

**ORDINANCE NO. 3681 C.S.**

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

**REPEALING AND REPLACING MONTEREY CITY CODE SECTION 20-40 PERTAINING TO DECREASED 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, with the ability to extend up to fourteen years in certain circumstances. 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 Public Works Engineering Division worked with the engineering consulting firm Kimley-Horn and Associates to conduct 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, 22352, 22357, 22358, 22358.5, 22358.6, and 22358.8;

WHEREAS, surveys show the following street segments are recommended to be decreased by 5 mph pursuant to Vehicle Code section 22358.8:

1. Aguajito Road between Mark Thomas Drive and Monhollan Road from 40 to 35 mph
2. Del Monte Avenue between East City Limit and Sloat Avenue from 40 to 35 mph
3. Del Monte Avenue between Sloat Avenue and Camino El Estero from 35 to 30 mph
4. English Avenue between Del Monte Avenue and Highway 1 NB Ramps from 30 to 25 mph
5. Fairground Road between Garden Road and Airport Road from 35 to 30 mph
6. Viejo Road between Soledad Drive and City Limits from 40 to 35 mph

WHEREAS, the results of the engineering and traffic surveys, available in the City Clerk's Office for review, recommend decreases in speed limits on various segments throughout the City of Monterey; and

WHEREAS, the City of Monterey determined that the proposed action is not a project as defined by the California Environmental Quality Act (CEQA) (CCR, Title 14, Chapter 3 ("CEQA Guidelines), Article 20, Section 15378). In addition, CEQA Guidelines Section 15061 includes the general rule that CEQA applies only to activities which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. Because the proposed action and this matter have no potential to cause any effect on the environment, or because it falls within a category of activities excluded as projects pursuant to CEQA Guidelines section 15378, this matter is not a project. Because the matter does not cause a direct or any reasonably foreseeable indirect physical change on or in the environment, this matter is not a project.

NOW THEREFORE, the Monterey City Council declares as follows:

SECTION 2: The above recitals are true and correct and are hereby incorporated and adopted as findings of the City Council as if fully set forth herein.

SECTION 3: Monterey City Code, Chapter 20. Motor Vehicles and Traffic, Article 4 Operation of Vehicles, Section 20-40, is hereby repealed and replaced as follows:

"Sec. 20-40. Designation of speed limits.

It is hereby determined upon the basis of an engineering and traffic survey that the speed limit is more than is reasonable or safe 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, in accordance with the California Vehicle Code:

**(a) 15 miles per hour. A prima facie speed limit of 15 miles per hour is established for the following location(s):**

Eddie Burns Lane

**(b) 25 miles per hour. A prima facie speed limit of 25 miles per hour is established for the following location(s):**

Airport Road from North Fremont Street to Monterey Regional Airport

David Avenue from Wave Street to Hawthorne Street

English Avenue from Del Monte Avenue to Highway 1 NB Ramps

Franklin Street from Van Buren Street to the Presidio of Monterey

Hawthorne Street from David Avenue to Dickman Avenue

Herrmann Drive from Larkin/Madison Street to Via Del Rey

Jefferson Street from Van Buren Street to High Street

Pacific Street from Lighthouse Avenue to Grove Street

Sylvan Road from Mark Thomas Drive to South City Limit

Tyler Street from Del Monte Avenue to its intersection with Custom House Tunnel

Veterans Drive from Jefferson Street to Skyline Drive

Via Gayuba from San Bernabe Drive/Martin Street to Mar Vista Drive

**(c) 30 miles per hour. A prima facie speed limit of 30 miles per hour is established for the following location(s):**

Camino Aguajito from Fremont Street to Del Monte Avenue  
Camino El Estero from Fremont Street to Del Monte Avenue  
David Avenue from Hawthorne Street to Devisadero Street  
Del Monte Avenue from Camino El Estero to Sloat Avenue  
Del Monte Avenue from Washington Street to Camino El Estero  
Fairground Road from Garden Road to Airport Road  
Foam Street from Lighthouse Avenue to David Avenue  
Fremont Street from Camino El Estero to Munras Avenue  
Glenwood Circle from Iris Canyon Road to Via Lavendera  
Josselyn Canyon Road from State Highway 68 to Deer Forest Drive  
Lighthouse Avenue from David Avenue to Private Bolio Road  
Olmsted Road from State Highway 68 to Monterey Regional Airport  
Pacific Street Soledad Drive to Grove Street  
Prescott Avenue from Hawthorne Street to Devisadero Street  
Sloat Avenue from Mark Thomas Drive to Del Monte Avenue  
Soledad Drive from Viejo Road to Pacific Street  
Soledad Drive from Pacific Street to Monte Vista Drive  
York Road from Monterey-Salinas Highway (State Highway 68) to South Boundary Road

**(d) 35 miles per hour. A prima facie speed limit of 35 miles per hour is established for the following location(s):**

Abrego Street from Eldorado Street to Fremont Street  
Aguajito Road from Fremont Street to Mark Thomas Drive  
Aguajito Road from Mark Thomas Drive to Monhollan Road  
Del Monte Avenue from Sloat Avenue to East City Limit  
Garden Road from Sky Park Court to Olmsted Road  
Iris Canyon Road from Barnet Segal Drive to El Dorado Street  
Josselyn Canyon Road from Mark Thomas Drive to City Limit  
Lighthouse Avenue (Curve & Tunnel) from Del Monte Avenue to Private Bolio Road  
Lower Ragsdale from Ragsdale Drive to Wilson Road  
Mark Thomas Drive from Aguajito Road to Fairground Road  
Monhollan Road from City Limit west of Deer Forest Drive to City Limit east of Via Malpaso  
North Fremont Street from State Highway 1 to City Limit  
Ragsdale Drive from Monterey-Salinas Highway (State Highway 68) to Lower Ragsdale Drive  
Skyline Drive from Mar Vista (South Intersection) to Veterans Drive  
Skyline Forest Drive from Holman Highway (State Highway 68) to Skyline Drive  
Upper Ragsdale from Ragsdale Drive to Wilson Road  
Viejo Road from Soledad Drive southerly to City Limit  
Wilson Road from Lower Ragsdale Drive to York Road

**(e) 40 miles per hour. A prima facie speed limit of 40 miles per hour is established for the following location(s):**

Barnet Segal Drive from Soledad Drive to Iris Canyon Road  
Fremont Street from Camino Aguajito to Camino El Estero  
Garden Road from Fairground Road to Sky Park Court  
Munras Avenue from State Highway 1 to Eldorado Street

**(f) 45 miles per hour. A prima facie speed limit of 45 miles per hour is established for the following location(s):**

South Boundary Road from North City Limit to South City Limit

SECTION 9: The City is authorized to issue warning citations for violations of exceeding the speed limit by 10 miles per hour or less for the first 30 days that the new lower speed limits are in effect.

SECTION 10. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 11: 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 2nd day of April, 2024, by the following vote:

AYES:	5	COUNCILMEMBERS:	Barber, Garcia, Haffa, Smith, Williamson
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None
ABSTAIN:	0	COUNCILMEMBERS:	None

APPROVED:

ATTEST:

DocuSigned by:  
  
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 Mayor of said City

DocuSigned by:  
  
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 City Clerk thereof