



Speed Limit Enforcement Agreement Between the Birch Bay Community Club Board of Directors and The Whatcom County Sheriff

This Speed Limit Enforcement Agreement ("Agreement") is made and entered into on this ____ day of _____, 2024, by and between the Birch Bay Community Club Board of Directors ("Community Club") and the Whatcom County Sheriff ("Sheriff").

WHEREAS, Birch Bay Village is a private residential community with roads owned and maintained by the Community Club; and

WHEREAS, the safety and well-being of the residents and visitors of Birch Bay Village are of paramount importance; and

WHEREAS, the Community Club desires to ensure compliance with speed limits within Birch Bay Village to enhance safety; and

WHEREAS, the Whatcom County Sheriff has the authority to enforce traffic laws on private roads pursuant to RCW 46.61.419, provided there is an agreement with the governing body of the private community;

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein, the parties agree as follows:

1. Purpose

The purpose of this Agreement is to establish the terms and conditions under which the Sheriff will enforce speed limits on the private roads within Birch Bay Village.

2. Authority

The Sheriff is authorized to enforce speed limits on the private roads within Birch Bay Village in accordance with RCW 46.61.419 and any other applicable laws and regulations.

3. Speed Limits

The speed limits on the private roads within Birch Bay Village shall be 20 mph, unless otherwise posted.

4. Enforcement

- The Sheriff shall have the authority to patrol the private roads within Birch Bay Village and take appropriate enforcement actions, including but not limited to issuing citations for speed limit violations.
- The Sheriff shall prioritize enforcement actions based on safety concerns and community complaints.

5. Community Club Responsibilities

- The Community Club shall ensure that all speed limit signs within Birch Bay Village are clearly visible and conform to applicable standards.

- The Community Club shall provide the Sheriff with a map of the private roads and locations of speed limit signs within Birch Bay Village.

6. Communication

- The Community Club shall designate a representative to act as the primary point of contact with the Sheriff regarding enforcement activities.

- The Sheriff shall provide regular updates to the Community Club on enforcement activities and any issues encountered.

7. Duration and Termination

- This Agreement shall commence on the date first written above and shall continue until terminated by either party.

- Either party may terminate this Agreement upon 30 days written notice to the other party.

8. Amendments

Any amendments to this Agreement shall be in writing and signed by both parties.

9. Miscellaneous

- This Agreement constitutes the entire agreement between the parties and supersedes all prior negotiations, representations, or agreements, whether written or oral.

- This Agreement shall be governed by and construed in accordance with the laws of the State of Washington.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

Birch Bay Community Club Board of Directors

By: _____

Name: _____

Title: _____

Date: _____

Whatcom County Sheriff

By: _____

Name: _____

Title: _____

Date: _____

References:

- Revised Code of Washington RCW 46.61.419