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02/23/89

Allowing a temporary  
decreased speed limit

ORDINANCE NO. 1477

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING SECTIONS 10.24.010, 10.24.030, 10.24.040, 10.24.050 AND 10.24.060 OF THE REDMOND MUNICIPAL CODE TO CONFORM WITH STATE LAW AND ADDING NEW SECTIONS 10.24.045, 10.24.047 AND 10.24.055, ALLOWING THE CITY TRAFFIC ENGINEER TO TEMPORARILY PLACE RESTRICTIONS ON STREET, ROAD OR HIGHWAY USAGE DURING PERIODS OF STREET, ROAD OR HIGHWAY HAZARDS.

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WHEREAS, Chapter 10.24 of the Redmond Municipal Code contains provisions which no longer comply with State law, and

WHEREAS, the City Council has determined that the City Traffic Engineer should be given the authority to regulate usage on City streets, roads and highways when hazards exist due to construction or other factors, NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, ORDAINS AS FOLLOWS:

Section 1. Section 10.24.010 of the Redmond Municipal Code is hereby amended to read as follows:

10.24.010 State speed laws applicable -- Exceptions. The state traffic laws regulating the speed of vehicles shall be applicable upon all streets, roads or highways within the city, except that the city, as authorized by state law, may declare and determine in accordance with this chapter, that certain increased or decreased speed regulations shall be applicable upon specified streets, roads or highways or in certain areas, in which event it is unlawful for any person to operate a vehicle at a speed in excess of the speed so established when proper signs are in place giving notice thereof.

Section 2. Section 10.24.030 of the Redmond Municipal Code is hereby amended to read as follows:

10.24.030 Increasing state speed limit. Whenever it is determined on the basis of an engineering and traffic investigation that conditions exist upon a street, road or highway which warrant an increase in the speed permitted by state law, the city council, subject to the approval of the secretary of transportation in cases involving state highways, shall determine and declare a reasonable and safe maximum speed limit for such street, road or highway, or portion thereof, not to exceed sixty miles per hour.

Section 3. Section 10.24.040 of the Redmond Municipal Code is hereby amended to read as follows:

10.24.040 Decreasing state speed limit. Whenever it is deemed inadvisable on the basis of an engineering and traffic investigation under conditions found to exist, for vehicles to operate at the maximum speed allowed by state law on any portion of a street, road or highway, the city council, subject to the approval of the secretary of transportation in cases involving state highways, may determine and declare a reasonable and safe lower maximum speed or otherwise regulate a lesser speed; provided, that in no case shall the maximum speed be reduced to less than twenty miles per hour.

Section 4. Section 10.24.050 of the Redmond Municipal Code is hereby amended to read as follows:

10.24.050 Posting speed limits. At the time of providing for any decreased or increased maximum speed, the city traffic engineer, in conjunction with state highway authorities, shall cause to be posted at either end of such portion of the street, road or highway and at such other points as is deemed advisable, signs of such size as to be easily read, setting forth the maximum speed allowed upon the street, road or highway. Thereafter, it is unlawful for any person to violate any such rule, order, or regulation.

Section 5. Section 10.24.060, excluding the schedules included therewith, of the Redmond Municipal Code is hereby amended to read as follows:

10.24.060 Schedule. The maximum speed limits set forth in the following schedule of speed limits are hereby established as the reasonable and safe maximum speed limits to be effective at all times upon the streets, roads and highways designated in the schedule, subject to the provisions of RMC Section 10.24.045.

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The schedules included under section 10.24.060 of the Redmond Municipal Code are included by this reference as if set forth in full and are hereby adopted in full together with the changes contained in Section 2 of Ordinance No. 1351, passed by the City Council on December 16, 1986.

Section 6. There is hereby added a new section 10.24.045, Temporary closure or restriction authorized, to the Redmond Municipal Code to read as follows:

10.24.045 Temporary closure or restriction authorized. Whenever the condition of any street, road or highway, either newly or

previously constructed, altered, repaired or improved, or when any part thereof is such that for any reason its unrestricted use or continued use by vehicles or by any class of vehicles will greatly damage that street, road or highway, or will be dangerous to traffic, or it is being constructed, altered, repaired, improved, or maintained in such a manner as to require that use of the street, road or highway, or any portion thereof, be closed or restricted to all vehicles or any class of vehicles for any period of time, the city traffic engineer, subject to the provisions in RMC Section 10.24.047, may close the street, road or highway to travel by all vehicles or by any class of vehicles, or may declare a lower maximum speed for any class of vehicles for such definite period of time as the city traffic engineer may determine. The city traffic engineer shall further have authority to classify vehicles according to gross weight, axle weight, height, width, length, braking area, performance, vehicle combinations, or tire equipment for the purposes of this section, and may restrict the use of any portion of any street, road or highway to use by an urban public transportation system. Provided, action taken under this section in cases involving state highways shall be subject to the approval of the secretary of transportation.

Section 7. There is hereby added a new section 10.24.047, Procedure for temporary closure or restriction, to the Redmond Municipal Code to read as follows:

10.24.047 Procedure for temporary closure or restriction. Before any street, road or highway is closed to, or the maximum speed limit thereon reduced for, all vehicles or any class of vehicles, the city traffic engineer with the approval of the Mayor, shall place advance notice thereof in the next regular agenda of the city council, which notice shall include any speed limit modification, including the street, road or highway involved, and the length of time the closure or decreased speed limit will stay in effect. The city council may accept, reject or modify the determination of the city traffic engineer. Failure of the city council to take action upon the notice shall be deemed an acceptance of the action proposed by the notice. If approved as proposed or approved as modified, the city clerk shall immediately cause publication of the notice in the official newspaper of the city and shall post a like notice, on or prior to the date of publication of such notice, in a conspicuous place at each end of the street, road, or highway, or the portion thereof to be closed or restricted. Provided, that no such street, road or highway, or portion thereof, may be closed sooner than 3 days after the publication and posting of the notice herein provided for. Provided, however, that in cases of emergency or conditions in which the maximum time the closure will be in effect is 12 hours or less, the city traffic engineer may, without publication or delay, close

streets, roads or highways temporarily by posting notice at each end of the closed portion thereof and at all intersecting highways if the closing be of a portion of a highway, at all intersecting highways and roads if the closing be of a portion of a road, and at all intersecting streets if the closing be of a street. In all emergency cases or conditions in which the maximum time the closure will be in effect is 12 hours or less, as herein provided, the orders of the city traffic engineer shall be immediately effective. Provided further, action taken under this section in cases involving state highways shall be subject to the approval of the Secretary of the Transportation.

Section 8. There is hereby added a new section 10.24.055, Advisory speed limits, to the Redmond Municipal Code to read as follows:

10.24.055 Advisory speed limits. The city traffic engineer may place an advisory speed limit sign to indicate a maximum recommended speed through a street, road or highway made hazardous by reason of construction, damaged condition or other reason. This sign shall be used only in conjunction with a sign warning of the hazard and shall conform to the requirements of the provisions found in the State of Washington "Manual on Uniform Traffic Control Devices for Streets and Highways" obtainable from the Department of Transportation. Provided, the authorization of this section shall be subject to the notice provisions of RMC 10.24.047, excluding the requirements for publication and posting. Provided further, action taken under this section in cases involving state highways shall be subject to the approval of the Secretary of Transportation.

Section 9. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 10. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of the ordinance or a summary thereof consisting of the title.

APPROVED:

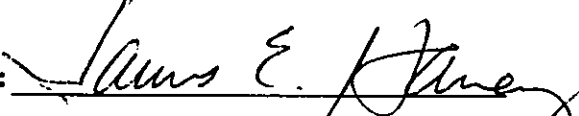
  
MAYOR, DOREEN MARCHIONE

ATTEST/AUTHENTICATED:

  
CITY CLERK, DORIS A. SCHAIBLE

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

BY:



FILED WITH THE CITY CLERK: 3-16-89  
PASSED BY THE CITY COUNCIL: 3-21-89  
PUBLISHED: 3-26-89  
EFFECTIVE DATE: 3-31-89  
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