## 

## **ORDINANCE NO. 08-012**

## AN ORDINANCE OF THE ALBANY CITY COUNCIL AMENDING SECTION 9-1.4 B. AND C. OF THE ALBANY MUNICIPAL CODE TO DECREASE THE SPEED LIMIT ON CLEVELAND AVENUE AND EASTSHORE HIGHWAY FROM 35 MILES PER HOUR TO 25 MILE PER HOUR

**WHEREAS**, the Speed and Volume Survey for Speed Limits required by the California Vehicle Code and the National Uniform Code for all municipalities for the enforcement of speed limits was completed in February, 2008; and

**WHEREAS**, the existing "prima facie speed limit on Cleveland Avenue from the Contra Costa County limit line southerly to a point nine hundred (900') feet northerly of the northerly line of Washington Avenue, is thirty-five (35) miles per hour;" and

**WHEREAS**, the existing "prima facie speed limit on Eastshore Highway from the Berkeley City limits to the end of the Eastshore Highway, is hereby fixed at thirty-five (35) miles per hour;" and

**WHEREAS**, the results of the Speed and Volume Survey suggest that the 85<sup>th</sup> percentile speeds on Cleveland Avenue and Eastshore Highway are 31.3 and 30.8 mph respectively; and

WHEREAS, due to a higher than Expected Collision Rate on Cleveland Avenue (24 collisions in the last four years, equating to 5.61 ACC/MVM) the consultant traffic engineer recommended downgrading the speed limit to 25 mph; and

**WHEREAS**, because the 10 mph pace on Eastshore Highway is between 20 to 29 mph and the suggested speed limit determined by the 85<sup>th</sup> percentile speed does not fall within this range as it typically should, the consultant traffic engineer recommended downgrading the 85<sup>th</sup> percentile speed by 5 mph, or to 25 mph; and

WHEREAS, the Albany Police Department supports the recommendation of this Study to reduce the speed limit, and intends to enforce the new limit; and

**WHEREAS**, the Traffic and Safety Commission considered this recommendation at its October 23, 2008 meeting, and recommended that the City Council approve a reduction in the speed limit for these two street segments to 25 mph.

1	NOW, THEREFORE, THE ALBANY CITY COUNCIL DOES HEREBY ORDAIN AS FOLLOWS:	
2 3		-1.4 Speed Limits on Frontage Roads
4	a.	Pierce Street. The prima facie speed limit on Pierce Street from a point nine
5		hundred (900') feet northerly right of way of Washington Avenue to the Contra Costa County line, is hereby fixed at twenty-five (25) miles per hour.
6	h	Clausiand Avenue. The mime feets enough limit on Clausiand Avenue from
7 8	b.	Cleveland Avenue. The prima facie speed limit on Cleveland Avenue from the Contra Costa County line southerly to a point nine hundred (900') feet northerly of the northerly line of Washington Avenue, is hereby fixed at
9		twenty-five (25) miles per hour.
10	c.	Eastshore Frontage Road (aka, Eastshore Highway). The prima facie speed limit on the Eastshore Frontage Road from the Berkeley City limits to the end
11		of the Eastshore Frontage Road is hereby fixed at twenty-five (25) miles per hour.
12	PASSED AND ADOPTED by the City Council of the City of Albany at its meeting on the day of, 2008, by the following vote:	
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14	AYES:	
15	NOES:	
16	ABSENT:	
17 18	ABSTAIN	1:
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20		Mayor Robert S. Lieber
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