

ORDINANCE NO. 3510

ORDINANCE OF THE CITY OF CHULA VISTA DECREASING THE SPEED LIMIT ON MOSS STREET BETWEEN BROADWAY AND SECOND AVENUE FROM 35 MPH TO 30 MPH AND BETWEEN SECOND AVENUE AND THE EASTERLY CUL-DE-SAC FROM 35 MPH TO 25 MPH, AND AMENDING SCHEDULE X OF THE REGISTER MAINTAINED IN THE OFFICE OF THE CITY ENGINEER TO REFLECT THE ESTABLISHED SPEED LIMITS

WHEREAS, staff completed an Engineering and Traffic Survey (E&TS) for Moss Street between Industrial Boulevard and the Easterly Cul-de-Sac, adjacent to Fire Station 3, in accordance with the California Vehicle Code (CVC), which indicates that the posting of speed limits be determined by an E&TS for each street with a posted speed limit in the City; and

WHEREAS, as described in the CVC, the E&TS shall include (1) prevailing speeds as determined by traffic engineering measurements; (2) accident records; and (3) traffic/roadside conditions not readily apparent to the driver; and

WHEREAS, the California Manual on Uniform Traffic Control Devices (CA MUTCD) states that the speed limit shall be established at the nearest 5 mph increment to the 85th percentile speed; and

WHEREAS, the permanent closure of Moss Street between Alpine Avenue and Naples Street approved by City Council on November 19, 2019 to accommodate the new Fire Station 3 (formerly 9) affected the operation of Moss Street between Second Avenue and its new cul-de-sac such that it functions and meets the criteria of a residence district per the CVC; and

WHEREAS, based on the 85th percentile speed of the roadway, as well as other roadway characteristics outlined in each E&TS, staff has determined that the speed limit on Moss Street between Industrial Boulevard and Second Avenue be 30 mph, that the speed limit on Moss Street between Second Avenue and the easterly cul-de-sac be 25 mph; and

WHEREAS, on May 5, 2021, the City of Chula Vista Safety Commission concurred with staff's recommended speed limits described above.

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NOW, THEREFORE, the City Council of the City of Chula Vista does ordain as follows:

Section I. Establish Speed Limit

The established speed limits and Schedule X of the register maintained in the office of the City Engineer shall be amended to reflect the established and revised speed limits as follows:

10.48.020 Schedule X – Established Speed Limits in Certain Zones - Designated			
Street Name	Beginning At	Ending At	Speed Limit
Moss Street	Industrial Boulevard	Second Avenue	30 mph
Moss Street	Second Avenue	East Cul-de-Sac	25 mph

Section II. Severability

If any portion of this Ordinance, or its application to any person or circumstance, is for any reason held to be invalid, unenforceable or unconstitutional, by a court of competent jurisdiction, that portion shall be deemed severable, and such invalidity, unenforceability or unconstitutionality shall not affect the validity or enforceability of the remaining portions of the Ordinance, or its application to any other person or circumstance. The City Council of the City of Chula Vista hereby declares that it would have adopted each section, sentence, clause or phrase of this Ordinance, irrespective of the fact that any one or more other sections, sentences, clauses or phrases of the Ordinance be declared invalid, unenforceable or unconstitutional.

Section III. Construction

The City Council of the City of Chula Vista intends this Ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this Ordinance shall be construed in light of that intent.

Section IV. Effective Date

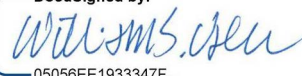
This Ordinance shall take effect and be in force on the thirtieth day after its final passage.

Section V. Publication

The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published or posted according to law.

Presented by

Approved as to form by

DocuSigned by:

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 William S. Valle, P.E.
 Director of Engineering & Capital Projects

DocuSigned by:

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 Glen R. Googins
 City Attorney

PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 10th day of August 2021, by the following vote:

AYES:	Councilmembers:	Cardenas, Galvez, McCann, Padilla, and Casillas Salas
NAYS:	Councilmembers:	None
ABSENT:	Councilmembers:	None

DocuSigned by:

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 Mary Casillas Salas, Mayor

ATTEST:

DocuSigned by:

 3074D104EAF342E...
 Kerry K. Bigelow, MMC, City Clerk

STATE OF CALIFORNIA)
 COUNTY OF SAN DIEGO)
 CITY OF CHULA VISTA)

I, Kerry K. Bigelow, City Clerk of Chula Vista, California, do hereby certify that the foregoing Ordinance No. 3510 had its first reading at a regular meeting held on the 27th day of July 2021, and its second reading and adoption at a regular meeting of said City Council held on the 10th day of August 2021; and was duly published in summary form in accordance with the requirements of state law and the City Charter.

8/27/2021

 Dated

DocuSigned by:

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 Kerry K. Bigelow, MMC, City Clerk