

ORDINANCE NO. 1138

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANGER ESTABLISHING SPEED LIMITS FOR COLLECTOR AND ARTERIAL STREETS

WHEREAS, California Vehicle Code section 22357 provides that whenever a local authority determines upon the basis of an engineering and traffic survey that a speed greater than 25 miles per hour would facilitate the orderly movement of vehicular traffic and would be reasonable and safe upon any street other than a state highway otherwise subject to prima facie limit of 25 miles per hour, the local authority may by ordinance determine and declare a prima facie speed limit of 30, 35, 40, 45, 50, 55, or 60 miles per hour or a maximum speed limit of 65 miles per hour, whichever is found most appropriate to facilitate the orderly movement of traffic and is reasonable and safe;

WHEREAS, such declared prima facie or maximum speed limit are effective when appropriate signs giving notice thereof are erected upon the street;

WHEREAS, the prima facie speed limits in excess of 25 miles per hour will not apply to any 25 mile per hour prima facie limit which is applicable when passing a school building or the grounds thereof or when passing a senior center or other facility primarily used by senior citizens;

WHEREAS, California Vehicle Code section 22352 places additional limitations upon when a City may establish a prima facie speed limit in excess of 25 miles per hour;

WHEREAS, Ordinance No. 70-29 provides that the Council may establish the speed zones and requires that the City Clerk maintain an Official List of Special Speed Zones;

WHEREAS, notwithstanding Ordinance 70-29, pursuant to a traffic and engineering study, the City Council find that in establishing the special speed zones it shall be done by adoption of an Ordinance; and

WHEREAS, the Council has reviewed the updated engineering and traffic survey submitted to the Council on January 3, 2013 and the previous engineering and traffic survey submitted in June 2005 ("collectively referred to as Survey"), and has considered such other evidence as presented in connection with consideration of the Survey.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SANGER DOES ORDAIN AS FOLLOWS:

Section 1. The Survey is hereby approved and incorporated herein by reference.

Section 2. A prima facie speed limit in excess of 25 miles per hour as set forth below is hereby established for the City streets identified below. The Council finds, upon the basis of the Survey, that these speed limits would facilitate the orderly movement of vehicular traffic and would be reasonable and safe.

Section 3. The prima facie special speed limit shall be effective when appropriate signs giving notice thereof are erected upon the street. The Director of Public Works is hereby authorized to erect and maintain on such streets appropriate signs giving notice of the declared prima facie limit. All such signs shall conform to the requirements of the California Vehicle Code as to placement and design.

Section 4. The prima facie special speed limits do not apply to any 25 mile per hour prima facie limit which is applicable when passing a school building or the grounds thereof or when passing a senior center or other facility primarily used by senior citizens.

Section 5. The prima facie special speed limit shall also be subject to limitations of Vehicle Code section 22352 or any other subsequently enacted limitation.

Section 6. The prima facie speed limits shall be as follows:

LOCATIONS:

ACADEMY AVENUE	SPEED LIMIT
Northbound/Southbound traffic between Church Avenue and California Avenue	40
Northbound/Southbound traffic between 5th Street and Church Avenue	35
Northbound/Southbound traffic between Annadale Avenue and 5th Street	35
Northbound/Southbound traffic between North Avenue and Annadale Avenue	35
Northbound/Southbound traffic between Muscat Avenue and North Avenue	40
Northbound/Southbound traffic between Central Avenue and Muscat Avenue	40
BETHEL AVENUE	SPEED LIMIT
Northbound/Southbound traffic between Church Avenue and the City Limit	40
Northbound/Southbound traffic between Jensen Avenue and Church Avenue	30
Northbound/Southbound traffic between Annadale Avenue and Jensen Avenue	40
Northbound/Southbound traffic between North Avenue and Annadale Avenue	40

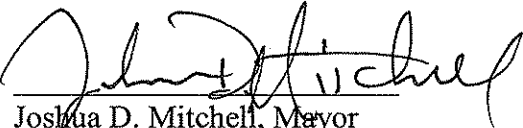
JENSEN AVENUE	SPEED LIMIT
Eastbound/Westbound traffic between Bethel Avenue and Indianola Avenue	35
Eastbound/Westbound traffic between Greenwood Avenue and Bethel Avenue	35
Eastbound/Westbound traffic between Academy Avenue and Greenwood Avenue	35
NEWMARK AVENUE	SPEED LIMIT
Southbound traffic between North Avenue and Annadale Avenue	50
Southbound traffic between Annadale Avenue and 8 th Street	50
Northbound/Southbound traffic between Central Avenue and North Avenue	Prima Facie
ANNADALE AVENUE	SPEED LIMIT
Eastbound/Westbound traffic between Newmark Avenue and Academy Avenue	35
Eastbound/Westbound traffic between Bethel Avenue and Indianola Avenue	30
GREENWOOD AVENUE	SPEED LIMIT
Northbound/Southbound traffic between North Avenue and 9th Street	25
NORTH AVENUE	SPEED LIMIT
Eastbound/Westbound traffic between Greenwood Avenue and Bethel Avenue	35
Eastbound/Westbound traffic between Sanger Avenue and Greenwood Avenue	35
Eastbound/Westbound traffic between Academy Avenue and Sanger Avenue	30
Eastbound/Westbound traffic between Newmark Avenue and Academy Avenue	35
FALLER AVENUE	SPEED LIMIT
Northbound/Southbound traffic between Annadale Avenue and 9th Street	25

Section 7. Unless a different prima facie speed limit is set forth in this Ordinance, the prima facie speed limit on any local street shall be 25 miles per hour or as otherwise specified in the Vehicle Code.

Section 8. To the extent there is a conflict between this Ordinance and Ordinance 70-29, the Council intends that the provisions of this Ordinance shall govern.

Section 9. The City Clerk shall maintain this Ordinance with other City Ordinances and shall retain a certified copy as the Official List of Special Speed Zones, which copy shall be made available for inspection upon inquiry by a member of the public.

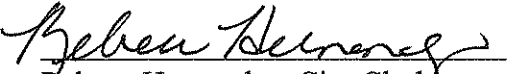
Section 10. This Ordinance shall become effective thirty (30) days after its adoption, and shall be published once in a newspaper within fifteen (15) days after its adoption.


Joshua D. Mitchell, Mayor

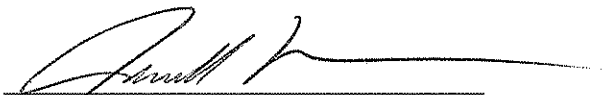
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I hereby certify that the foregoing Ordinance No. 1138 was introduced and given first reading at a regular meeting of the Sanger City Council held on January 3, 2013 and was thereafter duly adopted at a regular meeting of said City Council held on February 7, 2013, by the following vote:

AYES	:	COUNCILMEMBERS:	MITCHELL, NIELSON, ONTIVEROS, CANTU
NOES	:	COUNCILMEMBERS:	NONE
ABSENT	:	COUNCILMEMBERS:	PACHECO
ABSTAIN	:	COUNCILMEMBERS:	NONE


Rebeca Hernandez, City Clerk

APPROVED AS TO LEGAL FORM:


Jenell Van Bindsbergen, Assistant City Attorney