

ORDINANCE NO.**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE APPROVING THE REDUCTION IN SPEED LIMIT ON TALLY HO ROAD BETWEEN JAMES WAY AND HIGHWAY 227 FROM 35 MPH TO 30 MPH**

WHEREAS, residents along Tally Ho Road between James Way and Highway 227 have expressed concerns regarding the current speed limit of 35 miles per hour (mph) at this location; and,

WHEREAS, a speed survey on February 8 – 15, 2021 indicated that 35 mph was the lowest enforceable postable speed at the time; and,

WHEREAS, City staff held field meetings on September 2, 2021 and again on May 25, 2022 to receive resident input; and

WHEREAS, in response to resident feedback, staff developed a striping plan and implemented this plan in winter 2022; and,

WHEREAS, the 2006 California Manual on Uniform Traffic Control Devices and Caltrans Policy Directive 09-04 allow for a speed limit reduction below the 85th percentile, if the conditions and justification for this lower speed limit are documented in an engineering and traffic study (E&TS) and approved by a registered Civil or Traffic Engineer.

WHEREAS, a new speed survey conducted July 6 – 13, 2023 indicated that a speed limit of 30 mph can be enforceable if such a speed is justified in an Engineering and Traffic Study (E&TS) developed by registered Civil Engineer; and

WHEREAS, an E&TS has been developed by a registered Civil Engineer, and the engineer is recommending a speed limit of 30 mph (see Exhibit A, incorporated by reference).

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Arroyo Grande does ordain as follows:

- 1, The above recitals are true and correct and incorporated herein.
2. The Council hereby approves the reduction in speed limit on Tally Ho Road between James Way and Highway 227 from 35 mph to 30 mph, and authorizes City staff to undertake any necessary changes to effectuate the reduction in the applicable speed limit, including changes to traffic signage in the designated area.
3. This ordinance is not a project subject to the California Environmental Quality Act (“CEQA”) because it has no potential to result in either a direct, or reasonably foreseeable indirect, physical change in the environment. (State

CEQA Guidelines, §§ 15060, subd. (b)(2)-(3), 15378.) Other than the replacement of existing street signs, there is no additional physical alteration or construction associated with this action, and this speed adjustment is not anticipated to alter traffic patterns other than to reduce speed.

4. If any section or provision of this Ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, or contravened by reason of any preemptive legislation, the remaining sections and/or provisions of this ordinance shall remain valid. The City Council hereby declares that it would have adopted this Ordinance, and each section or provision thereof, regardless of the fact that any one or more section(s) or provision(s) may be declared invalid or unconstitutional or contravened via legislation.

5. The Mayor shall sign and the City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same, or the summary thereof, to be published and posted pursuant to the provisions of law and this Ordinance shall take effect thirty (30) days after passage and after appropriate signs giving notice of the new speed limit are posted upon the street affected by the Ordinance.

On motion by Council Member _____, seconded by Council Member _____, and by the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

The foregoing Ordinance was adopted this ____ day of _____, 2023.

CAREN RAY RUSSOM, MAYOR

ATTEST:

JESSICA MATSON, CITY CLERK

APPROVED AS TO CONTENT:

BILL ROBESON, INTERIM CITY MANAGER

APPROVED AS TO FORM:

ISAAC ROSEN, CITY ATTORNEY

EXHIBIT A
Engineering and Traffic Study (E&TS)