

ORDINANCE NO. 36
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, ESTABLISHING THE SPEED LIMIT ON BUNDY CANYON ROAD
FROM MISSION TRAIL TO THE WILDOMAR CITY LIMITS AND PALOMAR STREET
FROM MISSION TRAIL TO CORYDON STREET

THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA does ordain as follows:

SECTION 1. FINDINGS

On September 9, 2009, the City Council of the City of Wildomar reviewed and considered the engineering and traffic surveys and related information, attached hereto and incorporated by reference.

Based upon the review of the Survey and related information, the City Council finds the prevailing or 85th percentile speeds of the vehicles are:

| <u>Roadway Segment</u> | <u>85th Percentile Speed</u> |
|--|--|
| Bundy Canyon Road-Mission Trail to Oak Canyon Drive | 44 miles per hour |
| Bundy Canyon Road-Oak Canyon Drive to Wildomar City Limits | 52 miles per hour |
| Palomar Street-Mission Trail to Corydon Street | 42 miles per hour |

SECTION 2. DECLARATION OF SPEED LIMITS

Based on findings set forth in Section 1, above, the City Council hereby declares the following speed limits:

- Bundy Canyon Road between Mission Trail and Oak Canyon Drive shall be forty-five (45) miles per hour;
- Bundy Canyon Road between Oak Canyon Drive and the Wildomar City Limits shall be forty-five (45) miles per hour;
- Palomar Street between Mission Trail and Corydon Street shall be thirty-five (35) miles per hour;

SECTION 3. DIRECTION TO CITY TRAFFIC ENGINEER

On or after the effective date of this ordinance, the City Engineer is directed to clearly post speed limit signs effectuating Section 2, above, to give notice that this ordinance is in effect.

SECTION 4. NO MANDATORY DUTY OF CARE.

This ordinance is not intended to and shall not be construed or given effect in a manner that imposes upon the City or any officer or employee thereof a mandatory duty or care towards persons and property within or without the City, so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

SECTION 5. SEVERABILITY

If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable. This City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof and intends that the invalid portions should be severed and the balance of the ordinance be enforced.

SECTION 6. EFFECTIVE DATE AND PUBLICATION

This Ordinance shall take effect thirty (30) days after its adoption. In lieu of publication of the full text of the ordinance within fifteen (15) days after its passage, a summary of the ordinance may be published at least fifteen (15) days after its passage, a summary of the ordinance may be published at least five day prior to and fifteen (15) days after adoption by the City Council and a certified copy shall be posted in the office of the City Clerk, pursuant to GC 36933(c)(1).

PASSED, APPROVED AND ADOPTED this 23rd day of September, 2009.



Scott Farnam
Mayor

APPROVED AS TO FORM:

ATTEST:



Julie Hayward Biggs
City Attorney



Debbie A. Lee, CMC
City Clerk

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE)
CITY OF WILDOMAR)

I, Debbie A. Lee, CMC, City Clerk of the City of Wildomar, California, do hereby certify that the foregoing Ordinance No. 36 was introduced at a regular meeting of the City Council of the City of Wildomar, California, on September 9, 2009, and was duly adopted at a regular meeting held on September 23, 2009, by the City Council of the City of Wildomar, California, by the following vote:

AYES: Mayor Farnam, Mayor Pro Tem Moore, Council Members Ade, Cashman, Swanson

NOES: None

ABSTAIN: None

ABSENT: None



Debbie A. Lee, CMC
City Clerk
City of Wildomar