

Additions are underlined.
Deletions are ~~struck through~~.

ORDINANCE NO. _____

**AN ORDINANCE OF THE NAPA COUNTY BOARD OF SUPERVISORS,
STATE OF CALIFORNIA, AMENDING CHAPTER 10.04 OF THE NAPA
COUNTY CODE TO ALLOW SPEED LIMITS TO BE ESTABLISHED
BY RESOLUTION**

WHEREAS, the California Vehicle Code regulates vehicles and traffic uniformly throughout California pursuant to Vehicle Code Section 21, prohibiting counties and cities from enacting laws regarding matters covered by the Vehicle Code unless specifically authorized by State law; and

WHEREAS, Chapter 7 of Division 11 of the Vehicle Code establishes prima facie (default) speed limits applicable to various types or locations of roadways, but authorizes local agencies to establish different speed limits, in five mile-per-hour increments, at whichever speed limits are found most appropriate to facilitate the orderly movement of traffic and are reasonable and safe, and which are supported by engineering and traffic surveys (with some exceptions); and

WHEREAS, local agencies may “determine and declare” speed limits by ordinance or resolution, pursuant to Vehicle Code Section 32, and Vehicle Code Sections 22357 through 22360; and

WHEREAS, some speed limits in Napa County have been adopted by ordinance, codified in Chapter 10.04 of the Napa County Code, while other speed limits have been adopted by resolution; and

WHEREAS, for consistency, and to streamline the process for adopting speed limits, the Board of Supervisors desires to have all speed limits adopted by resolution; and

WHEREAS, Napa County recently completed a comprehensive Engineering and Traffic Study, and is prepared to present speed limits for County roads for adoption by resolution;

NOW, THEREFORE, the Napa County Board of Supervisors, State of California, ordains as follows:

SECTION 1. Chapter 10.04 (Speed Limits) of Title 10 (Vehicles and Traffic) of the Napa County Code is amended to read in full as follows:

10.04.010 – ~~Federal, state and county limits.~~ Definitions.

~~The federal government, in order to promote the conservation of energy and the promotion of highway safety, has set a maximum highway speed limit of fifty five miles per hour. The state has adopted the fifty five mile per hour speed limit, and the board determines that fifty five miles per hour is more than is reasonable or safe upon the portions of roads designated in this chapter, and determines and declares that the prima facie speed limits hereinafter specified are the most appropriate to facilitate the orderly movement of traffic, and are reasonable and safe. For purposes of this chapter, “prima facie speed limits” means the default speed limits for streets and highways as set forth in Chapter 7 of Division 11 of the California Vehicle Code.~~

10.04.020 – ~~Provisions effective when signs posted.~~ Increase of prima facie speed limits.

~~The provisions of this chapter shall be effective upon the erection of appropriate signs giving notice of reduced speed limits on the designated portions of roads. The Board of Supervisors may determine and declare speed limits higher than the prima facie speed limits for any particular county road or roadway segment if the Board of Supervisors determines by resolution that a speed greater than the prima facie speed limit is most appropriate to facilitate the orderly movement of vehicular traffic and is reasonable and safe.~~

10.04.030 – ~~Reserved~~ Decrease of prima facie speed limits.

~~The Board of Supervisors may determine and declare speed limits lower than the prima facie speed limits for any particular county road or roadway segment if the Board of Supervisors determines by resolution that the prima facie speed limit is more than is reasonable or safe, and that a lower speed is most appropriate to facilitate the orderly movement of traffic, and is reasonable and safe.~~

10.04.040 – ~~Twenty five miles per hour.~~ Engineering and traffic surveys.

- A. ~~El Centro Avenue.~~
 - 1. ~~From By Way East, easterly approximately six hundred feet to the city limits of the city of Napa;~~
 - 2. ~~Between those city limits of the city of Napa situated approximately six hundred feet and one thousand one hundred fifty feet west of Freeman Drive;~~
 - 3. ~~From Freeman Drive to the city limits of the city of Napa situated approximately four hundred feet west of Solomon Avenue.~~
- B. ~~College Avenue, between a point seventeen hundred feet westerly of Howell Mountain Road and White Cottage Road.~~
- C. ~~Howell Mountain Road, from two hundred feet southerly of the private road known as Angwin Avenue to two hundred feet northerly of College Avenue.~~
- D. ~~Bell Lane, from Jerome Way to Monticello Road.~~
- E. ~~Cold Springs Road, from Howell Mountain Road to 0.2 miles easterly.~~
- F. ~~Petrified Forest Road from the Sonoma County line (post mile 0.00) to just east of the Franz Valley Road intersection (post mile 1.5), for trucks only.~~
- G. ~~Meadowood Lane from Howell Mountain Road to the end.~~

A speed limit established pursuant to this chapter shall be determined upon the basis of an engineering and traffic survey unless:

- A. An engineering and traffic survey is not required by the Vehicle Code; or
- B. A deviation from the speed limit determined by an engineering and traffic survey is authorized by the Vehicle Code.

10.04.050 – Thirty miles per hour. Signs.

- A. ~~Redwood Road between the city limits of the city of Napa, situated approximately four hundred feet west of West Pueblo Avenue and the city limits of the city of Napa situated approximately five hundred feet east of Browns Valley Road.~~
- B. ~~Penny Lane from East Imola Avenue northerly to the end.~~
- C. ~~East Third Avenue from Third Avenue to the easterly end.~~
- D. ~~Kirkland Avenue from East Third Avenue to the northerly end.~~

The county roads commissioner is authorized to post speed limit signs whenever the Board of Supervisors adopts new or changed speed limits.

10.04.060 – Thirty five miles per hour.

- A. ~~El Centro Avenue, between Big Ranch Road and the city limits of the city of Napa situated approximately one hundred feet east of Solomon Avenue.~~
- B. ~~Sanitarium Road, from Deer Park Road southerly to Glass Mountain Road.~~
- C. ~~College Avenue, between Howell Mountain Road and seventeen hundred feet westerly thereof.~~
- D. ~~Howell Mountain Road from two hundred feet southerly of Cold Springs Road to Clark Way.~~

- ~~E. Hagen Road.

 - 1. Thirty five miles per hour from Mile Post 0.00 (Napa city limits) to Mile Post 0.15;
 - 2. Thirty five miles per hour from Mile Post 0.53 to Mile Post 1.59 (Third Avenue).~~
- ~~F. Third Avenue, thirty five miles per hour from Mile Post 2.48 to Mile Post 2.50 (Hagen Road).~~
- ~~G. Vichy Avenue, thirty five miles per hour from La Grande Avenue to Hagen Road.~~
- ~~H. Cold Springs Road, from 0.2 miles easterly of Howell Mountain Road to 0.9 miles easterly.~~
- ~~I. Darms Lane, from Solano Avenue to end.~~
- ~~J. Inglewood Avenue, from State Highway 29 to end.~~
- ~~K. Petrified Forest Road from two hundred feet easterly of Franz Valley Road to the Calistoga city limit.~~
- ~~L. McKinley Road from Atlas Peak Road to end.~~
- ~~M. Estee Avenue from McKinley Road to Hardman Avenue.~~
- ~~N. Hedgeside Avenue from State Highway 121 to McKinley Road.~~
- ~~O. Thompson Avenue from Congress Valley Road to Napa city limit.~~
- ~~P. Buchli Station Road from Las Amigas Road to 0.50 miles south of the intersection of Las Amigas Road.~~
- ~~Q. State Lane from Yountville Cross Road to the northerly end.~~

10.04.070 — Forty miles per hour.

- ~~A. Third Avenue from Coombsville Road to Barrow Lane.~~
- ~~B. North Avenue from First Avenue to Third Avenue.~~
- ~~C. East Third Avenue, from Third Avenue to end.~~
- ~~D. First Avenue, between Coombsville Road and Hagen Road.~~
- ~~E. Fourth Avenue, from Coombsville Road to Imola Avenue.~~
- ~~F. Coombsville Road/Wild Horse Valley Road from Napa city limit to Shady Brook Lane.~~
- ~~G. Imola Avenue, between Penny Lane and Fourth Avenue.~~
- ~~H. Hardman Avenue, between Silverado Trail and Atlas Peak Road.~~
- ~~I. Deer Park Road from State Highway 2 to Howell Mountain Road.~~
- ~~J. Lodi Lane, from State Highway 29 to Silverado Trail.~~
- ~~K. Second Avenue, between its intersections with North Avenue and Coombsville Road.~~
- ~~L. Congress Valley Road from Old Sonoma Road to Buhman Avenue.~~
- ~~M. Salvador Avenue from Napa city limit to Big Ranch Road.~~
- ~~N. White Cottage Road from Deer Park Road to College Avenue.~~
- ~~O. Soda Canyon Road from Silverado Trail to one mile east of Silverado Trail.~~
- ~~P. Berryessa Knoxville Road from 0.75 miles south of Mulford Drive to 0.50 miles north of Spanish Flat Loop Road.~~

10.04.080 — Forty five miles per hour.

- ~~A. Airport Boulevard from State Highway 29 to end.~~

- ~~B. Howell Mountain Road, from Deer Park Road to two hundred feet southerly of Cold Springs Road to two hundred feet southerly of Cold Springs Road.~~
- ~~C. Buhman Avenue from Congress Valley Road to Napa city limit.~~
- ~~D. Silverado Trail from Calistoga city limit to State Highway 29.~~
- ~~E. Berryessa Knoxville Road from State Highway 128 to 0.75 miles south of Mulford Drive and from 0.50 miles north of Spanish Flat Loop Road to Pope Canyon Road.~~
- ~~F. Atlas Peak Road, between Monticello Road and Hardman Avenue.~~
- ~~G. Dunaweal Lane from Silverado Trail in State Highway 29.~~
- ~~H. Trancas Street, between Soscol Avenue and the Silverado Trail.~~
- ~~I. Silverado Trail, between Trancas Street and State Route 121.~~
- ~~J. Hagen Road, between Mile Post 0.15 and Mile Post 0.53.~~
- ~~K. Milton Road, from post mile marker 01.82 to post mile 02.84 at the intersection of Las Amigas Road.~~
- ~~L. Deer Park Road from Silverado Trail to Howell Mountain Road.~~
- ~~M. Coombsville and Wild Horse Valley Roads, from Fourth Avenue to Shady Brook Lane, both directions.~~
- ~~N. Soda Canyon Road, from 0.2 miles easterly of Silverado Trail to 0.8 miles easterly.~~
- ~~O. Flosden Road, between the southerly boundary of Napa County and American Canyon Road.~~
- ~~P. Yountville Cross Road from Silverado Trail to five hundred feet east of State Lane.~~
- ~~Q. Yountville Cross Road from the Yountville Town limits to five hundred feet easterly.~~
- ~~R. Pope Valley Road from three thousand five hundred feet north of its intersection with Howell Mountain Road to two thousand five hundred feet south of its intersection with Howell Mountain Road.~~

10.04.090—Fifty miles per hour.

- ~~A. Silverado Trail, from Deer Park Road to Glass Mountain Road, northbound and southbound.~~
- ~~B. Solano Avenue, from four hundred feet north of Orchard Avenue to fifteen hundred feet north of Cartell Lane, northbound and southbound.~~
- ~~C. Tubbs Lane from State Highway 29 to State Highway 128.~~
- ~~D. Big Ranch Road, between Trancas Street and Oak Knoll Avenue.~~
- ~~E. Kelly Road (south) from State Highway 29 to State Highway 12.~~
- ~~F. Deer Park Road from State Highway 29 to Silverado Trail.~~

10.04.100—Fifty five mile speed limit.

- ~~A. Silverado Trail from Trancas Street to State Highway 128.~~
- ~~B. Silverado Trail from State Highway 128 to Deer Park Road.~~
- ~~C. Silverado Trail from Glass Mountain Road to Calistoga city limit.~~
- ~~D. Kelly Road (north) from State Highway 12 to State Highway 29.~~
- ~~E. Yountville Cross Road from five hundred feet east of State Lane to Yountville town limit.~~

SECTION 2. This Ordinance shall not affect the validity or enforceability of speed limits established by the Board of Supervisors prior to the effective date of this Ordinance.

SECTION 3. The Board of Supervisors finds that adoption of this Ordinance is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), as an organizational or administrative activity that will not result in direct or indirect physical changes in the environment, and therefore CEQA is not applicable.

SECTION 4. If any section, subsection, sentence, clause, phrase or word of this Ordinance is for any reason held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The Napa County Board of Supervisors hereby declares it would have passed and adopted this Ordinance and each and all provisions hereof irrespective of the fact that any one or more of said provisions be declared invalid.

SECTION 5. This Ordinance shall be effective thirty (30) days from and after the date of its passage.

SECTION 6. A summary of this Ordinance shall be published at least once five (5) days before adoption and at least once before the expiration of fifteen (15) days after its passage in the Napa Valley Register, a newspaper of general circulation published in Napa County, together with the names of members voting for and against the same.