

# TOWN OF EATONVILLE

## Agenda Staff Report

Agenda Item No.:	<u>Ordinance No. 2015-7</u>	Meeting Date:	<u>September 14, 2015</u>
Subject:	<u>Amending the EMC by deleting</u>	Prepared by:	<u>Gregory A. Jacoby</u>
	<u>Sections 10.08.070 and 10.08.080</u>		<u>Town Attorney</u>
	<u>so as to maintain a uniform speed limit</u>	Atty Routing No:	<u>036-15</u>
	<u>of 25 miles per hour on Town streets</u>	Atty Review Date:	<u>September 9, 2015</u>

**Summary:** State law authorizes a maximum speed limit of twenty-five (25) miles per hour on city and town streets. EMC section 10.08.010 provides that the maximum speed limit on Town streets shall be twenty-five (25) miles per hour, except as otherwise provided by ordinance. By separate ordinances, the Town Council has set the maximum speed limit on Alder Street East between Mashell and Madison Avenues and in the Hammer Springs House Development at fifteen (15) miles per hour. These areas are not posted with signs identifying the lower speed limit. The Police Chief has requested that the Town adopt uniform speed limits on all Town streets. The public safety committee has considered the Police Chief's request and recommends approval.

The proposed ordinance would delete sections 10.08.070 and 10.08.080. As a result, in accordance with EMC 10.08.010 the speed limit on all Town streets would be twenty-five (25) miles per hour. This change does not deprive the Town Council of authority to lower the speed limit on any Town street should future conditions warrant such a change. These changes would not affect the speed limit in Town alleys (15 mph) or on the sections of SR 161 located within the Town.

**Recommendation:** Staff recommends approval of the first reading of Ordinance No. 2015-7 amending the Eatonville Municipal Code by deleting sections 10.08.070 and 10.08.080 so as to maintain a uniform speed limit of 25 miles per hour on all Town streets.

**Motion for consideration:** I move to approve the first reading of Ordinance No. 2015-7 amending the Eatonville Municipal Code by deleting sections 10.08.070 and 10.08.080 so as to maintain a uniform speed limit of 25 miles per hour on all Town streets.

**Fiscal Impact:** None

**Attachments:** Ordinance No. 2015-7

**ORDINANCE NO. 2015-7**

**AN ORDINANCE OF THE TOWN OF EATONVILLE, WASHINGTON, AMENDING EATONVILLE MUNICIPAL CODE BY DELETING SECTIONS 10.08.070 AND 10.08.080 SO AS TO MAINTAIN A UNIFORM SPEED LIMIT OF 25 MILES PER HOUR ON TOWN STREETS**

**WHEREAS**, state law, as codified at RCW 46.61.400, provides that the maximum speed at which a person may drive a vehicle on city or town streets is twenty-five (25) miles per hour; and

**WHEREAS**, Eatonville Municipal Code (EMC) section 10.08.010 provides that the speed limit on Town streets shall be twenty-five (25) miles per hour, except as otherwise directed by ordinance; and

**WHEREAS**, EMC sections 10.08.070 and 10.08.080 currently provide that the maximum speed limit in the areas of Alder Park and the Hammer Springs Housing Development shall be fifteen (15) miles per hour; and

**WHEREAS**, the Police Chief has requested that the town adopt a maximum speed limit of twenty-five (25) miles per hour on all Town streets; and

**WHEREAS**, the Public Safety Committee has considered and supports the Police Chief's request; and

**WHEREAS**, the Town Council finds that having regard to the actual and potential hazards, it is reasonable and prudent to increase the speed limit in the Alder Park and Hammer Springs Housing Development areas from fifteen (15) miles per hour to twenty-five (25) miles per hour thus maintaining a uniform speed limit on Town streets; now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF EATONVILLE AS FOLLOWS:**

**Section 1.** Eatonville Municipal Code section 10.08.070 is deleted in its entirety:

**10.08.070 Speed limits at Alder Park on Alder Street East and Madison Avenue South.**

The maximum speed limit on Alder Street East between Mashell Avenue South and Madison Avenue South shall be 15 miles per hour. The maximum speed limit on Madison Avenue South between Oak Street East and Alder Street East shall be 15 miles per hour.

**Section 2.** Eatonville Municipal Code section 10.08.080 is deleted in its entirety:

**10.08.080 Speed limits in the Hamner Springs Housing Development and Riverside Lane, Kelsey Lane, and Curtis Lane.**

The maximum speed limit in the Hamner Springs Housing Development shall be 15 miles per hour to include the following streets: Skylar Way, Kaitlyn Street, Allison Avenue, Easton Avenue, Joy Street, Riverside Lane, Kelsey Lane and Curtis Lane.

**Section 3.** Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

**Section 4.** This ordinance shall take effect after publication of a summary, consisting of the title, pursuant to RCW 35.27.300.

1ST READING: 09/14/2015  
2ND READING: / /2015

PASSED by the Town Council of the Town of Eatonville and attested by the Clerk in authentication of such passage this \_\_\_\_ day of September, 2015.

\_\_\_\_\_  
Mike Schaub  
Mayor

ATTEST:

\_\_\_\_\_  
Kathy Linnemeyer  
Town Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Gregory A. Jacoby  
Town Attorney