



# RESOURCE MANAGEMENT AGENCY COUNTY OF TULARE AGENDA ITEM

## BOARD OF SUPERVISORS

ALLEN ISHIDA  
District One

PETE VANDER POEL  
District Two

PHILLIP A. COX  
District Three

J. STEVEN WORTHLEY  
District Four

MIKE ENNIS  
District Five

**AGENDA DATE:** March 5, 2013

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>

CONTACT PERSON: Celeste Perez PHONE: (559) 624-7010

**SUBJECT:** Ordinance Amending Certain Sections of the Tulare County Ordinance Code Pertaining to Speed Limits

**REQUEST(S):**

That the Board of Supervisors:

1. Introduce and waive the first reading of an Ordinance amending Section 3-01-1175, "Tulare Area" and Section 3-01-1180, "Visalia Area" to Part III, Chapter 1, Article 3 of the County Ordinance Code pertaining to speed limits; and
2. Set the second reading for March 19, 2013.
3. Waive the second reading and adopt an Ordinance amending Section 3-01-1175, "Tulare Area" and Section 3-01-1180, "Visalia Area" to Part III, Chapter 1, Article 3 of the County Ordinance Code pertaining to speed limits; and
4. Direct the Clerk of the Board to publish the ordinance after adoption as required by law.

**SUMMARY:**

Road 108 between the Cities of Tulare and Visalia limits is approximately 3.5 miles long. It is signalized at the intersections of Avenue 272 and Avenue 264 and is primarily an undeveloped rural arterial roadway with two lanes in each direction and a dirt median. The roadway, in the unincorporated portion of the County, is not currently posted with speed limit signs and has a prima facie maximum speed of 65 miles per hour which is defined as a speed limit above which drivers are presumed to be driving unlawfully.

**SUBJECT:** Ordinance Amending Certain Sections of the Tulare County Ordinance Code Pertaining to Speed Limits

**DATE:** March 5, 2013

According to the California Vehicle Code, the establishment of a speed limit zone by local ordinance requires an engineering and traffic survey. The primary factor when setting speed limits is to establish the limit preferably at or near the prevailing speed of the traffic. The prevailing (critical) speed is defined as the 85<sup>th</sup>-percentile speed which is the speed at or below which 85% of the vehicular traffic travels. Road 108 at this location was evaluated under this criterion. Although the establishment of speed limits must be primarily based on the prevailing speed, other factors to be considered include the accident record, roadside improvements, traffic characteristics etc.

Staff recently performed a speed survey on Road 108 which revealed that the prevailing speed of traffic north of Avenue 264 is 63 miles per hour. In addition, the posted speed limit on Demaree Street, at the Visalia City limits is 40 miles per hour and the posted limit at the City limits of Tulare is 40 miles per hour.

The Manual on Uniform Traffic Control Devices (MUTCD) states that speed zones should be developed in 10 miles per hour increments except in urban areas where 5 miles per hour increments are preferable. Therefore, to be in compliance with MUTCD staff recommends the Board approve a reduction of the prima facie speed limit of 65 miles per hour on Road 108 to a posted speed limit of 50 miles per hour from the Visalia City Limits to 1,300 feet north of Avenue 272; from 1,300 feet north of Avenue 272 to 1,300 feet south of E. Pacific Avenue to 60 miles per hour; and from 1,300 feet south of E. Pacific Avenue to the Tulare City Limits to 50 miles per hour.

**FISCAL IMPACT/FINANCING:**

The cost to install speed limit signs on the subject segment of Road 108 is estimated to be approximately \$4,000 which is budgeted in the current fiscal year's Roads Budget for signs. There will be no net cost to the County's General Fund at this time.

**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

Strategic Initiative: Safety and Security includes the goal of improving and maintaining an adequate transportation infrastructure. The reduction of the prima facie speed limit of 65 miles per hour to the recommended posted speed limits, as stated above, will improve the overall traffic safety for all types of vehicles traveling on Road 108.

**SUBJECT:** Ordinance Amending Certain Sections of the Tulare County Ordinance  
Code Pertaining to Speed Limits

**DATE:** March 5, 2013

**ADMINISTRATIVE SIGN-OFF:**

\_\_\_\_\_  
Britt L. Fussel, P.E.                      Date  
Assistant Director—Public Works  
County Surveyor

BLF:mb/baw/hb

Cc: Auditor-Controller  
County Counsel  
County Administrative Office (2)

Attachment(s): Attachment A - Vicinity Map  
Attachment B - Ordinance Amendment

**BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF ORDINANCE	)	
AMENDING CERTAIN SECTIONS OF THE	)	Resolution No. _____
TULARE COUNTY ORDINANCE CODE	)	Ordinance No. _____
PERTAINING TO SPEED LIMITS	)	

UPON MOTION OF SUPERVISOR \_\_\_\_\_, SECONDED BY SUPERVISOR \_\_\_\_\_,  
THE FOLLOWING WAS ADOPTED BY THE BOARD OF SUPERVISORS, AT AN OFFICIAL  
MEETING HELD MARCH 5, 2013, BY THE FOLLOWING VOTE:

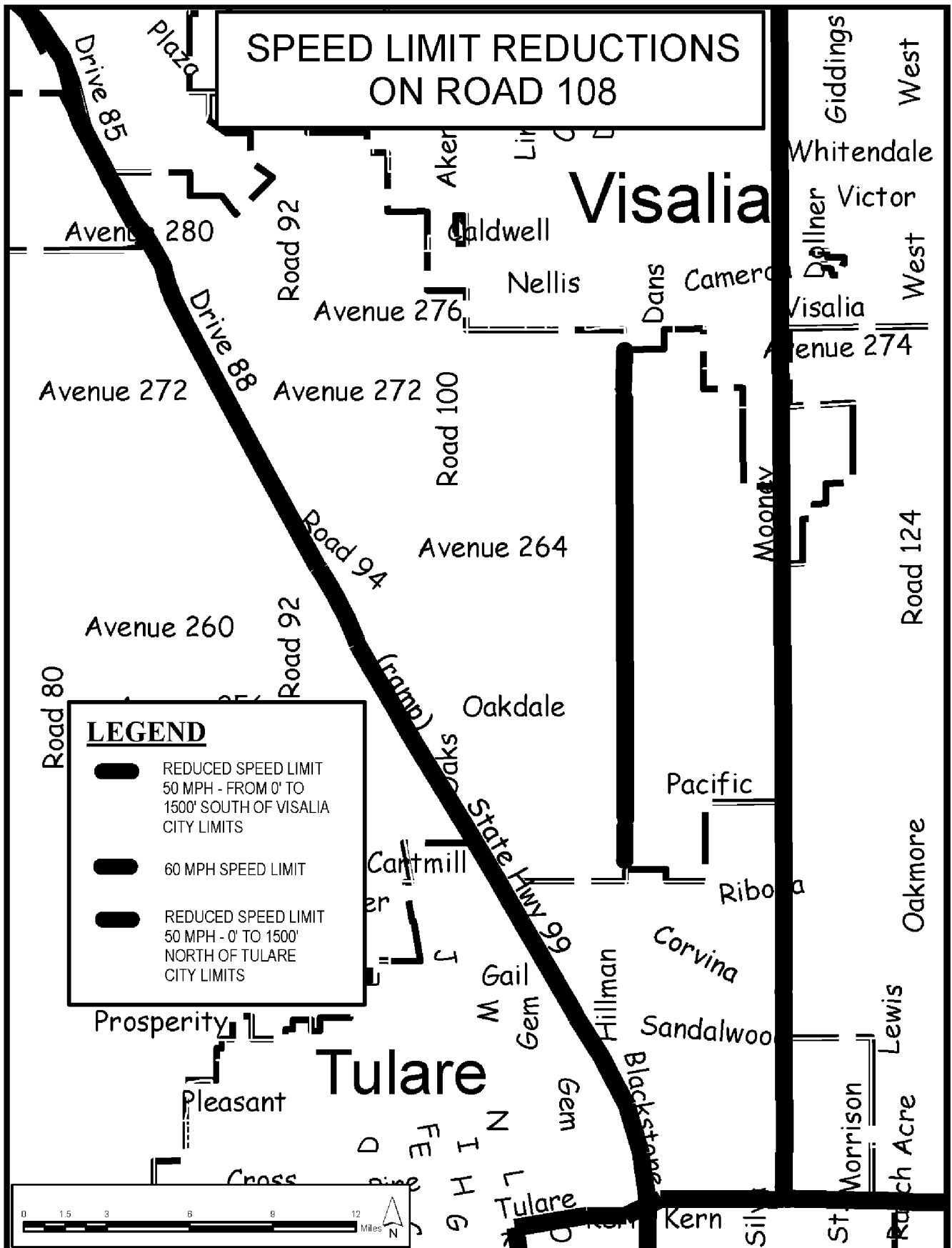
AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST: JEAN M. ROUSSEAU  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS

BY: \_\_\_\_\_  
Deputy Clerk

\* \* \* \* \*

1. Introduced and waived the first reading of an Ordinance amending Section 3-01-1175, "Tulare Area" and Section 3-01-1180, "Visalia Area" to Part III, Chapter 1, Article 3 of the County Ordinance Code pertaining to speed limits; and
2. Set the second reading for March 19, 2013.



Attachment B  
ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING PART III, CHAPTER 1, ARTICLE 3 OF THE ORDINANCE CODE OF  
TULARE COUNTY PERTAINING TO SPEED LIMITS

THE BOARD OF SUPERVISORS OF THE COUNTY OF TULARE ORDAINS AS FOLLOWS:

Section 1. Section 3-01-1175 of Part III, Chapter 1, Article 3 of the Ordinance Code is hereby amended to read as follows:

**SECTION 3-01-1175. Tulare Area**

- |     |                 |   |               |
|-----|-----------------|---|---------------|
| (a) | Bardsley Avenue | From West Street to Pratt Street  | 45 MPH        |
| (b) | <u>Road 108</u> | <u>From 2,600 feet south of Road 264 to 1,300 feet south of E. Pacific Avenue</u> | <u>60 MPH</u> |
| (c) | <u>Road 108</u> | <u>From 1,300 feet south of E. Pacific Avenue to the Tulare City Limits</u>       | <u>50 MPH</u> |

Section 2. Section 3-01-1180 of Part III, Chapter 1, Article 3 of the Ordinance Code is hereby amended to read as follows:

**SECTION 3-01-1180. Visalia Area**

- |     |                 |  |               |
|-----|-----------------|--|---------------|
| (a) | Avenue 296      | From Road 152 to 600 feet east of Road 158   | 45 MPH        |
| (b) | "K" Road        | From the City Limits of the City of Visalia east of Santa Fe Road To the City Limits of the City of Visalia east of Burke Street | 40 MPH        |
| (c) | <u>Road 108</u> | <u>From the Visalia City Limits to 1,300 north of Avenue 272</u>   | <u>50 MPH</u> |
| (d) | <u>Road 108</u> | <u>From 1,300' north of Road 272 to 2,600 feet south of Road 264</u>   | <u>60 MPH</u> |

Section 3. The foregoing ordinance shall take effect thirty (30) days from the date of passage hereof, and prior to the expiration of fifteen (15) days from the passage hereof shall be published once in the Visalia Times Delta, a newspaper printed and published in the County of Tulare, State of California, together with the names of the members of the Board of Supervisors voting for and against the same.

THE FORGOING ORDINANCE was passed and adopted by the Board of Supervisors of the County of Tulare, State of California, on the 19<sup>th</sup> day of March, 2013, at a regular meeting of said Board duly and regularly convened on said day by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

COUNTY OF TULARE

By: \_\_\_\_\_  
Chairman, Board of Supervisors

ATTEST: JEAN M. ROUSSEAU  
County Administrative Officer/  
Clerk of the Board of Supervisors

By: \_\_\_\_\_  
Deputy Clerk

1. Waived the second reading and adopted an Ordinance amending Section 3-01-1175, "Tulare Area" and Section 3-01-1180, "Visalia Area" to Part III, Chapter 1, Article 3 of the County Ordinance Code pertaining to speed limits; and
2. Directed the Clerk of the Board to publish the ordinance after adoption as required by law.



ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING PART III, CHAPTER 1, ARTICLE 3 OF THE ORDINANCE CODE OF TULARE COUNTY PERTAINING TO SPEED LIMITS

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| (c) | Road 108        | From 1,300 feet south of E. Pacific Avenue to the Tulare City Limits       | 50 MPH |

Section 2. Section 3-01-1180 of Part III, Chapter 1, Article 3 of the Ordinance Code is hereby amended to read as follows:

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| (a) | Avenue 296 | From Road 152 to 600 feet east of Road 158   | 45 MPH |
| (b) | "K" Road   | From the City Limits of the City of Visalia east of Santa Fe Road To the City Limits of the City of Visalia east of Burke Street | 40 MPH |
| (c) | Road 108   | From the Visalia City Limits to 1,300 north of Avenue 272  | 50 MPH |
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ABSENT:

COUNTY OF TULARE

By: \_\_\_\_\_  
Chairman, Board of Supervisors

ATTEST: JEAN M. ROUSSEAU  
County Administrative Officer/  
Clerk of the Board of Supervisors

By: \_\_\_\_\_  
Deputy Clerk