

CITY OF DANA POINT
AGENDA REPORT

Reviewed By:	
DH	✓
CM	_____
CA	_____

DATE: APRIL 9, 2003

TO: CITY MANAGER/CITY COUNCIL

FROM: SUSAN A. RAMOS, DIRECTOR OF PUBLIC AFFAIRS/CITY CLERK

SUBJECT: INTRODUCE AN ORDINANCE CODIFYING SPEED LIMITS AT SECTION 12.16.010 OF THE CITY OF DANA POINT MUNICIPAL CODE

RECOMMENDED ACTION:

That the City Council introduce an Ordinance of the City Council of the City of Dana Point, California, codifying speed limits at Section 12.16.010 of the Municipal Code.

BACKGROUND:

The City Council adopted Ordinance 02-04 in September 2002, and Ordinance 03-01 in January 2003, regarding the establishment of speed limits on a number of City streets. The aforementioned ordinances, as written, did not provide a clear format to codify it in the Dana Point Municipal Code.

DISCUSSION:

The proposed Ordinance was prepared by the City Attorney's office and organizes the speed limits established in the aforementioned ordinances in a form that would allow proper codification without altering or superceding the substance and findings contained in Ordinances 02-04 and 03-01. The proposed Ordinance is being submitted for procedural formatting purposes only.

NOTIFICATION/FOLLOWUP:

Upon its introduction, the proposed Ordinance will return to the Council at its next regular meeting for adoption.

FISCAL IMPACT:

None

ALTERNATIVE ACTIONS:

The Council proposed ordinance will not be introduced.

STRATEGIC PLAN:

Achieve total excellence in municipal services and City administration/planning with excellent customer service and cost-effectiveness.

ACTION DOCUMENTS:

A. [Proposed Ordinance](#).....3

SUPPORTING DOCUMENTS:

B. [Ordinance No. 02-04](#)7

C. [Ordinance No. 03-01](#).....10

ACTION DOCUMENT A

ORDINANCE NO. 03-

**AN ORDINANCE OF THE CITY COUNCIL OF
THE CITY OF DANA POINT, CALIFORNIA
CODIFYING SPEED LIMITS AT SECTION 12.16.010
OF THE MUNICIPAL CODE**

WHEREAS, in Ordinance No. 02-04, the City of Dana Point ("City") established speed limits for a number of streets within the City; and

WHEREAS, in Ordinance No. 03-01, the City established the speed limit for the Street of the Green Lantern between Pacific Coast Highway and Cove Road; and

WHEREAS, the City desires to organize the speed limits established in Ordinance Nos. 02-04 and 03-01 in a form to be codified for inclusion in the City's Municipal Code; and

WHEREAS, the substance and findings contained in Ordinance Nos. 02-04 and 03-01 are not altered, changed, or superceded and this ordinance is merely the procedural vehicle for the proper organization of Ordinance Nos. 02-04 and 03-01 for inclusion in the Municipal Code.

THE CITY COUNCIL OF THE CITY OF DANA POINT DOES ORDAIN AS FOLLOWS:

SECTION 1. Chapter 12.16 of the Dana Point Municipal Code "Speed Limits" is hereby added to read as follows:

Sections:**12.16.010 Speed Limits****12.16.010 Speed Limits**

The City Council establishes the following speed limits on the following streets within the City of Dana Point:

- a. Twenty-five (25) miles per hour.
 - (1) Acapulco Drive between Caracas Street and Street of the Golden Lantern.
 - (2) Camino Capistrano between Via Sacramento and Camino Mira Costa.
 - (3) Calle La Primavera between Selva Road and Old Bridge Road.
 - (4) Dana Woods Drive between Street of the Golden Lantern and Danapoplar.
 - (5) Josiah Drive between Leah Drive and Street of the Golden Lantern.
 - (6) La Cresta Drive between Street of the Blue Lantern and Calle La

Primavera.

- (7) Mar Y Sol between Camino Del Avion and Danapoplar.
- (8) Street of the Green Lantern between Pacific Coast Highway and Cove Road.

b. Thirty (30) miles per hour.

- (1) Camino Capistrano between Via Canon and Via Sacramento.
- (2) Camino Capistrano between Camino Mira Costa and Del Gado Road.
- (3) Dana Point Harbor Drive between Ensenada Place and Pacific Coast Highway.
- (4) Del Prado Avenue between Street of the Golden Lantern and Street of the Copper Lantern.
- (5) Doheny Park Road between the north City limits and Pacific Coast Highway.
- (6) Street of the Golden Lantern between La Cresta Drive and Dana Point Harbor Drive.

c. Thirty-five (35) miles per hour.

- (1) Camino Capistrano between Doheny Park Road and Via Canon.
- (2) Camino De Estrella between Camino Capistrano and the east City limits.
- (3) Crown Valley Parkway between Sea Island Drive and Pacific Coast Highway.
- (4) Del Obispo Street between Blue Fin Drive and Stonehill Drive.
- (5) Del Prado Avenue between Street of the Blue Lantern and Street of the Golden Lantern.
- (6) Pacific Coast Highway between Street of the Blue Lantern and Doheny Park Road.
- (7) Selva Road between Stonehill Drive and south end of road.

d. Forty (40) miles per hour.

- (1) Del Obispo Street between Stonehill Drive and Pacific Coast Highway.
- (2) Street of the Golden Lantern between Camino Del Avion and La Cresta Drive.
- (3) Niguel Road between Camino Del Avion and Pacific Coast Highway.
- (4) Stonehill Drive between Niguel Road and the east City limits.

e. Forty-five (45) miles per hour.

- (1) Crown Valley Parkway between Camino Del Avion and Sea Island Drive.
- (2) Pacific Coast Highway between Doheny Park Road and Camino Capistrano.

f. Fifty (50) miles per hour.

(1) Pacific Coast Highway between the north City limits and Street of the Blue Lantern.

SECTION 2. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

SECTION 3. The City Clerk shall certify as to the adoption of this Ordinance and shall cause a summary thereof to be published within fifteen (15) days of the adoption 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 Section 36933.

PASSED, APPROVED, AND ADOPTED this _____ day of _____, 2003.

WILLIAM L. OSSENMACHER, MAYOR

ATTEST:

SUSAN RAMOS,
CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF DANA POINT)

I, Susan Ramos, City Clerk of the City of Dana Point, California, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 03-____ introduced at a regular meeting of the City Council held this _____ day of _____, 2003, and passed and adopted at a regular meeting held _____, by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

(SEAL)

SUSAN RAMOS, CITY CLERK

SUPPORTING DOCUMENT B**ORDINANCE NO. 02-04****AN ORDINANCE OF THE CITY COUNCIL OF
THE CITY OF DANA POINT, CALIFORNIA
ESTABLISHING SPEED LIMITS**

THE CITY COUNCIL OF THE CITY OF DANA POINT DOES ORDAIN AS FOLLOWS:

SECTION 1. Twenty-five (25) miles per hour prima facie speed limit.

Upon the basis of an engineering and traffic survey of the portions of the streets hereinafter set forth, the City Council determines and declares that the prima facie speed limit of fifty-five (55) miles per hour is more than reasonable or safe; that a prima facie speed limit of twenty-five (25) miles per hour is the most appropriate to facilitate the orderly movement of traffic and is reasonable and safe; and that the prima facie speed limit on portions of the following streets shall be and is twenty-five (25) miles per hour:

- (9) Acapulco Drive between Caracas Street and Street of the Golden Lantern.
- (10) Camino Capistrano between Via Sacramento and Camino Mira Costa.
- (11) Calle La Primavera between Selva Road and Old Bridge Road.
- (12) Dana Woods Drive between Street of the Golden Lantern and Danapoplar.
- (13) Josiah Drive between Leah Drive and Street of the Golden Lantern.
- (14) La Cresta Drive between Street of the Blue Lantern and Calle La Primavera.
- (15) Mar Y Sol between Camino Del Avion and Danapoplar.

SECTION 2. Thirty (30) miles per hour prima facie speed limit.

Upon the basis of an engineering and traffic survey of the portions of the streets hereinafter set forth, the City Council determines and declares that the prima facie speed limit of sixty-five (65) miles per hour is more than reasonable or safe; that a prima facie speed limit of thirty (30) miles per hour is the most appropriate to facilitate the orderly movement of traffic and is reasonable and safe; and that the prima facie speed limit on portions of the following streets shall be and is thirty (30) miles per hour:

- (7) Camino Capistrano between Via Canon and Via Sacramento.
- (8) Camino Capistrano between Camino Mira Costa and Del Gado Road.
- (9) Dana Point Harbor Drive between Ensenada Place and Pacific Coast Highway.
- (10) Del Prado Avenue between Street of the Golden Lantern and Street of the Copper Lantern.
- (11) Doheny Park Road between the north City limits and Pacific Coast Highway.

- (12) Street of the Golden Lantern between La Cresta Drive and Dana Point Harbor Drive.

SECTION 3. Thirty-five (35) miles per hour prima facie speed limit.

Upon the basis of an engineering and traffic survey of the portions of the streets hereinafter set forth, the City Council determines and declares that the prima facie speed limit of sixty-five (65) miles per hour is more than reasonable or safe; that a prima facie speed limit of thirty-five (35) miles per hour is the most appropriate to facilitate the orderly movement of traffic and is reasonable and safe; and that the prima facie speed limit on portions of the following streets shall be and is thirty-five (35) miles per hour:

- (8) Camino Capistrano between Doheny Park Road and Via Canon.
(9) Camino De Estrella between Camino Capistrano and the east City limits.
(10) Crown Valley Parkway between Sea Island Drive and Pacific Coast Highway.
(11) Del Obispo Street between Blue Fin Drive and Stonehill Drive.
(12) Del Prado Avenue between Street of the Blue Lantern and Street of the Golden Lantern.
(13) Pacific Coast Highway between Street of the Blue Lantern and Doheny Park Road.
(14) Selva Road between Stonehill Drive and south end of road.

SECTION 4. Forty (40) miles per hour prima facie speed limit.

Upon the basis of an engineering and traffic survey of the portions of the streets hereinafter set forth, the City Council determines and declares that the prima facie speed limit of sixty-five (65) miles per hour is more than reasonable or safe; that a prima facie speed limit of forty (40) miles per hour is the most appropriate to facilitate the orderly movement of traffic and is reasonable and safe; and that the prima facie speed limit on portions of the following streets shall be and is forty (40) miles per hour:

- (5) Del Obispo Street between Stonehill Drive and Pacific Coast Highway.
(6) Street of the Golden Lantern between Camino Del Avion and La Cresta Drive.
(7) Niguel Road between Camino Del Avion and Pacific Coast Highway.
(8) Stonehill Drive between Niguel Road and the east City limits.

SECTION 5. Forty-five (45) miles per hour prima facie speed limit.

Upon the basis of an engineering and traffic survey of the portions of the streets hereinafter set forth, the City Council determines and declares that the prima facie speed limit of sixty-five (65) miles per hour is more than reasonable or safe; that a prima facie speed limit of forty-five (45) miles per hour is the most appropriate to facilitate the orderly movement of traffic and is reasonable and safe; and that the prima facie speed limit on portions of the following streets shall be and is forty-five (45) miles per hour:

- (3) Crown Valley Parkway between Camino Del Avion and Sea Island

Drive.

- (4) Pacific Coast Highway between Doheny Park Road and Camino Capistrano.

SECTION 6. Fifty (50) miles per hour prima facie speed limit.

Upon the basis of an engineering and traffic survey of the portions of the streets hereinafter set forth, the City Council determines and declares that the prima facie speed limit of sixty-five (65) miles per hour is more than reasonable or safe; that a prima facie speed limit of fifty (50) miles per hour is the most appropriate to facilitate the orderly movement of traffic and is reasonable and safe; and that the prima facie speed limit on portions of the following streets shall be and is fifty (50) miles per hour:

- (2) Pacific Coast Highway between the north City limits and Street of the Blue Lantern.

SECTION 7. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

SECTION 8. The City Clerk shall certify as to the adoption of this Ordinance and shall cause a summary thereof to be published within fifteen (15) days of the adoption 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 Section 36933.

PASSED, APPROVED, AND ADOPTED this 12th day of March, 2002.

SUPPORTING DOCUMENT C**ORDINANCE NO. 03-01****AN ORDINANCE OF THE CITY COUNCIL OF
THE CITY OF DANA POINT, CALIFORNIA
ESTABLISHING SPEED LIMIT ON STREET OF THE GREEN LANTERN**

THE CITY COUNCIL OF THE CITY OF DANA POINT DOES ORDAIN AS FOLLOWS:

SECTION 1. Twenty-five (25) miles per hour prima facie speed limit.

Upon the basis of an engineering and traffic survey dated October 10, 2002 of the portion of the street hereinafter set forth, the City Council determines and declares that the prima facie speed limit of fifty-five (55) miles per hour is more than reasonable or safe; that a prima facie speed limit of twenty-five (25) miles per hour is the most appropriate to facilitate the orderly movement of traffic and is reasonable and safe; and that the prima facie speed limit on the following street shall be and is twenty-five (25) miles per hour:

(16) Street of the Green Lantern between Pacific Coast Highway and Cove Road

SECTION 2. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

SECTION 3. The City Clerk shall certify as to the adoption of this Ordinance and shall cause a summary thereof to be published within fifteen (15) days of the adoption 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 Section 36933.

PASSED, APPROVED, AND ADOPTED this 9th day of January, 2003.