

ORDINANCE NO. 439

**AN UNCODIFIED ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
ARVIN ESTABLISHING SPEED LIMITS ON CERTAIN STREETS IN THE
CITY OF ARVIN**

WHEREAS, Section 22352 of the California Vehicle Code (CVC) establishes prima facie speed limits for streets; and

WHEREAS, CVC Section 22352 establishes a prima facie speed limit of twenty-five (25) miles per hour for a street unless a different speed is determined by the local governing authority; and

WHEREAS, pursuant to CVC section 22357, “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 a 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;” and

WHEREAS, CVC Sections 22358, 22358.3, and 22358.4 allow a local authority to reduce, by ordinance, those sections that are automatically 65 (or 55) mph to limits as low as 25 mph (20 or 15 mph if certain special conditions are present) on the basis of an engineering and traffic survey and the determination that the resulting speeds will be reasonable and safe.

WHEREAS, the City Council had determined the need for an engineering and traffic survey for 31 street segments within the City; and

WHEREAS, City staff has conducted an engineering and traffic survey, entitled “City Wide Speed Zone Study” dated October 2016, which assessed 31 street segments within the City; and

WHEREAS, the City Wide Speed Zone Study provide recommendations for speed limits that would facilitate the orderly movement of vehicular traffic on the identified street segments and would be reasonable and safe, and would promote public health, safety and welfare; to wit: two street segments are recommended to remain at their existing posted speed limit, 12 are recommended to increase, and 17 are newly posted speeds; and

WHEREAS, the City Council desires to establish speed limits on certain identified streets in the City of Arvin.

NOW, THEREFORE, the City Council of the City of Arvin does ordain as follows:

Section 1. The City Council establishes, adopts, determines and declares the following prima facie speed limitations:

| | <u>Adopted Prima Facie (mph)</u> |
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| 1. Varsity Road: Comanche Drive to Campus Drive | 35 |
| 2. Varsity Road: Campus Drive to 450 ft. east of Carmel Street | 35 |
| 3. 5th Street: A Street to Tejon Highway | 35 |
| 4. Haven Drive: Comanche Drive to Meyer Street | 30 |

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| 5. Haven Drive: Meyer Street to Tejon Highway | 30 |
| 6. Mark Street: Comanche Drive to Walnut Drive | 25 |
| 7. Franklin Street: Walnut Drive to Meyer Street | 30 |
| 8. Franklin Street: Meyer Street to Tejon Highway | 30 |
| 9. Sycamore Road: Rancho Drive to Comanche Drive | 55 |
| 10. Sycamore Road: Comanche Drive to Meyer Street | 50 |
| 11. Sycamore Road: Meyer Street to Tejon Highway | 50 |
| 12. El Camino Real: Comanche Drive to Meyer Street | 40 |
| 13. El Camino Real: Meyer Street to Tejon Highway | 40 |
| 14. Rancho Drive: Sycamore Road to El Camino Real | 55 |
| 15. Rancho Drive: El Camino Real to Millux Road | 55 |
| 16. Comanche Drive: Sunset Blvd to Varsity Road | 50 |
| 17. Comanche Drive: Varsity Road to Bear Mountain Boulevard | 50 |
| 18. Comanche Drive: Bear Mountain Boulevard to Mark Street | 45* |
| 19. Comanche Drive: Mark Street to Sycamore Road | 45* |
| 20. Walnut Drive: Bear Mountain Boulevard to Mark Street | 30 |
| 21. Walnut Drive: Mark Street to Sycamore Road | 35 |
| 22. Campus Drive: Varsity Road to Bear Mountain Boulevard | 35 |
| 23. Meyer Street: Bear Mountain Boulevard to Franklin Street | 35 |
| 24. Meyer Street: Franklin Street to Sycamore Road | 35 |
| 25. Meyer Street: Sycamore Road to El Camino Real | 35 |
| 26. A Street: 5th Avenue to Bear Mountain Boulevard | 35 |
| 27. A Street: Bear Mountain Boulevard to Franklin Street | 30 |
| 28. A Street: Franklin Street to Olson Street | 30 |
| 29. Tejon Highway: Varsity Road to Bear Mountain Boulevard | 45 |
| 30. Tejon Highway: Bear Mountain Boulevard to Franklin Street | 45 |
| 31. Tejon Highway: Franklin Street to Sycamore Road | 45 |

* No change from existing posted speed limit.

Section 2. The Director over the Maintenance and Infrastructure Group is directed to install appropriate signage on the affected street segments to provide notice of this new speed limitation and for purposes of enforcement.

Section 3. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this Ordinance, or its application to any other person or circumstance. The City Council hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 4. This Ordinance shall take effect thirty (30) days after its adoption in accordance with California Government Code Section 36937.

Section 5. The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published and/or posted in accordance with applicable law.

I HEREBY CERTIFY that the foregoing Ordinance was introduced by the City Council after waiving reading, except by Title, at a special meeting thereof held on the 10th day of January 2017, and adopted the Ordinance after the second reading at a regular meeting held on the 07th day of February 2017, by the following roll call vote:


AYES: CM Ortiz, CM Madrigal, CM Martinez, MPT Robles, Mayor Gurrola

NOES: _____

ABSTAIN: _____

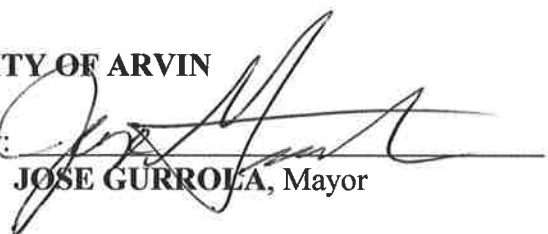
ABSENT: _____

ATTEST

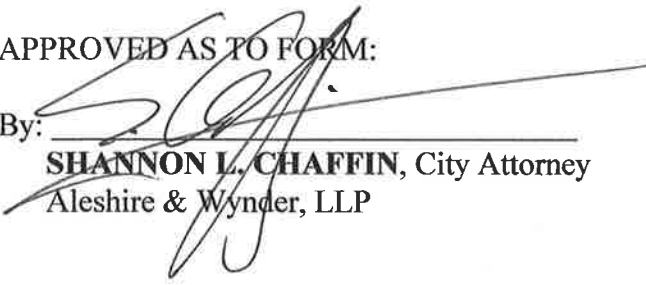


CECILIA VELA, City Clerk

CITY OF ARVIN

By: 
JOSE GURROLA, Mayor

APPROVED AS TO FORM:

By: 
SHANNON L. CHAFFIN, City Attorney
Aleshire & Wynder, LLP

I, _____, City Clerk of the City of Arvin, California, DO
HEREBY CERTIFY that the foregoing is a true and accurate copy of the Ordinance passed and
adopted by the City Council of the City of Arvin on the date and by the vote indicated herein.