

mined by subtracting full-fare passenger rate and adding half-fare passenger rate.

**PENALTY CHARGES** - Owner of vehicle without driver will be assessed a \$100.00 penalty charge.

#### DISCOUNT FROM REGULAR TOLL

Oversize vehicles making 12 or more, one-way crossings per week (Sunday thru Saturday) will qualify for a 20% discount from the regular ferry tolls.

**EMERGENCY TRIPS DURING NONSERVICE HOURS** - While at locations where crew is on duty charge shall be equal to the cost of fuel consumed to make emergency trip. Such trips shall only be offered as a result of official requests from an emergency services agency and only in the case of no reasonable alternative.

**BULK NEWSPAPERS** - Per 100 lbs. \$2.20

(Shipments exceeding 60,000 lbs. in any month shall be assessed \$1.10 per 100 lbs.)

Daily Newspapers, in bundles, and medical supplies, to be received and delivered without receipt and subject to owner's risk, will be transported between ferry terminals on regular scheduled sailings.

**EXPRESS SHIPMENTS** - A flat handling charge of \$25.00 per parcel is charged.

(Shipments exceeding 100 lbs. assessed \$8.30 for each 25 lbs. or fraction thereof.)

Express shipments will be handled on scheduled sailings when no other means of shipment is available to shipper. Shipments must be of a size and weight that can easily be handled by carrier's employees.

Carrier reserves the right to refuse shipment of any item. Carrier assumes no liability for loss or damage to any shipment. Minimum rate for any shipment shall be the rate for 100 pounds.

San Juan inter-island express shipments will be handled at \$5.00 per parcel.

**MEDICAL SUPPLIES** - A flat handling charge of \$5.00 per shipment is charged.

**DISCLAIMER** - Under no circumstances does Washington state ferries warrant the availability of ferry service at a given date or time; nor does it warrant the availability of space on board a vessel on a given sailing.

[Statutory Authority: RCW 47.56.030, 47.60.326. 01-11-010, § 468-300-040, filed 5/3/01, effective 6/3/01; 00-24-050, § 468-300-040, filed 11/30/00, effective 12/31/00; 99-08-066, § 468-300-040, filed 4/5/99, effective 5/6/99; 98-08-051, § 468-300-040, filed 3/27/98, effective 4/27/98; 96-19-045 (Order 82), § 468-300-040, filed 9/12/96, effective 10/13/96; 94-18-014 (Order 77), § 468-300-040, filed 8/25/94, effective 9/25/94; 94-07-104 (Order 75), § 468-300-040, filed 3/18/94, effective 4/18/94; 93-18-005, § 468-300-040, filed 8/19/93, effective 9/19/93; 92-18-005, § 468-300-040, filed 8/20/92, effective 9/20/92; 91-18-022 (Order 72), § 468-300-040, filed 8/27/91, effective 9/27/91; 89-14-052 (Order 67, Resolution No. 354), § 468-300-040, filed 6/30/89; 89-04-014 (Order 66, Resolution No. 343), § 468-300-040, filed 1/23/89, effective 7/1/89; 87-12-005 (Order 61, Resolution No. 298), § 468-300-040, filed 5/21/87. Statutory Authority: RCW 47.60.290, 47.60.300 and 47.60.326. 86-24-009 (Order 59, Resolution No. 287), § 468-300-040, filed 11/21/86. Statutory Authority: RCW 47.60.326. 86-06-010 (Order 54, Resolution No. 263), § 468-300-040, filed 2/21/86; 85-11-007 (Order 44, Resolution No. 241), § 468-300-040, filed 5/3/85; 84-11-052 (Order 42, Resolution Nos. 221 and 222), § 468-300-040, filed 5/17/84; 83-07-062 (Order 33, Resolution No. 175), § 468-300-040, filed 3/22/83; 82-18-009 (Order 29, Resolution No. 153), § 468-300-040, filed 8/20/82; 82-07-063 (Order 28, Resolution No. 143), § 468-300-040, filed 3/22/82. Statutory Authority: RCW 47.60.325 and 47.56.030. 81-15-099 (Order 23, Resolution No. 117), § 468-300-040, filed 7/22/81. Statutory Authority: RCW 47.60.325. 81-08-044 (Order 17, Resolution No. 104), § 468-300-040, filed 3/31/81; 80-04-104 (Order 15, Resolution No. 72), § 468-300-040, filed 4/1/80; 79-09-136 (Order 11, Resolution No. 57), § 468-300-040, filed 9/5/79; 79-04-047 (Order 6, Resolution No. 44), § 468-300-040, filed

3/27/79; 78-06-040 (Order 2, Resolution No. 21), § 468-300-040, filed 5/19/78.]

**WAC 468-300-220 Calculation of charter rates for vessels owned by the Washington state ferry system.** Pursuant to chapter 323, Laws of 1997, vessels owned by the Washington state ferry system may be made available for charter subject to operational availability. Execution of a charter agreement as set forth in the statute must precede a commitment to charter. The following actual hourly vessel operating costs have been calculated for establishing the rates to be charged for vessel charters from July 1, 2000, through June 30, 2001:

Vessel Class	Deck Crew On Overtime	Deck Crew On Straight Time
Jumbo Mark II	\$1,100	\$906
Jumbo	1,036	857
Super	997	824
Evergreen	803	660
Issaquah	773	630
Steel	640	526
Rhododendron	611	497
Hiyu	429	367
Passenger Only	514	433
Passenger Only	585	502
Fast Ferry		

The rate for an individual charter will be calculated by:

(1) Multiplying the actual operating cost set forth above for the vessel that is chartered by the number of hours, or fraction thereof, for which the vessel is chartered;

(2) Adding labor costs, mileage and per diem expenses to determine the total actual costs if the particular charter requires a crew callout; and

(3) Increasing the total actual costs calculated pursuant to subsections (1) and (2) of this section by fifty percent, and rounding to the nearest fifty dollars.

In the case of charters for the transport of hazardous materials, the transporter is required to pay for all legs necessary to complete the charter, even if the vessel is simultaneously engaged in an operational voyage on behalf of the Washington state ferry system.

[Statutory Authority: RCW 47.56.030, 47.60.326. 01-11-010, § 468-300-220, filed 5/3/01, effective 6/3/01; 99-08-066, § 468-300-220, filed 4/5/99, effective 5/6/99; 98-08-051, § 468-300-220, filed 3/27/98, effective 4/27/98. Statutory Authority: RCW 47.01.061, 47.56.032 and 1997 c 323. 97-15-110 (Order 83), § 468-300-220, filed 7/22/97, effective 8/22/97.]

## Title 478 WAC UNIVERSITY OF WASHINGTON

### Chapters

478-116

Parking and traffic rules of the University of Washington, Seattle.

478-136

Use of University of Washington facilities.

- 478-156 Rules for the University of Washington residence halls and family housing apartments.
- 478-250 Governing indexing of public records.
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- 478-355 Small works roster.

# Chapter 478-116 WAC

## PARKING AND TRAFFIC RULES OF THE UNIVERSITY OF WASHINGTON, SEATTLE

### WAC

- 478-116-010 Preamble.
- 478-116-040 Repealed.
- 478-116-046 Repealed.
- 478-116-051 Definitions.
- 478-116-101 Numbering of parking areas, parking allocation and issuance of permits.
- 478-116-111 Valid permit.
- 478-116-114 Transferable permits.
- 478-116-121 Visitor parking.
- 478-116-145 Evening and swing permits.
- 478-116-151 Parking of state of Washington-owned university-operated motor vehicles.
- 478-116-163 Fee schedule.
- 478-116-201 Permits required for motor vehicles parked during hours of operation—Assigned parking areas.
- 478-116-211 Metered parking.
- 478-116-245 Obstructing traffic and pedestrian movement prohibited.
- 478-116-255 Prohibited parking—Space designated for a disability or wheelchair.
- 478-116-291 Impoundment of motor vehicles.
- 478-116-301 Citation for motor vehicle violations.
- 478-116-311 Motor vehicle fines and penalties.
- 478-116-411 Impoundment without prior notice.
- 478-116-605 Bicycle parking and traffic rules.

### DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 478-116-040 Authority of university police officers. [Order 75-2, § 478-116-040, filed 6/4/75.] Repealed by 01-20-030, filed 9/26/01, effective 10/27/01. Statutory Authority: RCW 28B.10.560 and 28B.20.130.
- 478-116-046 Directions issued by university police officers. [Statutory Authority: RCW 28B.10.560 and 28B.20.130. 97-14-005, § 478-116-046, filed 6/19/97, effective 9/15/97.] Repealed by 01-20-030, filed 9/26/01, effective 10/27/01. Statutory Authority: RCW 28B.10.560 and 28B.20.130.

**WAC 478-116-010 Preamble.** Pursuant to the authority granted by RCW 28B.10.560 and 28B.20.130, the board of regents of the University of Washington establishes the following rules to govern vehicle traffic and parking upon public lands and facilities of the University of Washington in Seattle, Washington.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-010, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-010, filed 6/19/97, effective 9/15/97. Statutory Authority: RCW 28B.10.300 and 28B.10.560. 84-10-030 (Order 84-3), § 478-116-010, filed 4/30/84. Statutory Authority: RCW 28B.10.560. 78-07-019 (Order 78-3), § 478-116-010, filed 6/15/78; Order 75-2, § 478-116-010, filed 6/4/75.]

**WAC 478-116-040 Repealed.** See Disposition Table at beginning of this chapter.

**WAC 478-116-046 Repealed.** See Disposition Table at beginning of this chapter.

**WAC 478-116-051 Definitions.** (1) Allowed meter time. The maximum time allowed on a pay meter at any one time.

(2) Assign/assignment. Areas designated for a person to park.

(3) Bicycle. Any device defined as a bicycle in chapter 46.04 RCW.

(4) Campus. The state lands located in Seattle, Washington devoted mainly to the activities of the University of Washington.

(5) Designate/designated. Parking area assignment for person to park per WAC 478-116-261.

(6) Fee. A charge for the use of the permit issued.

(7) Hours of operation. The hours of operation assigned by parking services to a particular parking area, parking lot, or parking space.

(8) Impoundment. The removal of the vehicle to a storage facility either by an officer or authorized agent of the University of Washington police department.

(9) Key card. A plastic card which actuates the automatic gate arms controlling certain parking areas, and is issued by parking services.

(10) Legal owner. Person(s) having a security interest in a vehicle perfected in accordance with chapter 46.12 RCW or the registered owner of a vehicle unencumbered by a security interest.

(11) Motorcycles and scooters. A motor vehicle designed to travel on not more than three wheels in contact with the ground, on which the driver rides astride the motor unit or power train and is designed to be steered with a handle bar. For the purposes of these rules, motorcycles, motorized bicycles, and scooters are considered to be motor vehicles and are subject to all traffic and parking rules controlling other motor vehicles.

(12) Motorhome. A motor vehicle or portable vehicle with facilities for human habitation which include lodging and cooking and garbage disposal.

(13) Nonmotor/nonmotorized vehicle. A device other than a motor vehicle used to transport persons. Nonmotor vehicles include, but are not limited to, bicycles, skateboards, and roller-skates.

(14) Operator or driver. Every person who drives or is in actual physical control of a motor vehicle or nonmotor vehicle.

(15) Parking space. A space designated for parking one motor vehicle by lines painted on either side of the space, at the rear of the space, a concrete block positioned in the front of the space, a sign or signs, or other markings.

(16) Pedestrian. Any person afoot, as defined in chapter 46.04 RCW.

(17) Permit. A document issued by parking services that authorizes a person to park.

(18) Register/registration. The listing of any motor vehicle with parking services, for the purposes of obtaining a parking permit for the university.

(19) Registered owner. The person whose lawful right of possession of a vehicle has most recently been recorded with any state department of licensing.

(20) Reissue. The replacement of a permit when the original has been stolen, lost, or following a change of parking lot designation, or vehicle(s).

(21) Renewal/renew. The replacement of an expired parking permit at the end of the permit's effective period.

(22) Reserved. Area for individuals who have been assigned a "reserved" designator.

(23) Roller-skate. A device used to attach a wheel or wheels to the foot or feet of a person.

(24) Skateboard. Any oblong board of whatever composition, with a pair of small wheels at each end, which device may be ridden by a person.

(25) Traffic. Vehicular and nonvehicular modes of transportation defined in chapter 46.04 RCW.

(26) University. The University of Washington.

(27) University vehicle. A state of Washington-owned, university-operated motor vehicle.

(28) Vehicle. Any motor vehicle or nonmotor vehicle.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-051, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-051, filed 6/19/97, effective 9/15/97.]

**WAC 478-116-101 Numbering of parking areas, parking allocation and issuance of permits.** (1) Parking services shall designate and mark the various parking areas on the campus with numbers and/or letters and their hours of operation by the posting of signs in those areas.

(2) Parking services shall allocate parking spaces and hours of operation in a manner that will best satisfy the objectives of these rules.

(3) Parking services is authorized to issue permits to park.

(4) Permits issued by parking services shall be accompanied by small area designators specifying the area or areas of parking for which the permit is valid. Parking services may change area assignments in a manner which will promote the objectives of these rules.

(5) All outstanding campus parking violation penalties associated with the permit or motor vehicle registered (or to be registered) under the permit must be satisfactorily settled before a parking permit may be issued, reissued, or renewed.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-101, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-101, filed 6/19/97, effective 9/15/97.]

**WAC 478-116-111 Valid permit.** A valid permit is one of the following:

(1) An unexpired and unrecalled vehicle permit and area designator properly registered and displayed on a vehicle in accordance with WAC 478-116-223.

(2) A temporary permit authorized by parking services and displayed in accordance with instructions on the permit.

(3) A parking permit issued by a gate attendant, which shall be displayed face up on the vehicle dashboard and shall be fully visible from the exterior of the motor vehicle.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-111, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-111, filed 6/19/97, effective 9/15/97.]

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**WAC 478-116-114 Transferable permits.** (1) Permit holders may transfer one permit between motor vehicles when used by the permit holder. Improper transfer of a permit shall include, but not be limited by, the wrongful sale, lending, or bad faith transfer of a parking permit.

(2) Permits displaying license plate numbers shall only be used in the vehicles whose license number is written on the permit.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-114, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-114, filed 6/19/97, effective 9/15/97.]

**WAC 478-116-121 Visitor parking.** (1) No permit shall be required for the following motor vehicles:

(a) Public safety and emergency vehicles while performing services;

(b) Marked taxis, tow trucks, commercial delivery and media vehicles which have agreed to comply with university guidelines and received prior written approval of parking services; and

(c) School buses and tour buses parking in designated locations.

(2) Permits shall be provided during parking service's hours of operation at no cost to the driver for the following:

(a) Commercial delivery motor vehicles under contract to the university, for limited time periods;

(b) Vehicles operated by members of the nonuniversity press presenting recognized credentials, while pursuing a story;

(c) Properly identified persons retired from the university but not reemployed by the university shall be provided complimentary parking. Their parking fee shall be recharged to the appropriate university department;

(d) Persons who drop off and pick up children enrolled in established university programs for limited time periods;

(e) Utility meter readers and other city, county or state agencies making inspections; and

(f) Contractors hired by the university for a particular job parked inside approved fenced construction sites or peripheral contractor parking areas approved in advance by parking services.

(3) University departments may pay parking services directly for the parking fees of their guests. The rate charged will be that of the "departmental commuter ticket." Parking services may establish mechanisms to allow departments to pay for all or part of the parking fee of sponsor department's guests based on the established fee schedule.

(4) University departments may pay parking services directly for the parking fees of their department's employees not stationed on campus who are required to occasionally come to campus. The rate charged will be that of the "departmental commuter ticket."

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-121, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-121, filed 6/19/97, effective 9/15/97.]

**WAC 478-116-145 Evening and swing permits.** (1) Evening and swing, annual, or quarterly permits are allowed parking during the period of time printed on the permit. Parking on Saturday is allowed in unrestricted areas unless other-

wise reserved for event parking as authorized by parking services.

(2) Gate-issued or machine-issued evening permits are valid only until 7:30 a.m. of the following day.

(3) Evening permit holders, who purchase parking weekdays between 7:30 a.m. - 4:00 p.m., will be charged the appropriate gatehouse entry parking fee.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-145, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-145, filed 6/19/97, effective 9/15/97.]

**WAC 478-116-151 Parking of state of Washington-owned university-operated motor vehicles.** (1) Parking services may exempt university vehicles from the permit requirement set forth in WAC 478-116-201 and the requirement that motor vehicles must be parked in designated parking areas as set forth in WAC 478-116-261.

(2) Unless express permission is given by parking services, university vehicles shall abide by the rules set forth in WAC 478-116-253 and 478-116-255.

(3) Unless express permission is given by parking services, university vehicles may park in pay-by-space numbered spaces, timed load/unload zones, and metered spaces only for the maximum time posted.

(4) The operator of a university vehicle is personally liable for any citation issued to the motor vehicle under these rules.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-151, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-151, filed 6/19/97, effective 9/15/97.]

**WAC 478-116-163 Fee schedule.** Fees for parking and the effective date thereof shall be submitted to the board of regents for approval by motion. Prior to approval by the board of regents, the university shall, after notice, hold a hearing on the proposed schedule. The hearing shall be open to the public, and shall be presided over by a presiding officer who shall prepare a memorandum for consideration by the university, summarizing the contents of the presentations made at the hearing. Approved fee schedules shall be available in the public area of the parking services offices and on the University of Washington website.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-163, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-163, filed 6/19/97, effective 9/15/97.]

**WAC 478-116-201 Permits required for motor vehicles parked during hours of operation—Assigned parking areas.** (1) Except as provided in WAC 478-116-121 and 478-116-151, no person shall park or leave any motor vehicle unattended by a licensed driver upon the campus during the hours of operation without a valid permit issued by parking services.

(2) Permission to park shall be shown by display of a valid permit. Possession of a gate key card does not, in itself, constitute permission to park in a designated parking area.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-201, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-201, filed 6/19/97, effective 9/15/97.]

**WAC 478-116-211 Metered parking.** (1) Except as provided in subsections (2) and (3) of this section, any vehicle, other than a university vehicle, which occupies a metered space is subject to payment of the meter fee in accordance with the hours posted, even though the vehicle may display a valid permit.

(2) Vehicles displaying a disability permit or disability license issued by a state department of licensing shall not be subject to payment of the meter fee during the allowed meter time limit.

(3) Parking services may designate and post certain meters to allow valid permit holders to park at the meter for the allowed meter time without payment.

(4) Motor vehicles parked after the maximum time shall be subject to citation for parking over the posted time limit.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-211, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-211, filed 6/19/97, effective 9/15/97.]

**WAC 478-116-245 Obstructing traffic and pedestrian movement prohibited.** No person shall stop, stand or park any motor vehicle so as to obstruct traffic along or upon any street nor to obstruct pedestrian movement on any plaza, path, or sidewalk.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-245, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-245, filed 6/19/97, effective 9/15/97.]

**WAC 478-116-255 Prohibited parking—Space designated for a disability or wheelchair.** No motor vehicle shall be parked in a disability, wheelchair area or lot without an appropriate permit.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-255, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-255, filed 6/19/97, effective 9/15/97.]

**WAC 478-116-291 Impoundment of motor vehicles.** Any motor vehicle parked may be subject to impoundment for cause as specified under WAC 478-116-401, 478-116-411 and 478-116-421. The university and its officers, employees and agents shall not be liable for loss or damage of any kind resulting from such impoundment.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-291, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-291, filed 6/19/97, effective 9/15/97.]

**WAC 478-116-301 Citation for motor vehicle violations.** (1) The university police department may issue a citation for a violation of these rules. The citation shall set forth the date, approximate time, locality, and nature of the violation. The citation shall be served upon the person charged with the violation by delivery, mail, or placement upon the vehicle involved.

(2) The following information shall be printed on the parking citation:

(a) The fine schedule and instructions for payment;

(b) Instruction for contesting the citation, including where to obtain petitions; and

(c) Notice that failure to pay fines or contest the citation within the time specified in these rules can result in the sanctions set forth in WAC 478-116-561.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-301, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-301, filed 6/19/97, effective 9/15/97.]

#### **WAC 478-116-311 Motor vehicle fines and penalties.**

The following schedule of fines for violation of the rules listed below is hereby established:

OFFENSE	MAXIMUM FINE
01 Obstructing traffic or pedestrian movements . . . . .	\$ 30.00
WAC 478-116-245	
02 Enter/exit without paying . . . . .	25.00
WAC 478-116-251	
03 Failure to lock ignition and/or set brakes . . .	10.00
WAC 478-116-281	
04 Improper display of vehicle permit. . . . .	7.00
WAC 478-116-223	
05 Permit not registered to this vehicle . . . . .	5.00
WAC 478-116-227	
06 Occupying more than one stall or space . . .	10.00
WAC 478-116-271	
07 Parking in restricted parking area . . . . .	30.00
WAC 478-116-251	
08 Parking in prohibited area . . . . .	30.00
WAC 478-116-253	
09 Parking on planted areas . . . . .	25.00
WAC 478-116-261	
10 Parking out of assigned area . . . . .	10.00
WAC 478-116-261	
11 Parking over posted time limit . . . . .	25.00
WAC 478-116-251	
12 Parking with no valid permit displayed . . .	25.00
WAC 478-116-201	
13 Parking at expired meter . . . . .	25.00
WAC 478-116-211	
14 Parking outside cycle area . . . . .	10.00
WAC 478-116-221	
15 Parking in space/area not designated for parking. . . . .	25.00
WAC 478-116-261	
16 Parking while privilege suspended . . . . .	100.00
WAC 478-116-184	
17 Use of forged/stolen vehicle permit . . . . .	250.00
WAC 478-116-184 and 478-116-227	
18 Use of revoked permit. . . . .	100.00
WAC 478-116-231	
19 Unauthorized overnight parking of a motorhome . . . . .	50.00
WAC 478-116-125	
20 Impound . . . . .	At cost
WAC 478-116-291	
21 Other violations of the university parking and traffic rules . . . . .	25.00
22 Parking in space designated for disability or wheelchair. . . . .	250.00
WAC 478-116-255	

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-311, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-311, filed 6/19/97, effective 9/15/97.]

**WAC 478-116-411 Impoundment without prior notice.** A vehicle may be impounded without reasonable attempt having been made to notify the owner of the possibility of this action only in the following circumstances:

(1) When in the judgment of a university police officer or parking enforcement officer the vehicle is obstructing or may impede the flow of traffic, or is parked unattended in a posted fire lane; or

(2) When in the judgment of a university police officer or parking enforcement officer the vehicle poses an immediate threat to public safety; or

(3) When a university police officer has probable cause to believe the vehicle is stolen; or

(4) When a university police officer has probable cause to believe that the vehicle contains or constitutes evidence of a crime, and in the police officer's judgment impoundment is necessary to obtain or preserve such evidence; or

(5) When a driver is arrested and/or deprived of the right to leave with the driver's vehicle, and the university police are responsible for the "safekeeping" of the vehicle.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130. 01-20-030, § 478-116-411, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-411, filed 6/19/97, effective 9/15/97.]

#### **WAC 478-116-605 Bicycle parking and traffic rules.**

(1) The primary aim of the bicycle control program is safety. This aim will be achieved by keeping bicycles out of buildings, away from building exits, and parking them off paths and sidewalks. All bicycle owners are encouraged to register their bicycles at the university police department.

(2) Bicycles may be ridden any place where vehicles are permitted. They may be ridden on most sidewalks, though pedestrians always have the right of way. It shall be a violation of this section for any bicycle rider to fail to yield to pedestrians, or to ride a bicycle on paths, sidewalks or streets where signs indicate such is prohibited. An audible signal or warning must be given by the bicyclist whenever there is any appreciable risk of injury to a pedestrian not otherwise aware of the presence of the bicycle.

(3) Bicycles operated on paths, sidewalks and roadways shall be subject to all relevant state statutes regulating bicycle use. Violation of those statutes shall be considered a violation of this section.

(4) Bicycles shall be operated in a safe manner at all times on paths, sidewalks and roadways. Riding at speeds too fast for conditions, weaving in and out of vehicular or pedestrian traffic or similar unsafe actions shall be considered "negligent riding." Negligent riding shall be a violation of this section.

(5) Bicycles shall be parked only in bicycle racks. All bicycle owners are encouraged to secure their bicycles with a secure lock. At no time shall a bicycle be parked in a building, except where bicycle storage rooms are provided, near a building exit, on a path or sidewalk, in planted areas nor chained or otherwise secured to trees, lamp standards, railings, or sign posts.

(6) Moving a bicycle into any unauthorized area such as a building or construction zone is prohibited.

(7) Bicycle racks in campus areas are for parking and shall not be used for overnight storage, except for those racks

adjacent to residence halls which may be used for storage when the owner/operator is a current resident of that hall.

(8) Impoundment for illegal parking.

(a) Bicycles parked in violation of subsections (5), (6) and (7) of this section will be subject to seizure and impoundment by the university.

(b) Except as provided by subsection (7) of this section, a bicycle abandoned or parked on university land for fourteen consecutive days or longer is presumed abandoned and is subject to seizure and impoundment by the university. A bicycle will not be considered abandoned when the owner/operator is unable to remove it and so notifies the university police department. A bicycle that has been obviously stripped or vandalized may be immediately impounded.

(c) Impounded bicycles will be stored at the university police department. Bicycles will be released at specified times and upon presentation of proof of ownership and payment of a ten-dollar fine. Owners of impounded bicycles, if identifiable, will be notified as soon as reasonably possible after impoundment and must reclaim their bicycle within fifteen consecutive days. Bicycles unclaimed after sixty consecutive days will be subject to sale at a public auction conducted by the university surplus property department.

(d) The university and its officers, agents and employees shall not be liable for loss or damage of any kind resulting from impoundment, storage, or sale of any item under this section.

(e) Impoundment or sale of any bicycle under this section shall not substitute for, nor release any person from liability for damage to persons or property caused by the use of a bicycle.

[Statutory Authority: RCW 28B.10.560 and 28B.20.130, 01-20-030, § 478-116-605, filed 9/26/01, effective 10/27/01; 97-14-005, § 478-116-605, filed 6/19/97, effective 9/15/97.]

## Chapter 478-136 WAC

### USE OF UNIVERSITY OF WASHINGTON FACILITIES

#### WAC

478-136-030

Limitations on use.

**WAC 478-136-030 Limitations on use.** (1) Freedom of expression is a highly valued and indispensable quality of university life. However, university facilities may not be used in ways which obstruct or disrupt university operations, the freedom of movement, or any other lawful activities. Additionally, use of university facilities may be subject to reasonable time, place and manner restrictions.

(2) University facilities may be used for events and forums regarding ballot propositions and/or candidates who have filed for public office so long as the event has received preliminary approval by an administrative or academic unit and final approval by the committee on the use of university facilities. There are, however, certain limitations on the use of university facilities for these political activities.

(a) First priority for the use of campus facilities shall be given to regularly scheduled university activities.

(b) University facilities may be used for political purposes such as events and forums regarding ballot proposi-

tions and/or candidates who have filed for public office only when the full rental cost of the facility is paid. However, use of state funds for payment of facility rental costs is prohibited.

(c) Forums or debates may be scheduled at full facility rental rates if all parties to a ballot proposition election or all candidates who have filed for office for a given position, regardless of party affiliation, are given equal access to the use of facilities within a reasonable time.

(d) No person shall solicit contributions on university property for political uses, except in instances where this limitation conflicts with applicable federal law regarding interference with the mails.

(e) Public areas outside university buildings may be used for political purposes such as events and forums regarding ballot propositions and/or candidates who have filed for public office, excluding solicitation of funds, provided the other normal business of the university is not disrupted and entrances to and exits from buildings are not blocked.

(f) University facilities or services may not be used to establish or maintain offices or headquarters for political candidates or partisan political causes.

(3) University facilities may not be used for private or commercial purposes such as sales, advertising, or promotional activities unless such activities serve an educational purpose, as determined by the committee on the use of university facilities.

(4) Nothing in these rules is intended to alter or affect the regular advertising, promotional, or underwriting activities carried on, by, or in the regular university media or publications. Policies concerning advertising, promotional or underwriting activities included in these media or publications are under the jurisdiction of and must be approved by their respective management or, where applicable, advisory committees, in accordance with applicable state and federal laws.

(5) In accordance with WAC 478-136-010, the university will make its facilities available only for purposes related to the educational mission of the university, as determined by the committee on the use of university facilities, including but not limited to instruction, research, public assembly, and student activities. When permission is granted to use university facilities for approved instructional or related purposes, as a condition of approval, the user of university facilities agrees to include in all materials nonendorsement statements in the form approved by the committee on the use of university facilities. "Materials" includes all communications, advertisement, and any other printed, electronic, or broadcast/telecast information related to the user's activities offered in university facilities. The committee will determine the content, size of print and placement of the nonendorsement language. The university will not make its facilities available for instructional or related purposes that compete with courses or programs offered by the university.

(6) Solicitation, or distribution of handbills, pamphlets and similar materials by anyone, whether a member of the university community or of the general public, is not permitted in those areas of campus to which access by the public is restricted or where such solicitation or distribution would significantly impinge upon the primary business being conducted.



(7) Solicitation and distribution of materials in university residence halls are governed by residence hall policies. No solicitation of a commercial nature is permitted in university residence halls. Commercial advertising may be allowed, and is restricted to certain designated areas of each residence hall, when it is related to the university's mission and approved by the department of housing and food services.

(8) Electronic amplification on the grounds of the campus is prohibited with the following exceptions:

(a) The lawn area immediately west of the Husky Union Building will be available for open-air speaking events using directional and volume-controlled speech amplification equipment provided by the university. Use of the Husky Union Building lawn site will be available to registered or official student organizations and faculty or staff groups on a first-come, first-served basis. The amplification system will be issued upon presentation of a currently valid student, faculty or staff identification card at the Husky Union Building Reservation Office.

(b) The committee on the use of university facilities may grant permission, under special circumstances, for the use of other amplification equipment on the lawn site west of the Husky Union Building or in other outdoor locations. Permission should be requested through:

University of Washington  
Secretary to the Committee on the  
Use of University Facilities  
400 Gerberding Hall  
Box 351210  
Seattle, WA 98195-1210

(or phone: 543-2560), sufficiently in advance of the program to allow timely consideration.

(9)(a) No person may use university facilities to camp, except if permission to do so has been granted in accordance with the provisions of chapters 478-116 and 478-136 WAC or except as provided in (b) of this subsection. "Camp" means to remain overnight, to erect a tent or other shelter, or to use sleeping equipment, a vehicle, or a trailer camper, for the purpose of or in such ways as will permit remaining overnight. Violators are subject to arrest and criminal prosecution under applicable state, county and city laws.

(b) This provision does not prohibit use of the university residence facilities in accordance with chapter 478-156 WAC or the use of facilities where the employee remains overnight to fulfill the responsibilities of his or her position or where a student remains overnight to fulfill the requirements of his or her course of study.

(10) Within the limits of applicable laws, the University of Washington is committed to establishing and maintaining safe conditions for persons attending football games in Husky Stadium or other athletic events or concerts in campus facilities. Accordingly, the rules enumerated below will apply to all such events and be strictly enforced.

(a) The possession or consumption of alcoholic beverages or illegal drugs is prohibited. In addition to having the beverages or drugs confiscated, violators may be subject to university disciplinary action and/or legal proceedings, and removal from the events.

(b) Air horns, glass bottles, cans, picnic baskets, bota bags, ice chests, and thermoses (in excess of two-quart capacity) are prohibited. Individuals possessing such will not be admitted to, or will be removed from, Husky Stadium or other athletic or concert facilities until the items have been stored temporarily at locations provided for that purpose or disposed of in some other manner.

(c) Smoking is prohibited in the seating areas of all athletic stadia. Smoking is permitted on pedestrian concourses.

(11) Only public service announcements and acknowledgment of sponsors will be allowed on scoreboards at athletic venues.

(a) For purposes of this section, a public service announcement is defined as an announcement which promotes the activities or services of federal, state or local governments, including the University of Washington, or non-profit organizations, or generally contributes to the community's welfare and interests.

(b) In acknowledgment of their sponsorship of the scoreboards or sponsorship of events and programs, sponsors may propose public service announcements for display on the scoreboard during athletic events. The public service announcement may be accompanied by a sponsor's name or logo, but in keeping with university policy may not directly promote the products or services of the company. The text and graphics of public service announcements must be submitted at least three days in advance to the department of intercollegiate athletics for approval by the university.

(c) In addition to these public service announcements, sponsors also may be acknowledged by the display of corporate logos, trademarks, or other approved messages upon panels located on the scoreboard.

(12) The University of Washington is committed to maintaining a safe and healthful work and educational environment for all faculty, staff, students, and visitors. Accordingly, the University of Washington establishes the following smoking policy to protect nonsmokers from exposure to smoke in their university-associated environments and to protect life and property against fire hazards:

(a) Except as provided in subsections (10)(c) and (12)(b) of this section, smoking is prohibited in all university vehicles, inside all buildings owned or occupied by the university and/or used by the university's faculty, staff or students and at any outside areas or locations that may directly or indirectly affect the air supply of buildings or carry smoke into buildings.

(b) Smoking may be permitted in student rooms in university residence halls and apartments in university student housing in accordance with smoking regulations established for those facilities by the vice-president for student affairs.

(c) The director of environmental health and safety may designate specific outdoor locations as no smoking areas.

(d) Any student, staff, or faculty member who violates the university smoking policy may be subject to disciplinary action. In addition, violations of the university smoking policy may be subject to enforcement by the University of Washington police department.

[Statutory Authority: RCW 28B.20.130, 01-11-135, § 478-136-030, filed 5/23/01, effective 6/23/01; 97-24-047, § 478-136-030, filed 11/26/97, effective 12/27/97; 91-14-024, § 478-136-030, filed 6/25/91, effective 7/26/91.]

Statutory Authority: Chapter 34.05 RCW. 90-12-034, § 478-136-030, filed 5/30/90, effective 9/1/90. Statutory Authority: RCW 28B.20.130. 88-19-045 (Order 88-05), § 478-136-030, filed 9/14/88; 85-01-045 (Order 84-5), § 478-136-030, filed 12/14/84. Statutory Authority: RCW 28B.20.130(1). 82-16-001 (Order 82-2), § 478-136-030, filed 7/22/82, effective 10/1/82; Order 73-2, § 478-136-030, filed 1/10/73.]

### Chapter 478-156 WAC

#### RULES FOR THE UNIVERSITY OF WASHINGTON RESIDENCE HALLS AND FAMILY HOUSING APARTMENTS

##### WAC

478-156-014 Repealed.

##### DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

478-156-014 Assignment priority. [Statutory Authority: RCW 28B.20.130. 97-24-048, § 478-156-014, filed 11/26/97, effective 12/27/97; Order 72-6, § 478-156-014, filed 11/6/72.] Repealed by 01-24-014, filed 11/26/01, effective 12/27/01. Statutory Authority: RCW 28B.20.130.

**WAC 478-156-014 Repealed.** See Disposition Table at beginning of this chapter.

### Chapter 478-250 WAC

#### GOVERNING INDEXING OF PUBLIC RECORDS

##### WAC

478-250-050 University rules coordination.  
478-250-070 Requests for access to indexes.

**WAC 478-250-050 University rules coordination.** (1) University rules coordination shall be conducted by the administrative procedures office, which reports to the office of the vice-president for university relations.

(2) The director of the administrative procedures office shall have knowledge of the subjects of rules being proposed or prepared within the university, maintain the records of any such action, and respond to public inquiries about possible, proposed, or existing rules and the identity of university personnel developing, reviewing, or commenting on them.

[Statutory Authority: RCW 28B.20.130, 42.17.260, 42.17.290, 42.17.300 and chapter 34.05 RCW. 01-11-136, § 478-250-050, filed 5/23/01, effective 6/23/01; 97-14-004, § 478-250-050, filed 6/19/97, effective 7/20/97. Statutory Authority: RCW 28B.20.130. 91-10-031, § 478-250-050, filed 4/24/91, effective 5/25/91.]

**WAC 478-250-070 Requests for access to indexes.** Information regarding public inspection of indexes, their location, and a schedule for revising and updating these indexes can be obtained by contacting the director of the public records and open public meetings office, in accordance with WAC 478-276-060.

[Statutory Authority: RCW 28B.20.130, 42.17.260, 42.17.290, 42.17.300 and chapter 34.05 RCW. 01-11-136, § 478-250-070, filed 5/23/01, effective 6/23/01. Statutory Authority: RCW 28B.20.130. 91-10-031, § 478-250-070, filed 4/24/91, effective 5/25/91.]

### Chapter 478-276 WAC

#### GOVERNING ACCESS TO PUBLIC RECORDS

##### WAC

478-276-020 Definitions.  
478-276-060 Public records officer.  
478-276-070 Times for inspection and copying.  
478-276-080 Requests for public records.  
478-276-100 Inspection of public records—Copying—Costs.  
478-276-120 Review of denials of public records requests.  
478-276-140 Public records and open public meetings office—Address.

**WAC 478-276-020 Definitions.** (1) "Public record" includes any writing containing information relating to the conduct of government or the performance of any governmental or proprietary function prepared, owned, used, or retained by any state or local agency regardless of physical form or characteristics.

(2) "Writing" means handwriting, typewriting, printing, photostating, photographing, and every other means of recording any form of communication or representation, including, but not limited to, letters, words, pictures, sounds, or symbols, or combination thereof, and all papers, maps, magnetic or paper tapes, photographic films and prints, motion picture, film and video recordings, magnetic or punched cards, discs, drums, diskettes, sound recordings, and other documents including existing data compilations from which information may be obtained or translated.

[Statutory Authority: RCW 28B.20.130, 42.17.260, 42.17.290, 42.17.300 and chapter 34.05 RCW. 01-11-136, § 478-276-020, filed 5/23/01, effective 6/23/01; Order 73-5, § 478-276-020, filed 5/29/73.]

**WAC 478-276-060 Public records officer.** For purposes of compliance with chapter 42.17 RCW, the person designated as public records officer for the University of Washington is the director of public records and open public meetings. Duties for this individual shall include but not be limited to: The implementation of the university's rules and regulations regarding release of public records, coordinating the staff of the public records and open public meetings office in this regard, and generally coordinating compliance by the university with the public records disclosure requirements of chapter 42.17 RCW. The person so designated shall be at the following location:

University of Washington  
Public Records and Open Public Meetings Office  
Visitors Information Center  
4014 University Way N.E.  
Seattle, WA 98105-6203

(for internal campus mail use: Box 355502).

[Statutory Authority: RCW 28B.20.130, 42.17.260, 42.17.290, 42.17.300 and chapter 34.05 RCW. 01-11-136, § 478-276-060, filed 5/23/01, effective 6/23/01; 97-14-004, § 478-276-060, filed 6/19/97, effective 7/20/97. Statutory Authority: RCW 28B.20.130. 91-10-031, § 478-276-060, filed 4/24/91, effective 5/25/91. Statutory Authority: RCW 28B.20.130(1). 81-20-049 (Order 81-2), § 478-276-060, filed 10/2/81; Order 73-5, § 478-276-060, filed 5/29/73.]

**WAC 478-276-070 Times for inspection and copying.** Public records of the University of Washington shall be available for inspection and copying by appointment during the regular office hours of the public records and open public



meetings office: Monday through Friday, 8:00 a.m. to 5:00 p.m., excluding legal holidays.

[Statutory Authority: RCW 28B.20.130, 42.17.260, 42.17.290, 42.17.300 and chapter 34.05 RCW. 01-11-136, § 478-276-070, filed 5/23/01, effective 6/23/01; 97-14-004, § 478-276-070, filed 6/19/97, effective 7/20/97; Order 73-5, § 478-276-070, filed 5/29/73.]

**WAC 478-276-080 Requests for public records.** In accordance with requirements of chapter 42.17 RCW, that agencies prevent unreasonable invasions of privacy, protect public records from damage or disorganization, and prevent excessive interference with essential functions of the agency, public records required to be disclosed by chapter 42.17 RCW, may be inspected or copies of such records may be obtained, by members of the public upon compliance with the following procedures: All requests shall be directed to the director of public records and open public meetings at the address set forth in WAC 478-276-140. The request shall include the following information:

(1) The name and address of the person requesting the records;

(2) The date on which the request was made; and

(3) The public record(s) requested.

[Statutory Authority: RCW 28B.20.130, 42.17.260, 42.17.290, 42.17.300 and chapter 34.05 RCW. 01-11-136, § 478-276-080, filed 5/23/01, effective 6/23/01; 97-14-004, § 478-276-080, filed 6/19/97, effective 7/20/97. Statutory Authority: RCW 28B.20.130, 91-10-031, § 478-276-080, filed 4/24/91, effective 5/25/91. Statutory Authority: RCW 28B.20.130(1), 81-20-049 (Order 81-2), § 478-276-080, filed 10/2/81; Order 73-5, § 478-276-080, filed 5/29/73.]

**WAC 478-276-100 Inspection of public records—Copying—Costs.** (1) Public records of the University of Washington required to be disclosed by chapter 42.17 RCW, shall be made available for inspection and copying by the public records and open public meetings office staff under the supervision of the director of public records and open public meetings. Arrangements for photocopying of documents in accordance with RCW 42.17.300 shall be made by the university in such a way as to protect the records from damage or disorganization and to prevent excessive interference with other essential functions of the agency.

(2) No fee shall be charged for the inspection of public records. The university imposes a charge for providing copies of public records whether the copies are on paper or on other media such as, but not limited to, CDs, diskettes, audio or videotape; the university also charges for packaging, postage, and other charges as allowed by statute. Such charges shall not exceed the amount necessary to reimburse the university for actual costs as allowed by law.

(3) No person shall be provided a copy of a public record which has been copied by the university at the request of such person until and unless such person has tendered payment for the charge for providing such copying.

[Statutory Authority: RCW 28B.20.130, 42.17.260, 42.17.290, 42.17.300 and chapter 34.05 RCW. 01-11-136, § 478-276-100, filed 5/23/01, effective 6/23/01; 97-14-004, § 478-276-100, filed 6/19/97, effective 7/20/97. Statutory Authority: RCW 28B.20.130, 91-10-031, § 478-276-100, filed 4/24/91, effective 5/25/91. Statutory Authority: RCW 28B.20.130(1), 81-20-049 (Order 81-2), § 478-276-100, filed 10/2/81; Order 73-5, § 478-276-100, filed 5/29/73.]

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**WAC 478-276-120 Review of denials of public records requests.** (1) A person who has been denied access to public records may submit to the director of public records and open public meetings a petition for prompt review of such decision. The written request shall specifically refer to the written statement by the director of public records and open public meetings or staff member which constituted or accompanied the denial.

(2) Immediately after receiving a written request for review of a decision denying a public record, the director of public records and open public meetings or other staff member denying the request shall refer it to the office of the president of the University of Washington. The petition shall be reviewed promptly and the action of the public records and open public meetings office staff shall be approved or disapproved. Such approval or disapproval shall constitute final university action for purposes of judicial review.

[Statutory Authority: RCW 28B.20.130, 42.17.260, 42.17.290, 42.17.300 and chapter 34.05 RCW. 01-11-136, § 478-276-120, filed 5/23/01, effective 6/23/01. Statutory Authority: RCW 28B.20.130(1), 81-20-049 (Order 81-2), § 478-276-120, filed 10/2/81; Order 73-5, § 478-276-120, filed 5/29/73.]

**WAC 478-276-140 Public records and open public meetings office—Address.** All requests for public records to the University of Washington shall be addressed as follows:

University of Washington  
Public Records and Open Public Meetings Office  
4014 University Way N.E.  
Seattle, WA 98105-6203

(for internal campus mail use: Box 355502). The telephone number of the public records and open public meetings office is (206) 543-9180.

[Statutory Authority: RCW 28B.20.130, 42.17.260, 42.17.290, 42.17.300 and chapter 34.05 RCW. 01-11-136, § 478-276-140, filed 5/23/01, effective 6/23/01; 97-14-004, § 478-276-140, filed 6/19/97, effective 7/20/97. Statutory Authority: RCW 28B.20.130(1), 81-20-049 (Order 81-2), § 478-276-140, filed 10/2/81; Order 73-5, § 478-276-140, filed 5/29/73.]

## Chapter 478-355 WAC SMALL WORKS ROSTER

### WAC

478-355-010	Authority.
478-355-030	Project construction cost.
478-355-040	Procedure for use.

**WAC 478-355-010 Authority.** This chapter is enacted by the board of regents of the University of Washington pursuant to RCW 39.04.155 authorizing the university to establish a small works roster for public works projects with an estimated cost of less than two hundred thousand dollars.

[Statutory Authority: RCW 39.04.155, 01-08-007, § 478-355-010, filed 3/22/01, effective 4/22/01. Statutory Authority: RCW 28B.10.355, 93-24-049, § 478-355-010, filed 11/24/93, effective 12/25/93. Statutory Authority: RCW 28B.20.130 and 39.34.080, 86-08-027 (Order 86-1), § 478-355-010, filed 3/26/86.]

**WAC 478-355-030 Project construction cost.** Whenever the estimated project construction cost of any University of Washington public work is less than two hundred thousand dollars, the University of Washington executive vice presi-

dent is authorized to use the small works roster in lieu of public advertisement for bids. In the event the legislature further increases the small works roster limit, the university is authorized to use the small works roster for any projects up to the subsequently authorized limit.

[Statutory Authority: RCW 39.04.155. 01-08-007, § 478-355-030, filed 3/22/01, effective 4/22/01. Statutory Authority: RCW 28B.10.355. 93-24-049, § 478-355-030, filed 11/24/93, effective 12/25/93. Statutory Authority: RCW 28B.20.130. 88-19-041 (Order 88-01), § 478-355-030, filed 9/14/88. Statutory Authority: RCW 28B.20.130 and 39.34.080. 86-08-027 (Order 86-1), § 478-355-030, filed 3/26/86.]

**WAC 478-355-040 Procedure for use.** Procedures shall be established for securing telephone, written, or electronic quotations from contractors on the appropriate small works roster to assure that a competitive price is established and to award contracts to the lowest responsible bidder. Bids may be solicited from all appropriate contractors on the roster, or, alternatively, from at least five contractors who have indicated the capability of performing the kind of work being contracted. If the estimated cost of the work is from one hundred thousand dollars to two hundred thousand dollars, and bids are not solicited from all appropriate contractors, all appropriate contractors must be notified that bids are being solicited. Detailed plans and specifications are not required as part of the bid invitation.

[Statutory Authority: RCW 39.04.155. 01-08-007, § 478-355-040, filed 3/22/01, effective 4/22/01. Statutory Authority: RCW 28B.20.130. 88-19-041 (Order 88-01), § 478-355-040, filed 9/14/88. Statutory Authority: RCW 28B.20.130 and 39.34.080. 86-08-027 (Order 86-1), § 478-355-040, filed 3/26/86.]

## Title 479 WAC

# TRANSPORTATION IMPROVEMENT BOARD

(Formerly: Urban Arterial Board)

### Chapters 479-05

#### Program requirements.

### Chapter 479-05 WAC PROGRAM REQUIREMENTS

#### WAC 479-05-240

#### Procedure to request increase in board funds.

**WAC 479-05-240 Procedure to request increase in board funds.** The amount of funds approved will be based upon the amount requested at design approval. This amount may be adjusted from the amount shown in the project application with adequate justification. Board fund increases are not approved at predesign and design phase.

Local agencies may request an increase in funds over the amount set forth in the design phase, at the construction phase, bid opening or contract completion of a project in accordance with the following procedures:

(1) At the construction phase all requests shall be reviewed by the director. The director shall report the find-

ings to the board for its review, consideration and final action. The board shall not grant a request for increase at this phase if:

(a) The requested increase is to pay for an expansion of the scope of the work that is beyond the work required to accomplish the intent of the project as approved at the design phase.

(b) The granting of the request will obligate funding beyond the level acceptable to the board or will in any way adversely affect authorized funds previously approved by the board.

(2) Request for increases at bid opening shall not exceed the amount set by board policy. Requests for increases at this phase will take priority over design and construction phase approvals. Such requests shall be reviewed by the director and will not be approved if:

(a) The requested increase is to pay for an expansion of the authorized scope of the work; or

(b) If the request is not substantiated and the director determines that the increased funds should have been anticipated by the local agency at the construction phase of the project.

(3) Requests for increases in funds submitted to the board at contract completion shall not exceed the amount set by board policy. Requests for increases at this phase will take priority over design and construction phase approvals. Such requests shall be reviewed by the director and will not be approved if:

(a) The requested increase is to pay for an expansion of the authorized scope of the work; or

(b) If the request is not substantiated and the director determines that the increased funds should have been anticipated by the local agency at the construction approval phase of the project.

(4) If the director or the board, as the case may be, does not approve the request of a local agency for an increase, the administering agency may:

(a) Proceed with the project, paying for any additional costs with local or other funds; or

(b) Withdraw the request for participation; or, if applicable

(c) Within the authorized amount, and subject to approval by the director, reduce the scope of the project while retaining a usable and functional improvement.

[Statutory Authority: Chapter 47.26 RCW. 01-19-040, § 479-05-240, filed 9/14/01, effective 10/15/01. Statutory Authority: Chapters 47.26 and 47.66 RCW. 99-24-038, § 479-05-240, filed 11/23/99, effective 12/24/99.]

## Title 480 WAC

# UTILITIES AND TRANSPORTATION COMMISSION

### Chapters 480-14

#### Motor carriers, excluding household goods carriers and common carrier brokers.