#### **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

**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

enforcement of speed limits was completed in February, 2008; 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 has considered this recommendation at its October 23, 2008 meeting.

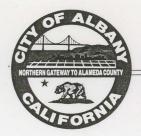
1 NOW, THEREFORE, THE ALBANY CITY COUNCIL DOES HEREBY ORDAIN AS FOLLOWS: 2 Section 9-1.4 Speed Limits on Frontage Roads 3 4 Pierce Street. The prima facie speed limit on Pierce Street from a point nine hundred (900') feet northerly right of way of Washington Avenue to the 5 Contra Costa County line, is hereby fixed at twenty-five (25) miles per hour. 6 Cleveland Avenue. The prima facie speed limit on Cleveland Avenue from b. 7 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 8 twenty-five (25) miles per hour. 9 Eastshore Frontage Road (aka, Eastshore Highway). The prima facie speed 10 limit on the Eastshore Frontage Road from the Berkeley City limits to the end of the Eastshore Frontage Road is hereby fixed at twenty-five (25) miles per 11 hour. 12 PASSED AND ADOPTED by the City Council of the City of Albany at its 13 meeting on the 15tday of Deg 2008, by the following vote: 14 AYES: Council Members Javandel, Lieber, Thomsen, Wile & Mayor Atkinson 15 NOES: None 16 None ABSENT: 17 ABSTAIN: None 18 19 Mayor Robert S. Lieber 20 21 22 23 24 25

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# City of Albany

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- Senior Center
   PH. (510) 524-9122
   FAX (510) 524-8940
- Teen Center PH. (510) 525-0576

STATE OF CALIFORNIA )
COUNTY OF ALAMEDA ) ss
CITY OF ALBANY )

AYES: Council Members Javandel, Lieber, Thomsen, Wile & Mayor Atkinson

NOES: None

ABSENT: None

JACQUELINE L. BUCHOLZ, CN CITY CLERK