

OKANOGAN COUNTY

ORDINANCE 2019 - 3

An ordinance designating certain roads located primarily in Okanogan County Commissioner District #1 and portions of District #2 as open to use by wheeled All-Terrain Vehicles.

WHEREAS: Engrossed Substitute House Bill 1632 states the legislature finds that off-road vehicle users have been overwhelmed with varied confusing rules, regulations, and ordinances from federal, state, county, and city land managers throughout the state to the extent standardization statewide is needed to maintain public safety and good order, and

WHEREAS: Engrossed Substitute House Bill 1632 states it is the intent of the legislature to :

- (a) Increase opportunities for safe, legal, and environmentally acceptable motorized recreation;
- (b) decrease the amount of unlawful or environmentally harmful motorized recreation;
- (c) generate funds for use in maintenance, signage, education, and enforcement of motorized recreation opportunities;
- (d) advance a culture of self-policing and abuse intolerance among motorized recreationists;
- (e) cause no change in the policies of any governmental agency with respect to public land;
- (f) not change any current ORV usage routes as authorized in chapter 213, Laws of 2005;
- (g) stimulate rural economies by opening certain roadways to use by motorized recreationists which will in turn stimulate economic activity through expenditures on gasoline, lodging, food and drink, and other entertainment purposes;
- (h) and require all wheeled all-terrain vehicles to obtain a metal tag, and

WHEREAS: Consistent with Revised Code of Washington 46.09.455(c)(i) A person may not operate a wheeled all-terrain vehicle on a public roadway within the boundaries of a county, not including non-highway roads and trails, with a population of fifteen thousand or more unless the county by ordinance has approved the operation of wheeled all-terrain vehicles on county roadways, not including non-highway roads and trails, and

WHEREAS: Okanogan County Code 10.10 authorizes the operation of off-road vehicles on county roads designated for that purpose, and

WHEREAS: Okanogan County has conducted a public review, which included meetings with personnel from the Washington Department of Fish and Wildlife, United States Forest Service, and Department of Natural resources as well as members of the public attending scheduled work sessions on a proposal to open certain county roads located primarily in County Commissioner District #1 and portions of District #2 with a posted speed limit of 35 miles-per-hour or less that are not already designated for WATV use, and

WHEREAS: As a result of the aforementioned meetings roads that were otherwise eligible for use by WATV's were excluded from the proposal due to the high likelihood of damage to critical areas brought about by illegal ridership, and

WHEREAS: The SEPA Responsible Official for Okanogan County prepared an environmental checklist and conducted a SEPA review on the proposal consistent with the requirements of

RCW 43.21C, WAC 197-11, and OCC 14.04 and after review of the comments received issued a final mitigated determination of non-significance which was published in the official county newspaper on January 30 and 31, 2019, and

WHEREAS: The Mitigated Determination of Non-Significance include requirements for signage with the installation of signs to begin by April 1, 2019, and

WHEREAS: A public hearing was scheduled before the Okanogan Board of County Commissioners on February 25, 2019. A notice of public hearing was published in the official county newspaper on January 30 and 31, 2019, and

WHEREAS: The Okanogan Board of County Commissioners conducted the public hearing on February 25, 2019 and considered the materials presented and testimony received. The BOCC considered comments from the public expressing concerns that signs had not been installed on the WATV routes previously opened. The BOCC continued the public hearing to March 25, 2019 to receive an update on the acquisition and installation of signs as required by the mitigated determination of non-significance (MDNS), and

WHEREAS: On March 25th, 2019 the BOCC heard testimony from the County Engineer reporting the signs had been ordered and public works would begin installation as soon as they arrived, and

WHEREAS: The BOCC determined the soon-to-be installed signs met the requirements of the MDNS,

BE IT THEREFORE ORDAINED: The Okanogan Board of County Commissioners orders the list of county roads found as attachment A to this ordinance open to the use by wheeled all terrain vehicles.

DATED at Okanogan, Washington this 25th day of March 2019.

**BOARD OF COUNTY COMMISSIONERS
OKANOGAN, WASHINGTON**



Jim DeTro, Chairman




Chris Branch, Member



Andy Hover, Member



ATTEST



Laleña Johns, Clerk of the Board

ROADS PROPOSED TO BE OPENED TO WATVS

| ROAD # | ROAD NAME | SPEEDLIMIT | BEGINNING MILEPOST | ENDING MILEPOST | LENGTH (MILES) |
|--------|-------------------------|------------|-----------------------|--------------------|-------------------|
| 1685 | INDIAN DAN CANYON RD | 35 | 0.000 | 8.110 | 8.110 |
| 1715 | HULL RD | 35 | 0.000 | 0.250 | 0.250 |
| 1720 | SUNSET DRIVE | 35 | 0.533 | 1.710 | 1.177 |
| 1730 | KERAN DRIVE | 35 | 0.098 | 0.442 | 0.344 |
| 1734 | WEST INDIAN AVE | 35 | 0.060 | 0.929 | 0.869 |
| 1739 | GRAIN ELEVATOR RD | 35 | 0.127 | 0.300 | 0.173 |
| 1776 | HANFORD CUT-OFF RD | 35 | 0.000 | 0.899 | 0.899 |
| 1781 | KING ROCK RD | 35 | 0.000 | 0.940 | 0.940 |
| 1785 | PIONEER RD | 35 | 0.000 | 1.209 | 1.209 |
| 1789 | RED APPLE RD | 35 | 0.000 | 0.500 | 0.500 |
| 1792 | UNGER RD | 35 | 0.000 | 0.400 | 0.400 |
| 1793 | MAX GOEHRY RD | 35 | 0.000 | 1.461 | 1.461 |
| 1796 | MICHEL RD | 35 | 0.000 | 0.723 | 0.723 |
| 1800 | CHINOOK WAY | 35 | 0.000 | 0.756 | 0.756 |
| 1803 | MONSE RIVER RD | 35 | 0.000 | 3.396 | 3.396 |
| 1807 | MOUNTAIN VIEW DR | 35 | 0.000 | 1.650 | 1.650 |
| 1808 | MORICAL RD | 35 | 0.000 | 0.399 | 0.399 |
| 1812 | DRISKELL RD | 35 | 0.000 | 0.585 | 0.585 |
| 1815 | BLOSSOM LANE | 35 | 0.000 | 1.531 | 1.531 |
| 1820 | CRANDALL RD | 35 | 0.000 | 0.638 | 0.638 |
| 1823 | GOLDEN LANE | 35 | 0.000 | 1.210 | 1.210 |
| 1826 | LAKEVIEW WAY | 35 | 0.000 | 1.167 | 1.167 |
| 1830 | SUNRISE WAY | 35 | 0.000 | 1.003 | 1.003 |
| 1845 | N STAR RD | 35 | 0.000 | 15.443 | 15.443 |
| 1851 | VALLEY RD | 35 | 0.000 | 6.111 | 6.111 |
| 1856 | SCHNIBBE RD | 35 | 0.000 | 0.100 | 0.100 |
| 1872 | DAVIS CANYON RD | 35 | 0.000 | 1.724 | 1.724 |
| 1876 | THREE DEVILS RD | 35 | 0.000 | 1.740 | 1.740 |
| 1882 | CHILIWIST RD | 35 | 1.945 | 8.690 | 6.745 |
| 1897 | OLEMA RD | 35 | 0.000 | 2.545 | 2.545 |
| 1921 | BURDETT ST - MALOTT | 35 | 0.000 | 0.120 | 0.120 |
| 1927 | FIRST AVE - MALOTT | 25 | 0.000 | 0.254 | 0.254 |
| 1933 | OKANOGAN ST - MALOTT | 25 | 0.000 | 0.580 | 0.580 |
| 1937 | CENTRAL ST - MALOTT | 35 | 0.000 | 0.084 | 0.084 |
| 1938 | COLUMBIA ST - MALOTT | 35 | 0.000 | 0.062 | 0.062 |
| 1940 | SCHOOL ST - MALOTT | 35 | 0.000 | 0.168 | 0.168 |
| 1943 | ORCHARD ST - MALOTT | 35 | 0.000 | 0.244 | 0.244 |
| 1950 | ROBINSON ST- MALOTT | 35 | 0.000 | 0.563 | 0.563 |
| 1953 | HANSON RD | 35 | 0.000 | 1.031 | 1.031 |
| 1960 | N MALOTT RD | 35 | 0.000 | 1.022 | 1.022 |
| 1966 | B&O WEST RD | 35 | 0.000 | 0.770 | 0.770 |
| 1969 | PLEASANT VALLEY WEST RD | 35 | 0.000 | 1.733 | 1.733 |

| | | | | | |
|--|----------------------|----|--------|--------|---------------|
| 1974 | NICKLES RD | 35 | 0.000 | 0.501 | 0.501 |
| 1992 | BARNHOLT LOOP RD | 35 | 0.000 | 1.363 | 1.363 |
| 1995 | LEN LOUIS RD | 35 | 0.000 | 0.126 | 0.126 |
| 2081 | PLEASANT VALLEY RD | 35 | 0.000 | 1.443 | 1.443 |
| 2187 | FLETCHER LOOP RD | 35 | 0.000 | 1.385 | 1.385 |
| 2195 | DRY COULEE RD | 35 | 0.000 | 1.110 | 1.110 |
| 2218 | MORRIS RD | 25 | 0.000 | 0.405 | 0.405 |
| 2230 | OKANOGAN CEMETERY RD | 35 | 0.386 | 1.011 | 0.625 |
| 2405 | FOURTH AVE. N | 35 | 0.334 | 0.842 | 0.508 |
| 2413 | BURTON AVE | 30 | 0.034 | 0.780 | 0.746 |
| 2421 | JOHN ST | 30 | 0.050 | 0.283 | 0.233 |
| 2580 | HAUSSLER RD | 25 | 0.000 | 0.150 | 0.150 |
| 2587 | HIGH DRIVE | 25 | 0.000 | 0.218 | 0.218 |
| 3173 | ARMORY JCT | 25 | 0.000 | 0.115 | 0.115 |
| 3174 | FAIRGROUND ACC RD | 20 | 0.000 | 0.178 | 0.178 |
| 3175 | RODEO TRAIL RD | 35 | 0.103 | 0.634 | 0.531 |
| 3179 | APPLE WAY RD | 25 | 0.000 | 0.130 | 0.130 |
| 3179 | APPLE WAY RD | 25 | 0.633 | 0.729 | 0.096 |
| 9145 | PARADISE HILL RD | 35 | 4.078 | 13.146 | 9.068 |
| 9155 | OLD 97 | 35 | 14.350 | 15.110 | 0.760 |
| 9165 | B&O RD | 25 | 0.320 | 0.955 | 0.635 |
| 9309 | CAMERON LAKE RD | 35 | 29.290 | 29.486 | 0.196 |
| Subtotal - Proposed WATV Routes | | | | | 90.951 |

ROADS ELIGIBLE TO BE OPENED TO WATVS, BUT NOT PROPOSED

| | | | | | |
|------|---------------------|----|-------|-------|-------|
| 1681 | GETZ RD | 35 | 0.000 | 0.820 | 0.820 |
| 1699 | SINES RD | 35 | 0.000 | 0.640 | 0.640 |
| 1753 | RAT LAKE RD | 35 | 0.000 | 1.690 | 1.690 |
| 1801 | BREWSTER AIRPORT RD | 35 | 0.000 | 0.260 | 0.260 |
| 1861 | MONSE PIT RD | 35 | 0.000 | 0.730 | 0.730 |
| 1862 | PIT RD SOUTH | 35 | 0.000 | 0.314 | 0.314 |
| 1867 | HADLEY RD | 35 | 0.000 | 0.560 | 0.560 |
| 1915 | NICK CAIN RD | 35 | 0.000 | 0.330 | 0.330 |
| 1961 | JONES RD | 35 | 0.000 | 0.170 | 0.170 |
| 1962 | COOK RD | 35 | 0.000 | 0.190 | 0.190 |
| 1983 | PENLEY RD | 25 | 0.000 | 0.130 | 0.130 |
| 1983 | PENLEY RD | 25 | 0.130 | 0.171 | 0.041 |
| 2191 | LUMM RD | 35 | 0.000 | 0.225 | 0.225 |
| 2208 | THEIS RD | 35 | 0.000 | 0.047 | 0.047 |
| 2209 | ED LOUIS RD | 35 | 0.000 | 0.120 | 0.120 |
| 2209 | ED LOUIS RD | 35 | 0.120 | 0.140 | 0.020 |
| 2263 | WOOD HILL RD | 35 | 0.676 | 0.992 | 0.316 |
| 3031 | LA GRANGE RD | 35 | 0.000 | 2.524 | 2.524 |
| 3031 | LA GRANGE RD | 35 | 2.524 | 5.280 | 2.756 |
| 3031 | LA GRANGE RD | 35 | 5.280 | 6.443 | 1.163 |
| 3031 | LA GRANGE RD | 35 | 6.443 | 8.026 | 1.583 |

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|------|-----------------------------|----|-------|--------|--------|
| 3031 | LA GRANGE RD | 35 | 8.026 | 8.860 | 0.834 |
| 3039 | Fort Okanogan N Rd - Closed | 35 | 0.000 | 0.400 | 0.400 |
| 3041 | Fort Okanogan S Rd Closed | 35 | 0.000 | 0.240 | 0.240 |
| 3046 | Fort Okanogan W Rd Closed | 35 | 0.000 | 0.130 | 0.130 |
| 3050 | CASSIMER BAR RD | 35 | 0.000 | 0.500 | 0.500 |
| 3050 | CASSIMER BAR RD | 35 | 0.500 | 1.019 | 0.519 |
| 3053 | CASSIMER BAR ACCESS RD | 35 | 0.000 | 0.509 | 0.509 |
| 3058 | SNYDER FLAT CUTOFF RD | 35 | 0.000 | 1.013 | 1.013 |
| 3081 | DELFELO RD | 35 | 0.000 | 0.540 | 0.540 |
| 3081 | DELFELO RD | 35 | 0.540 | 1.000 | 0.460 |
| 3081 | DELFELO RD | 35 | 1.000 | 1.730 | 0.730 |
| 3081 | DELFELO RD | 35 | 1.730 | 2.180 | 0.450 |
| 3081 | DELFELO RD | 35 | 2.180 | 7.692 | 5.512 |
| 3092 | TUMWATER BASIN RD | 35 | 0.000 | 2.612 | 2.612 |
| 3092 | TUMWATER BASIN RD | 35 | 2.612 | 3.640 | 1.028 |
| 3115 | SOAP LK RD | 35 | 0.200 | 11.790 | 11.590 |
| 3121 | SIMONS RD | 35 | 0.000 | 0.550 | 0.550 |
| 3121 | SIMONS RD | 35 | 0.550 | 1.669 | 1.119 |
| 3127 | MALOTT EASTSIDE RD | 35 | 0.084 | 1.461 | 1.377 |
| 3128 | RIEBBE RD | 35 | 0.000 | 0.196 | 0.196 |
| 3139 | MALOTT RD | 35 | 0.000 | 0.280 | 0.280 |
| 3150 | CAMERON LAKE LOOP RD | | 0.000 | 6.337 | 6.337 |
| 3177 | CROWDER RD | 35 | 0.000 | 0.294 | 0.294 |
| 3211 | TIMM RD | 35 | 0.000 | 1.200 | 1.200 |
| 3211 | TIMM RD | 35 | 1.200 | 3.864 | 2.664 |
| 3211 | TIMM RD | 35 | 3.864 | 4.990 | 1.126 |
| 3222 | GREENAWAY RD | 35 | 0.000 | 7.140 | 7.140 |
| 3242 | TIMENTWA RD | 35 | 0.000 | 5.696 | 5.696 |
| 3255 | COLD SPRINGS RD | 35 | 0.000 | 6.896 | 6.896 |
| 3255 | COLD SPRINGS RD | 35 | 6.896 | 8.556 | 1.660 |
| 3255 | COLD SPRINGS RD | 35 | 8.556 | 9.396 | 0.840 |
| 3255 | COLD SPRINGS RD | 35 | 9.396 | 17.650 | 8.254 |
| 3267 | WARDEN CUTOFF RD | 35 | 0.000 | 0.738 | 0.738 |
| 3350 | MOOMAW RD | 35 | 0.028 | 0.875 | 0.847 |
| 3371 | N END OMAK LK RD | 35 | 0.000 | 1.652 | 1.652 |
| 3371 | N END OMAK LK RD | 35 | 1.652 | 5.251 | 3.599 |
| 3505 | QUAIL LANE | 20 | 0.000 | 0.226 | 0.226 |
| 3505 | QUAIL LANE | 20 | 0.226 | 0.360 | 0.134 |
| 3505 | QUAIL LANE | 20 | 0.360 | 0.600 | 0.240 |
| 3511 | PINE DRIVE | 20 | 0.000 | 0.199 | 0.199 |
| 3519 | LONE PINE LANE | 20 | 0.000 | 0.184 | 0.184 |
| 3523 | RIVERVIEW DRIVE | 20 | 0.000 | 0.490 | 0.490 |
| 3523 | RIVERVIEW DRIVE | 20 | 0.490 | 0.682 | 0.192 |
| 3525 | ELMER CITY ACC RD | 35 | 0.360 | 0.970 | 0.610 |
| 3525 | ELMER CITY ACC RD | 35 | 0.970 | 1.850 | 0.880 |
| 3525 | ELMER CITY ACC RD | 35 | 3.220 | 4.843 | 1.623 |
| 3540 | PETER DAN CUTOFF | 35 | 0.000 | 0.261 | 0.261 |

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|--|------------------------|----|-------|--------|----------------|
| 3545 | BUFFALO LK RD | 35 | 2.424 | 4.310 | 1.886 |
| 3545 | BUFFALO LK RD | 35 | 4.310 | 5.940 | 1.630 |
| 3743 | OMAK MOUNTAIN RD | 35 | 0.000 | 2.000 | 2.000 |
| 3743 | OMAK MOUNTAIN RD | 35 | 2.000 | 2.200 | 0.200 |
| 3743 | OMAK MOUNTAIN RD | 35 | 2.200 | 7.467 | 5.267 |
| 3785 | LYMAN LK-MOSES MDWS RD | 35 | 0.000 | 0.053 | 0.053 |
| 3785 | LYMAN LK-MOSES MDWS RD | 35 | 0.053 | 14.316 | 14.263 |
| 9309 | CAMERON LAKE RD | 35 | 3.319 | 29.290 | 25.971 |
| Subtotal - Eligible to Open, but not Proposed | | | | | 150.470 |

ROADS PROPOSED TO HAVE SPEED REDUCED TO 35 MPH, OPENED TO WATVS

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|---|--------------------|----|--------|--------|---------------|
| 1727 | BREWSTER GRANGE RD | 50 | 0.000 | 0.497 | 0.497 |
| 1730 | KERAN DRIVE | 50 | 0.000 | 0.098 | 0.098 |
| 1739 | GRAIN ELEVATOR RD | 50 | 0.000 | 0.127 | 0.127 |
| 3175 | RODEO TRAIL RD | 50 | 0.967 | 3.751 | 2.784 |
| 4290 | FISH LK RD | 50 | 3.434 | 4.618 | 1.184 |
| 9145 | PARADISE HILL RD | 50 | 0.390 | 4.078 | 3.688 |
| 9155 | OLD 97 | 55 | 15.325 | 16.168 | 0.843 |
| 9221 | SALMON CR RD | 40 | 0.630 | 4.175 | 3.545 |
| Subtotal - Proposed to Reduce Speed Limit, Open to WATVs | | | | | 12.766 |