



ORDINANCE No.

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

ORDINANCE AMENDING SUBSECTION 5 OF SECTION G-IV 3.A.3, AND ADDING SUBSECTION 57 TO SECTION G-IV 3.A.5, OF ARTICLE 3.A OF CHAPTER IV OF THE NEVADA COUNTY GENERAL CODE PERTAINING TO SPEED LIMITS ON SQUIRREL CREEK ROAD

THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA, STATE OF CALIFORNIA, ORDAINS AS FOLLOWS:

SECTION I:

That the change in the prima facie speed limit on Squirrel Creek Road from Shockley Road to Toad Lane, from 25 miles per hour to 35 miles per hour, be approved based on the following findings A-D:

- A. That California Vehicle Code Sections 22357 and 22358 authorize local agencies to establish speed limits based on the findings of an engineering and traffic survey; and
- B. That the County conducted an engineering and traffic study in May 2017 that found that the segment of Squirrel Creek Road from Shockley Road to Toad Lane had an 85th percentile speed limit of 37 miles per hour; and
- C. That establishing the speed limit at the nearest rounded 85th percentile of free flowing traffic speeds facilitates the orderly movement of vehicular traffic and is reasonable and safe; and
- D. That the work will be funded with local road maintenance funds for Fiscal Year 2017/18.

SECTION II:

Subsection 5 of Section G-IV 3.A.3, of Article 3.A of Chapter IV of the Nevada County General Code is hereby amended to read as follows:

“Sec. G-IV 3.A.3 Twenty-Five Miles Per Hour Pima Facie Speed Limit Established; Signs to be Posted

...

5. Squirrel Creek Road from Rough and Ready Highway to Shockley Road.”

...

SECTION III:

Subsection 57 is hereby added to Section G-IV 3.A.5, of Article 3.A of Chapter IV of the Nevada County General Code to read as follows:

“Sec. G-IV 3.A.5 Thirty-Five Miles Per Hour Prima Facie Speed Limit Established; Signs to be Posted

...

57. Squirrel Creek Road from Shockley Road to Toad Lane.”

SECTION IV:

If any section, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and adopted this ordinance and each section, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

SECTION V:

This Ordinance shall take effect and be in full force thirty (30) days from and after introduction and adoption, and it shall become operative on the _____ day of _____, 2017, and before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the Supervisors voting for and against same in the Union, a newspaper of general circulation printed and published in the County of Nevada.