



DEPARTMENT OF PUBLIC WORKS

People serving people.

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March 26, 2013

Board of Supervisors
Marin County Civic Center
San Rafael, CA 94903

SUBJECT: Ordinance establishing the speed limit on a portion of Sir Francis Drake Boulevard; Inverness.

Dear Board Members:

RECOMMENDATION: Read ordinance by title only and schedule a merit hearing for April 16, 2013 at 10:30 AM.

SUMMARY: The procedure to set speed limits is specified in the California Vehicle Code. State regulations on setting speed limits changed in 2010. The new requirements limit a local jurisdiction's ability to deviate from setting a speed limit based on the prevailing speed (85% of drivers surveyed).

The California Vehicle Code (Section 40802) describes the criteria to establish radar speed enforcement of speed limits so as to not create a speed trap. Radar evidence cannot be admitted in court as speeding ticket evidence when it has been obtained by use of a speed trap. The code section also requires that new Engineering and Traffic Surveys (E&TS) be conducted periodically; otherwise radar enforcement is not valid. The existing E&TS for Sir Francis Drake Boulevard has expired and a new one is needed in order for law enforcement to continue to use radar enforcement.

We have conducted an E&TS pursuant to California Vehicle Code Section 627 and determined, using State required procedures, that it is appropriate to adjust the speed limit on one segment of Sir Francis Drake Boulevard to reflect prevailing speeds (see table below). The attached ordinance meets the criteria for radar enforcement as established in section 40802 of the California Vehicle Code. In the absence of a valid E&TS, the prima facie speed limit of 55 mph could be considered applicable.

Begin Segment Milepost	End Segment Milepost	Existing Speed Limit	Proposed Speed Limit
25.09 (Bear Valley Road)	25.65 (E/O Inverness Park)	40	40
25.65 (E/O Inverness Park)	25.96 (W/O Inverness Park)	25	25
25.96 (W/O Inverness Park)	28.09 (E/O Inverness)	40	45
28.09 (E/O Inverness)	28.38 (W/O Inverness)	25	25
28.38 (W/O Inverness)	29.65 (Camino Del Mar)	35	35

FISCAL IMPACT: This action will result in the installation and ongoing maintenance of signs and markings. Existing funds are budgeted and available in Cost Center 410061300, Commitment Item # 5220310.

REVIEWED BY:	<input type="checkbox"/>	Department of Finance	<input checked="" type="checkbox"/>	N/A
	<input type="checkbox"/>	County Counsel	<input checked="" type="checkbox"/>	N/A
	<input type="checkbox"/>	Human Resources	<input checked="" type="checkbox"/>	N/A

Respectfully submitted,



Bob Goralka
Senior Civil Engineer, P.E, T.E.

c: Undersheriff Mike Ridgeway
Deputy Rich Johnson, Marin County Sheriff's Office
Officer Nate Campbell, Marin CHP Radar Coordinator, California Highway Patrol

