

RESOLUTION NO. 20-030

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ACCEPTING THE FINDINGS AND RECOMMENDATIONS OF TRAFFIC STUDY NUMBERS 20-01, 20-02, AND 20-03, AND DECLARING INTENT TO ESTABLISH A PRIMA FACIE SPEED LIMIT OF 35 MILES PER HOUR ON BOICE LANE, COUNTY ROAD 413, FROM MILEPOST 0.00 TO MILEPOST 0.40, TO ESTABLISH A PRIMA FACIE SPEED LIMIT OF 45 MILES PER HOUR ON BOICE LANE, COUNTY ROAD 413, FROM MILEPOST 0.40 TO MILEPOST 1.26, AND TO ESTABLISH A PRIMA FACIE SPEED LIMIT OF 35 MILES PER HOUR ON BOICE LANE, COUNTY ROAD 413, FROM MILEPOST 0.00 TO MILEPOST 0.56 (FORT BRAGG AREA)

WHEREAS, Section 21351 of the California Vehicle Code provides as follows:

“Local authorities in their respective jurisdictions shall place and maintain or cause to be placed and maintained such traffic signs, signals and other traffic control devices upon streets and highways as required hereunder, and may place and maintain or cause to be placed and maintained, such appropriate signs, signals or other traffic control devices as may be authorized hereunder or as may be necessary properly to indicate and to carry out the provisions of this code or local traffic ordinances or to warn or guide traffic”; and

WHEREAS, Section 22358 of the California Vehicle Code provides as follows:

“Whenever a local authority determines upon the basis of an engineering and traffic survey that the limit of 65 miles per hour is more than is reasonable or safe upon any portion of any street other than a state highway where the limit of 65 miles per hour is applicable, the local authority may by ordinance determine and declare a prima facie speed limit of 60, 55, 50, 45, 40, 35, 30, or 25 miles per hour, whichever is found most appropriate to facilitate the orderly movement of traffic and is reasonable and safe, which declared prima facie limit shall be effective when appropriate signs giving notice thereof are erected upon the street”; and

WHEREAS, the Mendocino County Department of Transportation (DOT) has completed Traffic Study Number (No.) 20-01, No. 20-02, and No. 20-03, which found that the establishment of a 35 mile per hour (MPH) prima facie speed zone on Boice Lane, County Road (CR) 413, from milepost (MP) 0.00 – MP 0.40, a 45 MPH prima facie speed zone on Boice Lane, CR 413, from MP 0.40 to MP 1.26, and a 35 MPH prima facie speed zone on Pearl Drive, CR 412A, from MP 0.00 to 0.56, is legal under the California Manual on Uniform Traffic Control.

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors hereby:

1. Accepts the findings and recommendations of DOT Traffic Study No. 20-01 to establish a proper speed zone on Boice Lane, CR 413, from MP 0.00 – MP 0.40, DOT Traffic Study No. 20-02 to establish a proper speed zone on Boice Lane, CR 413, from MP 0.40 to MP 1.26, and DOT Traffic Study No. 20-03 to establish a proper speed zone on Pearl Drive, CR 412A, MP 0.00 to MP 0.56; and
2. Declares the intent of this Board to adopt an Ordinance amending Section 15.04.030(D) of the Mendocino County Code, to establish a 35 MPH speed limit on Boice Lane, CR 413, from MP 0.00 to MP 0.40, and on Pearl Drive, CR 412A, from mile post 0.00 to mile post 0.56, and to adopt an Ordinance amending

Section 15.04.030(F) of the Mendocino County Code, to establish a 45 MPH speed limit on Boice Lane, CR 413, from MP 0.40 to MP 1.26; and

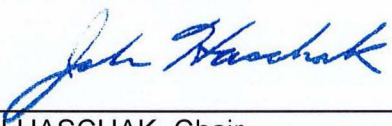
3. Directs the DOT and County Counsel to prepare and submit an Ordinance for the Board's consideration to accomplish the speed zone changes on Boice Lane, CR 413, as recommended by Traffic Study No. 20-01, the changes on Boice Lane, CR 413, as recommended by Traffic Study No. 20-02, and the changes on Pearl Drive, CR 412A, as recommended by Traffic Study No. 20-03; and
4. Directs the DOT upon adoption of said Ordinance, to erect, place and maintain the appropriate traffic marking and control devices necessary to indicate and establish said speed zone changes.

The foregoing Resolution introduced by Supervisor Gjerde, seconded by Supervisor Brown, and carried this 24th day of March, 2020, by the following vote:

AYES: Supervisors Brown, McCowen, Haschak, Gjerde and Williams
NOES: None
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: CARMEL J. ANGELO
Clerk of the Board



JOHN HASCHAK, Chair
Mendocino County Board of Supervisors



Deputy

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

APPROVED AS TO FORM:
CHRISTIAN M. CURTIS
Acting County Counsel

BY: CARMEL J. ANGELO
Clerk of the Board





Deputy