

**BEFORE THE CITY COUNCIL OF THE CITY OF LAFAYETTE**

**IN THE MATTER OF:**

An Ordinance of the City Council of the City of )  
Lafayette Establishing Prima Facie Speed Limits )  
Within the City ) Ordinance No. 649  
\_\_\_\_\_ )

WHEREAS, the City of Lafayette (“City”) is authorized by California Vehicle Code Section 22357 *et seq.* to adjust the prima facie speed limits in the City; and

WHEREAS, the City of Lafayette has conducted and completed engineering and traffic surveys pursuant to the requirements of the California Vehicle Code and the Traffic Manual published by the California Department of Transportation; and

WHEREAS, the City of Lafayette has concluded that the speed limits set forth in the engineering and traffic speed surveys are the most appropriate to facilitate the orderly and safe movement of traffic for those street segments.

THE CITY COUNCIL OF THE CITY OF LAFAYETTE DOES ORDAIN AS FOLLOWS:

**Section 1.** **Amendment.** Section 8-8131 of the Lafayette Municipal Code is amended in full to read as follows:

The city council shall by *ordinance* designate the speed limit on those streets where speed limits other than those prescribed by state law are necessary for the safe and orderly movement of traffic. These speed limits shall be based on an engineering and traffic study evaluated by a traffic engineer. Upon the adoption of such *ordinance*, the city manager shall direct the installation of signs giving notice thereof.

**Section 2.** **Adoption of Speed Limits.**

The recommended prima facie speed limits indicated in the engineering and traffic speed surveys and set forth in the table below are hereby adopted. The engineering and traffic speed surveys are attached hereto as Exhibit “A” and incorporated herein by this reference.

EXHIBIT A

#	Location of Speed Zone	Speed Limit (Miles per hour)	Engineering & Traffic Speed Survey (Title, Author, Date)
1	ACALANES ROAD <i>South of Mt Diablo Blvd</i>	25	Acalanes Road, Charles E. DeLeuw Jr., 2/10/2016
2	DEER HILL ROAD (1) <i>Happy Valley Rd to 600' east of First St</i>	35	Deer Hill Road, Charles E. DeLeuw Jr., 2/10/2016
3	DEER HILL ROAD (2) <i>600' east of First St to Pleasant Hill Rd</i>	45	Deer Hill Road, Charles E. DeLeuw Jr., 2/10/2016
4	EL NIDO RANCH ROAD <i>All (within City limits)</i>	35  (25 near Bentley School, when Children Are Present)	El Nido Ranch Road, Charles E. DeLeuw Jr., 2/15/2016
5	FIRST STREET <i>All</i>	25  (20 near Lafayette Elementary, when Children Are Present)	First Street, Charles E. DeLeuw Jr., 2/15/2016
6	HAPPY VALLEY ROAD (1) <i>West of 200' east of Cricket Hill Rd</i>	25	Happy Valley Road, Charles E. DeLeuw Jr., 2/16/2016
7	HAPPY VALLEY ROAD (2) <i>200' east of Cricket Hill Rd to Baker Ln</i>	30  (25 near Happy Valley Elementary, when Children Are Present)	Happy Valley Road, Charles E. DeLeuw Jr., 2/16/2016
8	HAPPY VALLEY ROAD (3) <i>Baker Ln to Mt Diablo Blvd</i>	25	Happy Valley Road, Charles E. DeLeuw Jr., 2/16/2016
9	MORAGA BOULEVARD <i>All</i>	25	Moraga Boulevard, Charles E. DeLeuw Jr., 3/15/2016

#	Location of Speed Zone	Speed Limit (Miles per hour)	Engineering & Traffic Speed Survey (Title, Author, Date)
10	Moraga Road (1) <i>Mt Diablo Blvd to Old Jonas Hill Rd</i>	25  (20 near Lafayette Elementary, when Children Are Present)	Moraga Road, Charles E. DeLeuw Jr., 3/15/2016
11	Moraga Road (2) <i>Old Jonas Hill Rd to southerly City limits</i>	35	Moraga Road, Charles E. DeLeuw Jr., 3/15/2016
12	Mount Diablo Boulevard (1) <i>Pleasant Hill Rd to First St</i>	35	Mount Diablo Boulevard, Charles E. DeLeuw Jr., 2/22/2016
13	Mount Diablo Boulevard (2) <i>First St to Dolores Dr</i>	25	Mount Diablo Boulevard, Charles E. DeLeuw Jr., 2/22/2016
14	Mount Diablo Boulevard (3) <i>Dolores Dr to 350' west of Lafayette Reservoir entrance</i>	35	Mount Diablo Boulevard, Charles E. DeLeuw Jr., 2/22/2016
15	Mount Diablo Boulevard (4) <i>350' west of Lafayette Reservoir entrance to Acalanes Rd</i>	45	Mount Diablo Boulevard, Charles E. DeLeuw Jr., 2/22/2016
16	Oak Hill Road <i>Deer Hill Rd to Mt Diablo Blvd</i>	25	Oak Hill Road, Charles E. DeLeuw Jr., 2/11/2016
17	Olympic Boulevard (1) <i>Reliez Station Rd to Pleasant Hill Rd</i>	30	Olympic Boulevard, Charles E. DeLeuw Jr., 6/13/2016
18	Olympic Boulevard (2) <i>Pleasant Hill Rd to easterly City limits</i>	40	Olympic Boulevard, Charles E. DeLeuw Jr., 6/13/2016
19	Pleasant Hill Road (1) <i>North of Old Tunnel Rd</i>	35	Pleasant Hill Road, Charles E. DeLeuw Jr., 6/9/2016
20	Pleasant Hill Road (2) <i>South of Old Tunnel Rd</i>	40	Pleasant Hill Road, Charles E. DeLeuw Jr., 6/9/2016
21	South Glenside Drive/Reliez Station Road <i>All</i>	25	South Glenside Drive/Reliez Station Road, Charles E. DeLeuw Jr., 6/7/2016

#	Location of Speed Zone	Speed Limit (Miles per hour)	Engineering & Traffic Speed Survey (Title, Author, Date)
22	Reliez Valley Road <i>All (within City limits)</i>	30	Reliez Valley Road, Charles E. DeLeuw Jr., 2/1/2016
23	St. Mary's Road <i>All (within City limits)</i>	35	St. Mary's Road, Charles E. DeLeuw Jr., 3/15/2016
24	Taylor Boulevard <i>All (within City limits)</i>	55	Taylor Boulevard, Charles E. DeLeuw Jr., 5/25/2016
25	Upper Happy Valley Road <i>All</i>	30  (20 at the 'S' curve)	Upper Happy Valley Road, Charles E. DeLeuw Jr., 2/10/2016
26	Withers Avenue <i>All (within City limits)</i>	25	Withers Avenue, Charles E. DeLeuw Jr., 5/25/2016

**Section 3. Notice of Speed Limits.**

City staff is hereby authorized and directed to install and/or upgrade all appropriate signs giving notice of the speed limits set forth in the table above.

**Section 4. Compliance With California Environmental Quality Act.**

The City Council finds that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

**Section 5. Severability.**

If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable. The City Council hereby declares that it would have adopted this Ordinance irrespective of the invalidity of any particular portion thereof.

**Section 6. Publication.**

The City Clerk shall certify to the adoption of this Ordinance and cause it, or a summary of it, to be published once five days before, and once within fifteen (15) days after, adoption in a newspaper of general circulation printed and published within the City of Lafayette, and shall

post a certified copy of this Ordinance, including the vote for and against the same, in the Office of the City Clerk in accordance with Government Code § 36933.

The foregoing Ordinance was introduced at a meeting of the City Council of the City of Lafayette held on June 27, 2016 and adopted and ordered published at a meeting of the City Council held on July 11, 2016 by the following vote:

**AYES: Mitchell, M. Anderson, B. Andersson, Reilly and Tatzin**

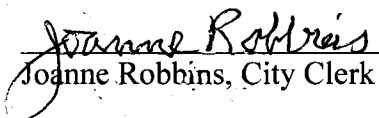
**NOES: None**

**ABSTAIN: None**

**ABSENT: None**

ATTEST:

APPROVED:

  
\_\_\_\_\_  
Joanne Robbins, City Clerk

  
\_\_\_\_\_  
Mark Mitchell, Mayor

# Contra Costa Times

175 Lennon Lane, Suite 100  
Walnut Creek, CA 94598  
925-943-8019

2010502

LAFAYETTE, CITY OF  
ATTN: ACCOUNTS PAYABLE  
3675 MT. DIABLO BLVD., #210  
LAFAYETTE, CA 94549-3793

## PROOF OF PUBLICATION

**FILE NO. Joanne Robbins Ord 649 7/11/16**

In the matter of

### Contra Costa Times

I am a citizen of the United States. I am over the age of eighteen years and I am not a party to or interested in the above entitled matter. I am the Legal Advertising Clerk of the printer and publisher of the Contra Costa Times, a newspaper published in the English language in the City of Walnut Creek, County of Contra Costa, State of California.

I declare that the Contra Costa Times is a newspaper of general circulation as defined by the laws of the State of California as determined by court decree dated October 22, 1934, Case Number 19764. Said decree states that the Contra Costa Times is adjudged to be a newspaper of general circulation for the City of Walnut Creek, County of Contra Costa and State of California. Said order has not been revoked.

I declare that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

**07/06/2016**

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Executed at Walnut Creek, California.  
On this 6th day of July, 2016.

\_\_\_\_\_  
Signature

Legal No. **0005767706**

### Notice and Summary of Ordinance 649 Amending the Lafayette Municipal Code Section 8-8131

At 7 p.m. on Monday, July 11, 2016, the City Council of the City of Lafayette will consider adoption of Ordinance 649 to amend Lafayette Municipal Code Section 8-8131. This meeting will take place at the Lafayette Library and Learning Center Community Hall (3491 Mt Diablo Blvd, Lafayette, CA 94549).

The purpose of this ordinance is to bring the City into compliance with state law requiring that citywide speed zones be adopted by ordinance. California Vehicle Code (CVC) Section 22357 requires that all jurisdictions with authority over respective speed zones must update said speed zones every five years with an Engineering & Traffic Survey for each zone. Once vetted by a registered engineer in the State of California, and approved by the jurisdiction's governing body, the speed zones shall be adopted by ordinance.

Note: The above is a summary of the major highlights of the ordinance. A reading of the entire ordinance is necessary to obtain a full understanding of the ordinance. Certified copies of the full text of the ordinance are posted in the City Clerk's office at 3675 Mt. Diablo Boulevard, Lafayette, California 94549. For any questions associated with the proposed ordinance, please contact James Hinkamp, Transportation Planner for City of Lafayette, at [jhinkamp@lovelafayette.org](mailto:jhinkamp@lovelafayette.org) or (925) 299-3229. A copy may be obtained from the office upon payment of the fee based on the City's actual cost of providing the copy.

Joanne Robbins  
City Clerk  
**CCT #5767706; Jul. 6, 2016**

# Contra Costa Times

175 Lennon Lane, Suite 100  
Walnut Creek, CA 94598  
925-943-8019

2010502

LAFAYETTE, CITY OF  
ATTN: ACCOUNTS PAYABLE  
3675 MT. DIABLO BLVD., #210  
LAFAYETTE, CA 94549-3793

## PROOF OF PUBLICATION

FILE NO. Joanne Robbins Ord 649

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### Contra Costa Times

I am a citizen of the United States. I am over the age of eighteen years and I am not a party to or interested in the above entitled matter. I am the Legal Advertising Clerk of the printer and publisher of the Contra Costa Times, a newspaper published in the English language in the City of Walnut Creek, County of Contra Costa, State of California.


I declare that the Contra Costa Times is a newspaper of general circulation as defined by the laws of the State of California as determined by court decree dated October 22, 1934, Case Number 19764. Said decree states that the Contra Costa Times is adjudged to be a newspaper of general circulation for the City of Walnut Creek, County of Contra Costa and State of California. Said order has not been revoked.

I declare that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

07/20/2016

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Executed at Walnut Creek, California.  
On this 20th day of July, 2016.

  
\_\_\_\_\_  
Signature

Legal No. 0005775536

**NOTICE OF ADOPTION OF ORDINANCE 649  
OF THE CITY OF LAFAYETTE AMENDING  
THE LAFAYETTE MUNICIPAL CODE  
SECTION 8-8131 ESTABLISHING  
PRIMA FACIE SPEED LIMITS WITHIN THE CITY**

At its regular meeting on Monday, July 11, 2016, the City Council of the City of Lafayette adopted Ordinance 649 amending the Lafayette Municipal Code Section 8-8131. The recorded vote of the City Council was as follows:  
AYES: Mitchell, M. Anderson, B. Andersson, Reilly and Tatzin  
NOES: None  
ABSTAIN: None  
ABSENT: None

Ordinance 649 brings the City of Lafayette into compliance with state law requiring that city-wide speed zones be adopted by ordinance. California Vehicle Code (CVC) Section 22357 requires that all jurisdictions with authority over respective speed zones must update said speed zones every five years with an Engineering & Traffic Survey for each zone. Once vetted by a registered engineer in the State of California, and approved by the jurisdiction's governing body, the speed zones shall be adopted by ordinance.

Note: The above is a summary of Ordinance 649. A reading of the entire ordinance is necessary to obtain a full understanding of the ordinance. Certified copies of the full text of the ordinance are posted in the City Clerk's office at 3675 Mt. Diablo Boulevard, Lafayette, California 94549. A copy may be obtained from the office upon payment of the fee based on the City's actual cost of providing the copy.

Joanne Robbins  
City Clerk  
CCT #5775536; Jul. 20, 2016