

**ORDINANCE NO. 3476 C.S.**

**AN ORDINANCE OF THE COUNCIL OF THE CITY OF MONTEREY**

**AMEND MONTEREY CITY CODE SECTION 20-40 DECREASING SPEED LIMITS ON CERTAIN STREET SEGMENTS**

THE COUNCIL OF THE CITY OF MONTEREY DOES ORDAIN, as follows:

SECTION 1: WHEREAS, Speed limits on city streets are set based on engineering and traffic surveys that are required to be conducted every five years. Without a current engineering and traffic survey, radar evidence for speed enforcement would not be admissible in court.

WHEREAS, The Federal Highway Administration and the State of California established the method of calculating speed limits to clarify the process and to set speed limits that are uniform, rational and enforceable with full support of the judicial system.

WHEREAS, The Transportation Engineering Division conducted engineering and traffic surveys for various street segments in the City of Monterey, which adhere to the provisions in California Vehicle Code (CVC) Sections 627, 21400, and 22358.5.

WHEREAS, Section 21400 of the 2012 California Vehicle Code (CVC) and Option 2 in Section 2B.13 of the 2012 California Manual on Uniform Traffic Control Devices (CaMUTCD) now allow a decrease in speed limit, when the 85% speed would normally be rounded up instead of down to the nearest 5 mph increment, if no further reduction is used.

WHEREAS, The results of the engineering and traffic surveys recommend decreases in speed limits on various segments throughout the City of Monterey.

WHEREAS, the City of Monterey Planning Office determined the project is exempt from the California Environmental Quality Act (Article 19, Section 15321 and Article 19, Section 15301(g)) because the project implements State Vehicle Code requirements and replacement of existing speed limit signs.

NOW THEREFORE, the Monterey City Council declares as follows:

SECTION 2: Monterey City Code, Chapter 20. Motor Vehicles and Traffic, Article 4 Operation of Vehicles, Section 20.40 Decrease of prima facie speed limits, is hereby amended to read as follows:

"Sec. 20-40. Decrease of prima facie speed limits.

It is hereby determined upon the basis of an engineering and traffic investigation that the speed permitted by state law outside of business and residence districts as applicable upon the following streets is greater than is reasonable or safe under the conditions found to exist upon such streets, and it is hereby declared that the prima facie speed limit shall be as set forth as

follows upon those streets or parts of streets designated as follows when signs are erected giving notice thereof:

Street	Portion	Prima Facie Speed Limit
Abrego Street	from Eldorado Street to Fremont Street	35 mph
Aguajito Road	from Fremont Street to Mark Thomas Drive	35 mph
Aguajito Road	from Mark Thomas Drive to Monhollan Road	45 mph
Airport Road	from North Fremont Street to Monterey Peninsula Airport	25 mph
Barnet Segal Drive	from Soledad Drive to Iris Canyon Road	40 mph
Camino Aguajito	from Fremont Street to Del Monte Avenue	30 mph
Camino El Estero	from Fremont Street to Del Monte Avenue	30 mph
David Avenue	from Hawthorne Street to Devisadero Street	30 mph
David Avenue	from Wave Street to Hawthorne Street	25 mph
Del Monte Avenue	from Sloat Avenue to East City Limit	40 mph
Del Monte Avenue	from Camino El Estero to Sloat Avenue	35 mph
Del Monte Avenue	from Washington to Camino El Estero	30 mph
Eddy Burns Lane		15 mph
English Avenue	from Del Monte Avenue to Highway 1 NB Ramps	30 mph
Fairground Road	from Garden Road to Airport Road	35 mph
Foam Street	from Lighthouse Avenue to David Avenue	30 mph
Franklin Street	from Van Buren to the Presidio of Monterey	25 mph
Fremont Street	from Camino Aguajito to Camino El Estero	40 mph
Fremont Street	from Camino El Estero to Munras Avenue	30 mph
Garden Road	from Fairground Road to Sky Park Court	40 mph
Garden Road	from Sky Park Court to Olmsted Road	35 mph
Glenwood Circle	from Iris Canyon Road to Via Lavendera	30 mph
Hawthorne Street	from David Avenue to Dickman Avenue	25 mph
Josselyn Canyon Road	from State Highway 68 to Deer Forest Drive	30 mph
Josselyn Canyon Road	from Mark Thomas Drive to City Limit	35 mph
Lighthouse Avenue (Curve and Tunnel)	from Del Monte Avenue to Private Bolio Road	40 mph
Lighthouse Avenue	from David Avenue to Private Bolio Road	30 mph
Lower Ragsdale	from Ragsdale Drive to Wilson Road	35 mph
Mark Thomas Drive	from Aguajito Road to Fairground Road	35 mph
Monhollan Road	from City Limit west of Deer Forest Drive to City Limit east of Via Malpaso	40 mph
Munras Avenue	from State Highway 1 to Eldorado Street	40 mph

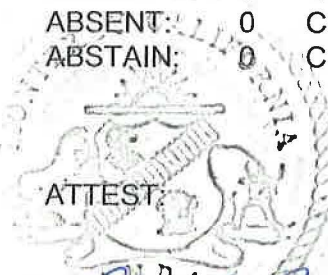
North Fremont Street from State Highway 1 to City Limit	35 mph
Olmstead Road from State Highway 68 to Monterey Peninsula Airport	30 mph
Pacific Street Soledad Drive to Grove Street	30 mph
Pacific Street from Lighthouse Avenue to Grove Street	25 mph
Prescott Avenue from Hawthorne Street to Devisadero Street	30 mph
Ragsdale Drive From State Highway 68 to Lower Ragsdale Drive	35 mph
Skyline Drive from Mar Vista (South Intersection) to Veterans Drive	35 mph
Skyline Forest Drive from Holman Highway 68 to Skyline Drive	35 mph
Sloat Avenue from Mark Thomas Drive to Del Monte Avenue	30 mph
Soledad Drive from Viejo Road to Pacific Street	30 mph
Soledad Drive from Pacific Street to Monte Vista Drive	30 mph
Sylvan Road from Mark Thomas Drive to its end	25 mph
Tyler Street Del Monte Avenue and its intersection with Custom House Tunnel	25 mph
Upper Ragsdale from Ragsdale Drive to Wilson Road	35 mph
Viejo Road from Soledad Drive southerly to City Limit	40 mph
Wilson Road from Lower Ragsdale Drive to York Road	35 mph
York Road from State Highway 68 to South Boundary Road	30 mph "

SECTION 3: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: This ordinance shall be in full force and effect thirty (30) days from and after its final passage and adoption.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF MONTEREY this 1st day of May, 2012, by the following vote:

AYES:	5	COUNCILMEMBERS:	Downey, Haferman, Selfridge, Sollecito, Della Sala
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None
ABSTAIN:	0	COUNCILMEMBERS:	None



ATTEST:

M. D. A.

City Clerk thereof

APPROVED:

*Oliver Della Sala*



Mayor of said City

STATE OF CALIFORNIA )  
COUNTY OF MONTEREY )  
CITY OF MONTEREY )

I, BONNIE GAWF, CITY CLERK OF THE CITY OF MONTEREY, AND EX-OFFICIO CLERK OF THE COUNCIL THEREOF, HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS DULY PASSED TO PRINT IN THE OFFICIAL NEWSPAPER OF SAID CITY BY THE COUNCIL THEREOF ON THE 17<sup>th</sup> DAY OF APRIL 2012, BY THE FOLLOWING VOTE:

AYES: 5 COUNCILMEMBERS: Downey, Haferman, Sollecito, Selfridge, Della Sala  
NOES: 0 COUNCILMEMBERS: None  
ABSENT: 0 COUNCILMEMBERS: None  
RECUSED: 0 COUNCILMEMBERS: None

DATED: April 17<sup>th</sup>, 2012

   
CITY CLERK OF SAID CITY