It shall be unlawful to live upon any houseboat, boat or barge moored wholly or partially over shore lands within the city limits of Bellevue or abutting upland which is located within the City of Bellevue unless such houseboat, boat or barge shall be connected with a district or municipally operated sewerage system or unless such houseboat, boat or barge shall be equipped with chemical toilet facilities and other plumbing arrangements so that no polluting materials are discharged into said waters.

Section 5. It shall be unlawful for any person, while on any boat moored at any public or private dock, wharf or moorage in waters adjacent to or within the jurisdiction of the City of Bellevue

- (a) to use any toilet facilities which discharge excrement into the waters,
- (b) throw or discard into the waters any waste, trash, refuse, oil, garbage or other fluid or solid material which tends to pollute the water, litter the shore, or give rise to any offensive odor, to create or to aggravate any condition deleterious to the public health.

Section 6. It shall be unlawful to operate any boat in the waters of Lake Washington lying within the jurisdiction of the City of Bellevue in a manner which creates an unreasonable risk of injury to persons or property located within the City or in the adjacent waters subject to the jurisdiction of the City as established by the laws of Washington, 1909, Ch. 111, Sec. 1.

Section 7. It shall be unlawful to operate any boat in the waters of Lake Washington lying within the jurisdiction of the City of Bellevue within 300 feet of the shore at a speed in excess of six miles per hour and provided that no such boat shall enter an area marked for swimmers or approach within 50 feet of where a person is known to be swimming, or approach any swimmer, row boat, canoe or swimming raft, except for justifiable cause in case of emergency.

Section 8. It shall be unlawful for any person,

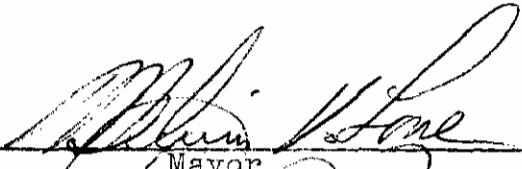
- (a) to pilot or operate a seaplane within an area marked for swimmers or so close to any row boat, canoe or motor boat as to create an unreasonable risk of collision or to create a reasonable apprehension of injury to the occupants of such boat, or
- (b) to approach a ramp, dock or other landing or moorage area for seaplanes, adjacent to or within 300 feet of shore, at a speed greater

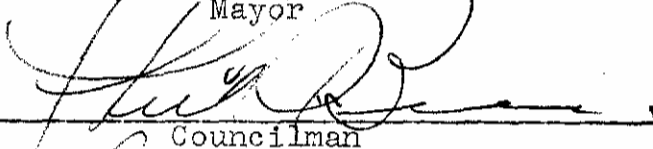
than reasonably necessary, under the weather conditions then and there existing, to maintain steerageway or to effect a secure landing on such ramp or at such dock, provided, that in no event shall such speed exceed 15 miles per hour while the plane is within 300 feet of the shore.

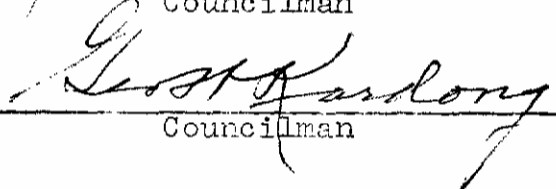
Section 9. Any violation of any of the provisions of this ordinance shall constitute a misdemeanor and shall be punishable by a fine of not more than \$300.00 or imprisonment for not more than 90 days or both.

Section 10. This ordinance shall take effect and be in force five days after its passage, approval and legal publication.

PASSED by the City Council on the 2nd day of November, 1954 and signed in authentication of its passage this 2nd day of November, 1954.



Mayor


Councilman


Councilman

Approved as to form:



City Attorney

(SEAL)



City Clerk

FILED
CITY OF BELLEVUE
DATE Nov. 3, 1954
CITY CLERK Jean S. Scholer

Date of Posting: November 4, 1954.