

## CHAPTER 178.

[ S. B. 165. ]

## HIGHWAYS—LEWIS AND CLARK.

AN ACT establishing the Lewis and Clark highway.

*Be it enacted by the Legislature of the State of Washington:*

SECTION 1. There is established the Lewis and Clark highway, which shall be composed of the following existing routes: Beginning at a junction with primary state highway No. 1 in the city of Vancouver, thence on the routes of primary state highways No. 8 and No. 3, via Kennewick, Walla Walla and Pomeroy, to the Washington-Idaho state line at Clarkston.

Lewis and  
Clark  
highway  
established.

Passed the Senate February 3, 1955.

Passed the House March 7, 1955.

Approved by the Governor March 15, 1955.

## CHAPTER 179.

[ S. B. 209. ]

## HIGHWAYS—CITY AND TOWN STREETS.

AN ACT relating to city and town streets that form a part of state highways, setting forth the authority of the state highway commission therefor; amending section 61, chapter 187, Laws of 1937, as last amended by section 5, chapter 220, Laws of 1949 and RCW 47.24.010, 47.24.020 and section 52, chapter 53, Laws of 1937, as last amended by section 1, chapter 81, Laws of 1939 and RCW 47.36.060.

*Be it enacted by the Legislature of the State of Washington:*

SECTION 1. Section 61, chapter 187, Laws of 1937, as last amended by section 5, chapter 220, Laws of 1949, (heretofore codified as RCW 47.24.010 and 47.24.020) are amended as set forth in sections 2 and 3 of this act. Section 52, chapter 53, Laws of 1937, as last amended by section 1, chapter 81, Laws of

Amendment.

1939 and RCW 47.36.060 are amended as set forth in section 3 of this act.

Designation of state highways used in connection with ferriage of motor vehicle traffic.

SEC. 2. (RCW 47.24.010) The state highway commission shall determine what streets, together with bridges thereon and wharves necessary for use for ferriage of motor vehicle traffic in connection with such streets, if any, in any incorporated cities and towns shall form a part of the route of state highways and between the first and fifteenth days of April of each year the state highway commission shall certify to the state auditor and to the clerk of each city or town, by brief description, the streets, together with bridges thereon and wharves, if any, in such city or town which are designated as forming a part of the route of any state highway; and all such streets, including curbs and gutters and street intersections and such bridges and wharves, shall be constructed and maintained by the state highway commission from any state funds available therefor.

Jurisdiction, control, and duty of state, cities and towns; grades.

SEC. 3. (RCW 47.24.020) The jurisdiction, control and duty of the state and city or town with respect to such streets shall be as follows:

(1) The state highway commission shall have no authority to change or establish any grade of any such street without approval of the governing body of such city or town;

Exclusive jurisdiction of city or town.

(2) The city or town shall exercise full responsibility for and control over any such street beyond the curbs and if no curb is installed, beyond that portion of the highway used for highway purposes;

Signs, banners and decorations.

(3) The state highway commission shall have authority to prohibit the suspension of signs, banners, or decorations above the portion of such street between the curbs or portion used for highway purposes up to a vertical height of twenty feet above the surface of the roadway;

Underground facilities.

(4) The city or town shall at its own expense maintain all underground facilities in such streets,

and shall have the right to construct such additional underground facilities as may be necessary in such streets;

(5) The city or town shall have the right to grant the privilege to open the surface of any such street, but all damage occasioned thereby shall promptly be repaired either by the city or town itself or at its direction;

Opening street surfaces.

(6) The city or town at its own expense shall provide street illumination and shall clean all such streets, including storm sewer inlets and catch basins, and remove all snow, except that the state shall when necessary plow the snow on the roadway: *Provided*, That the state shall install, maintain and operate all illuminating facilities on any fully controlled, limited access highways, together with their interchanges, located within the corporate limits of any city or town, and shall assume and pay the costs of all such installation, maintenance and operation incurred after November 1, 1954;

Street illumination and cleaning.

Limited access facilities.

(7) The state highway commission shall have the right to utilize all storm sewers on such highways without cost; and if new storm sewer facilities are necessary in construction of new streets by the state highway commission, the cost of such facilities shall be borne by the state and/or city as may be mutually agreed upon between the state highway commission and the governing body of the city or town;

Storm sewers.

(8) Cities and towns shall have exclusive right to grant franchises, not in conflict with state laws, over, beneath and upon such streets but the state highway commission shall be authorized to enforce in an action brought in the name of the state any condition of any franchise which a city or town shall have granted on such street: *Provided*, That no franchise for transportation of passengers in motor vehicles shall be granted on such streets without the approval of the state highway commission but the

Franchises; power to grant.

Enforcement.

Transportation of passengers in motor vehicles.

state highway commission shall not refuse to approve such franchise unless another street conveniently located and of strength of construction to sustain travel of such vehicles is accessible;

**Public utilities.** (9) Every franchise or permit granted any person by a city or town for use of any portion of such street by a public utility shall require the grantee or permittee to restore, repair and replace to its original condition any portion of the street damaged or injured by it;

**Overload and overwidth permits.** (10) The city or town shall have the right to issue overload or overwidth permits for vehicles to operate on such streets or roads subject to regulations printed and distributed to the cities and towns by the state highway commission;

**Traffic control and parking; regulation and enforcement.** (11) Cities and towns shall regulate and enforce all traffic and parking restrictions on such streets, but all regulations adopted shall be subject to the approval of the state highway commission before becoming effective. Traffic control and parking regulations heretofore adopted by a city or town not identical with state laws shall become null and void unless approved by the state highway commission within one year after March 21, 1949;

**Route markers and street signs.** (12) The state highway commission shall erect, control and maintain at state expense all route markers, and directional signs, except street signs, on such streets;

**Traffic control signals, signs and devices.** (13) The state highway commission shall install, operate, maintain and control at state expense all traffic control signals, signs and traffic control devices for the purpose of regulating both pedestrian and motor vehicular traffic on, entering upon, or leaving state highways in cities and towns having a population of fifteen thousand or less according to the latest federal census: *Provided*, That such cities and towns may submit to the state highway commission a plan for traffic control signals, signs and traffic

control devices desired by them, indicating the location, nature of installation, or type thereof, or a proposed amendment to such an existing plan or installation, and the state highway commission shall consult with the cities or towns concerning the same prior to installing such signals, signs, or devices. Cities and towns having a population in excess of fifteen thousand according to the latest federal census shall install, maintain, operate and control such signals, signs and devices at their own expense, subject to approval of the state highway commission for the installation and type only. For the purpose of this subdivision striping, lane marking and channelization are considered traffic control devices;

(14) All revenue from parking meters placed on such streets shall belong to the city or town;

Parking  
meters.

(15) Rights of way for such streets shall be acquired by either the city or town or by the state as shall be mutually agreed upon. Costs of acquiring rights of way may be at the sole expense of the state or at the expense of the city or town or at the expense of the state and the city or town as may be mutually agreed upon. Title to all rights of way so acquired shall vest in the city or town: *Provided*, That no vacation, sale, or rental of any unused portion of any such street shall be made by the city or town without the approval of the state highway commission; and all revenue derived from sale, vacation or rental of such rights of way shall be shared by the city or town and the state in the same proportion as the purchase costs were shared.

Rights of way.

SEC. 4. (RCW 47.36.060) Local authorities in their respective jurisdictions shall place and maintain such traffic devices upon public highways under their jurisdiction as are necessary to carry out the provisions of the law or local traffic ordinances or to regulate, warn, or guide traffic. Cities and towns, which as used in this section mean cities and towns

Traffic devices  
on county  
roads and  
city streets.

having a population of over fifteen thousand according to the latest federal census, shall adequately equip with traffic devices, streets which are designated as forming a part of the route of a primary or secondary state highway and streets which constitute connecting roads and secondary state highways to such cities and towns. Such traffic devices, signs, signals and markers shall comply with the uniform state standard for the manufacture, display, direction and location thereof as designated by the state highway commission. The design, location, erection and operation of traffic devices and traffic control signals upon such city or town streets constituting either the route of a primary or secondary state highway to such city or town or connecting streets to the primary or secondary state highways through the city or town shall be under the direction of the state highway commission and if such city or town fails to comply with any such directions, the state highway commission shall provide for the design, location, erection, or operation thereof, and any cost incurred therefor shall be charged to and paid from any funds in the motor vehicle fund of the state, which have accrued or may accrue to the credit of such city or town and the state auditor shall issue warrants therefor upon vouchers submitted and approved by the state highway commission.

Passed the Senate February 12, 1955.

Passed the House March 6, 1955.

Approved by the Governor March 15, 1955.