

CLEARANCES	Initial	Date	Date Received in Council Office:	Agenda date	Assigned to:
Originator: Harris				3/22/94	Council/Intro
Division Head:				4/5/94	Council Hearing
Dept. Head:					
Prosecutor:					
Purchasing/Budget:					
Executive:					

SUBJECT:

Ordinance prohibiting the use of non-electric motors on Cain Lake

ATTACHMENTS:

Ordinance

SUMMARY STATEMENT:

Please complete sections of box as appropriate & explain the item below.

Related County contract #:	Should Clerk schedule a hearing? NO / / YES / <input checked="" type="checkbox"/> / Requested date:
Amount budgeted for this item/project: \$	Is it (or will it be) within budget? YES / / NO / / (Please explain below)
Budget line item number(s):	

Ordinance prohibiting the use of non-electric motors on Cain Lake. This is in response to a proposal by the residents of the Cain Lake area.

ORIGINATOR'S RECOMMENDED ACTION:

COMMITTEE ACTION TAKEN:

COUNCIL ACTION TAKEN:

3/22/94: Introduced
 4/5/94: Council adopted the ordinance. 6-0 with Henderson absent

Related File Numbers: ^{AB} 94-073

Ordinance or Resolution Number (this item only):

SPONSORED BY: Consent

PROPOSED BY: HARRIS

INTRODUCTION DATE: 3/22/94

ORDINANCE NO. 94-019

PROHIBITING THE USE OF NON-ELECTRIC MOTORS ON CAIN LAKE

WHEREAS, a citizen petition has been received by the Whatcom County Council requesting a change in the law regarding the use of boat motors on the waters of Cain Lake; and

WHEREAS, information has been presented that indicates that the use of non-electric motors upon the lake has resulted in a variety of problems including pollution from gas and oil products, speeds in excess of existing law, erosion to shoreline areas, endangerment of swimmers, and other concerns; and

WHEREAS, the Council finds that further restrictions imposed by the County on the use of motors will likely reduce the problems cited;

NOW, THEREFORE, BE IT ORDAINED by the Whatcom County Council that Chapter 11.32 of the Whatcom County Code is amended as follows:

11.32.050 Cain Lake.

The following restrictions shall apply on Cain Lake:

~~B A. Operation of boats and other conveyances having non-electric motors in excess of five horsepower are prohibited on Cain Lake, and the maximum permitted vessel speed shall not exceed trolling speed.~~

~~A B. Speed shall be restricted to idling and/or no wake at all times.~~

~~11.32.090 Exceptions.~~

~~No restrictions contained in this chapter shall be deemed to apply to persons or vessels engaged in emergency operations necessary to save life or property.~~

~~11.32.095 Severability.~~

~~If any provision of this chapter is held to be invalid, all other provisions shall remain in effect.~~

1 ADOPTED this 5th day of April, 1994.

2
3 ATTEST:

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON

4 *Ramona Reeves*
5 Ramona Reeves, Council Clerk

Robert A. Imhof
Robert A. Imhof, Council Chair

6 APPROVED AS TO FORM:

Approved Denied

7 _____
8 Civil Deputy Prosecutor

Shirley Van Zanten
Shirley Van Zanten, Executive

Date: 4-6-94