



## ORDINANCE 2018-01

### AN ORDINANCE TO REVISE THE SPEED LIMITS ON STREETS WITHIN THE TOWN LIMITS OF THE TOWN OF MAGNOLIA SPRINGS, ALABAMA

**WHEREAS**, Section 11-49-4 of the *Code of Alabama, 1975*, provides that cities and towns shall fix by ordinance the speed at which motor vehicles may be operated within their respective corporate limits, and;

**WHEREAS**, the Town Council of the Town of Magnolia Springs feels that it is in the best interest for the safety of the citizens of Magnolia Springs to revise the speed limits on the streets within the Town limits.

**NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Magnolia Springs, Alabama, while in regular session on the 24th day of April, 2018, at 5:00 p.m. that the revision to the speed limits within the Town limits are as follow:

1. **Definitions** – for the purposes of this ordinance the following words or terms shall have the respective meanings ascribed to them;
  - a. **Business/Commercial Street** – Any street or road located in any part of the Town zoned business whose speed limit shall be the same as a residential street.
  - b. **Collector Street/Thoroughfare Street** – Any street located in the town which serves as a primary conduit for vehicular traffic entering or leaving a particular subdivision or area, an on to which intersecting secondary streets or roads conduct vehicular traffic, or that serves as a primary conduit of traffic from one area of the town to another traversing a subdivision, subdivisions or areas, and for which an increase speed limit may be justified.
  - c. **Non-Standard Street** – Any public street located within the town, whose clear roadway width is less than 20 feet or whose surface condition, road course, character, or surrounding conditions are such that the speed limit generally set for residential or business streets might be too high for safer vehicle operation
  - d. **Residential Street** – Any street or road located in any part of the town zoned as residential.
  - e. **Secondary Street** – Any residential or business/commercial street which does not serve as a collector or thoroughfare street for a subdivision or area, but primarily serves the residents or businesses on that particular street.

2. **Reasonable and prudent speed.** No person shall operate a vehicle at a speed greater than is reasonable and prudent under the existing conditions and having regard for actual, potential, or special hazards that may exist due to pedestrians, other traffic or by reason of weather or roadway conditions, regardless of the posted or authorized speed limit.
3. **Maximum limits** – Except when on of the hazardous conditions as stated in Section 2 exists, which requires a lower speed, the limits hereinafter specified or established shall be maximum lawful speeds, and no person shall operate a vehicle at a speed in excess of such maximum limits.
  - a. No person shall operate any vehicle on any business/commercial or residential street in the Town of Magnolia Springs at a speed greater than 25 miles per hour, except as provided herein.
  - b. No person shall operate any vehicle on:

The following Secondary Streets at a speed no greater than 25 miles per hour:

- Pecan Grove** - from U.S. Highway 98 to Oak Street
- Gates Avenue** - from Magnolia Springs Highway
- Oak Street** – from Magnolia Springs Highway to Pecan Grove

The following Secondary Streets at a speed no greater than 15 miles per hour:

- Oak Street** - from Pecan Grove to Woodland Drive

The following Non-Standard Streets at a speed no greater than 15 miles per hour:

- |                             |                            |                      |
|-----------------------------|----------------------------|----------------------|
| <b>Camellia Avenue</b>      | <b>Cedar Street</b>        | <b>School Street</b> |
| <b>Magnolia Avenue</b>      | <b>Holly Street</b>        | <b>Rock Street</b>   |
| <b>Live Oak Avenue</b>      | <b>McCoy Lane</b>          | <b>Bay Street</b>    |
| <b>Cougill Avenue</b>       | <b>Woodland Drive</b>      | <b>Island Avenue</b> |
| <b>Jessamine Street</b>     | <b>Magnolia Street</b>     |                      |
| <b>Cotton Stocking Lane</b> | <b>Village Green Drive</b> |                      |

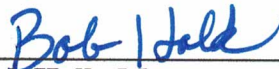
4. **Establishment of speed zones** – whenever the Public Works Committee Chairman of the town of Magnolia Springs, with the approval of the Mayor and Council, shall determine upon the basis of engineering or traffic studies, that the speed limit of any street within the jurisdiction of the Town should be altered in order to ensure the safety of its citizens or to facilitate the free flow of traffic, they shall present such as a recommendation to the Town

Council who shall set the speed limit in accordance with categories set out in this ordinance.

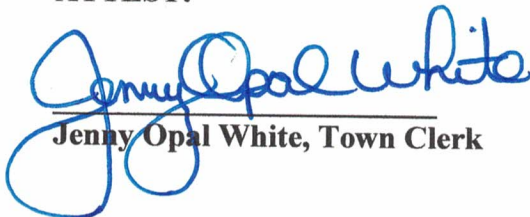
5. **Posting of recommended speed limits** – the Public Works Committee Chairman is hereby authorized to post recommended speed limits in conjunction with road hazard signs as recommended speeds for curves, hills, intersections, children at play, and other hazards that arise provided that such recommended speed limit posting be in accordance with the uniform traffic control and marking manual utilized by the State Highway Department. Such speed limits shall be strictly advisory in nature and shall not obligate the operator of a vehicle to reduce his speed below what is reasonable and prudent.

**BE IT FURTHER ORDAINED** that this ordinance shall become effective immediately upon its adoption and required publication.


**ADOPTED AND APPROVED** on this the 24th day of April, 2018

  
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Bob Holk, Mayor

ATTEST:

  
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Jenny Opal White, Town Clerk

**TOWN OF MAGNOLIA SPRINGS, ALABAMA** Certificate of Publication. This is to certify that **Ordinance Number 2018-01**, Town of Magnolia Springs, Alabama, was published by posting on at least three (3) Bulletin Boards in the Town, Magnolia Springs Post Office, United Bank, and at the Mayor's office from April 26, 2018 through May 26, 2018.

  
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Jenny Opal White, Town Clerk