

ORDINANCE NO. 7-2008

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
AMENDING SECTION 10.48.020 OF THE ELK GROVE MUNICIPAL CODE TO
ESTABLISH SPEED LIMITS ON VARIOUS SEGMENTS OF GRANT LINE ROAD**

THE CITY COUNCIL OF THE CITY OF ELK GROVE, CALIFORNIA does ordain as follows:

SECTION 1. FINDINGS.

On March 12, 2008, the City Council of the City of Elk Grove reviewed and considered the engineering and traffic surveys and related information, attached hereto and incorporated by reference.

Based upon the review of the Survey and related information, the City Council finds the prevailing or 85th percentile speeds of the vehicles are:

<u>Roadway Segment</u>	<u>85th Percentile Speed</u>
Grant Line Road – Bond Road to 650 feet south of Equestrian Drive	50 miles per hour
Grant Line Road – Bond Road to Sheldon Woods Way	41 miles per hour
Grant Line Road – Sheldon Woods Way to 980 feet north of Spanish Grant Road	50 miles per hour

Based on the review of the Surveys, the City Council finds that the most appropriate speed limit to facilitate the orderly movement of traffic that is reasonable and safe for the above-listed streets is as set forth in Section 2.

SECTION 2. DECLARATION OF SPEED LIMITS.

Section 10.48.020 of the Elk Grove Municipal Code is hereby amended to add the following:

- Grant Line Road between Bond Road and 650 feet south of Equestrian Drive shall be forty-five (45) miles per hour;
- Grant Line Road between Bond Road and Sheldon Woods Way shall be thirty-five (35) miles per hour; and
- Grant Line Road between Sheldon Woods Way and 980 feet north of Spanish Grant Road shall be forty-five (45) miles per hour.

SECTION 3. DIRECTION TO CITY TRAFFIC ENGINEER.

On or after the effective date of this ordinance, the City Engineer is directed to clearly post speed limit signs effectuating Section 2, above, to give notice that this ordinance is in effect.

SECTION 4. NO MANDATORY DUTY OF CARE.

This ordinance is not intended to and shall not be construed or given effect in a manner that imposes upon the City or any officer or employee thereof a mandatory duty of care towards persons and property within or without the City, so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

SECTION 5. SEVERABILITY.

If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable. This City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof and intends that the invalid portions should be severed and the balance of the ordinance be enforced.

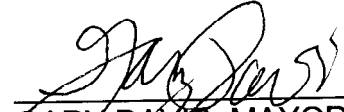
SECTION 6. SAVINGS CLAUSE.

The provisions of this chapter shall not affect or impair an act done or right vested or approved or any proceeding, suit or prosecution had or commenced in any cause before such repeal shall take effect; but every such act done, or right vested or accrued, or proceeding, suit or prosecution shall remain in full force and effect to all intents and purposes as if such ordinance or part thereof so repealed had remained in force. No offense committed and no liability, penalty or forfeiture, either civilly or criminally incurred prior to the time when any such ordinance or part thereof shall be repealed or altered by said Code shall be discharged or affected by such repeal or alteration; but prosecutions and suits for such offenses, liabilities, penalties or forfeitures shall be instituted and proceeded with in all respects as if such prior ordinance or part thereof had not been repealed or altered.

SECTION 7. EFFECTIVE DATE AND PUBLICATION.

This Ordinance shall take effect thirty (30) days after its adoption. In lieu of publication of the full text of the ordinance within fifteen (15) days after its passage, a summary of the ordinance may be published at least fifteen (15) days after its passage, a summary of the ordinance may be published at least five days prior to and fifteen (15) days after adoption by the City Council and a certified copy shall be posted in the office of the City Clerk, pursuant to GC 36933(c)(1).

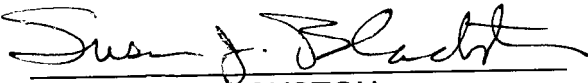
ORDINANCE: 7-2008
INTRODUCED: March 12, 2008
ADOPTED: March 26, 2008
EFFECTIVE: April 25, 2008



GARY DAVIS, MAYOR of the
CITY OF ELK GROVE

ATTEST:

APPROVED AS TO FORM:



SUSAN J. BLACKSTON
ASSISTANT CITY CLERK



SUSAN COCHRAN, CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL ORDINANCE NO. 7-2008**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

I, Susan J. Blackston, Assistant City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing ordinance, published and posted in compliance with State law, was duly introduced on March 12, 2008 and approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on March 26, 2008 by the following vote:


AYES : **COUNCILMEMBERS:** *Davis, Hume, Leary, Scherman, Cooper*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*

A summary of the ordinance was published pursuant to GC 36933(c) (1).


**Susan J. Blackston, Assistant City Clerk
City of Elk Grove, California**