

**ORDINANCE 2002-03**

AN ORDINANCE AMENDING ORDINANCE 79-18 "AN ORDINANCE PRESCRIBING SPEED LIMITS ON CITY STREETS WITHIN THE CITY LIMITS OF THE CITY OF RUSSELLVILLE, METHODS FOR PROVIDING EXCEPTIONS THERETO AND PROVIDING THAT STATE LAW SHALL GOVERN AS TO PENALTIES" BY ABOLISHING THE REQUIREMENT FOR AN ENGINEERING AND TRAFFIC INVESTIGATION IN ORDER FOR CITY COUNCIL TO MAKE CHANGES TO SPEED LIMITS ON CITY STREETS; AND BY INCREASING THE SPEED LIMIT ON FRANCIS AVENUE FROM 25 MPH TO 35 MPH FROM ARMORY DRIVE TO THE CITY LIMITS; PROVIDING FOR A SEVERABILITY CLAUSE, REPEALER CLAUSE AND AN EFFECTIVE DATE.

**BE IT ORDAINED BY THE CITY COUNCIL OF RUSSELLVILLE, KENTUCKY, THAT:**

**WHEREAS,** the City Council of Russellville, Kentucky has previously enacted Ordinance 79-18, "AN ORDINANCE PRESCRIBING SPEED LIMITS ON CITY STREETS WITHIN THE CITY LIMITS OF THE CITY OF RUSSELLVILLE, METHODS FOR PROVIDING EXCEPTIONS THERETO AND PROVIDING THAT STATE LAW SHALL GOVERN AS TO PENALTIES", and

**WHEREAS,** City Council is now of the opinion that it is no longer necessary for the completion of an engineering and traffic investigation in order for Council to make a determination that a speed limit on a City Street should be changed, and

**WHEREAS,** City Council is now of the opinion that times have changed, and it is in the interests of the health, safety and welfare of the citizenry for the speed limit on Francis Avenue to be increased from 25 mph to 35 mph, from Armory Drive to the City limits.

**NOW, THEREFORE,** be it ordained as follows:

**SECTION I - Amendment of existing Ordinance**

SECTION II of Ordinance 79-18 is hereby amended as follows:

II. Whenever the City Council of the City of Russellville shall determine upon the basis of ~~an engineering and traffic investigation~~ the reasoned opinion and sound judgment of City Council, after making a fact-finding determination that the speed limit hereinbefore set forth is greater or less than is reasonable or safe under the conditions found to exist at a specific location, the City Council may determine and establish a reasonable and safe speed limit at that location, and by Motion, duly passed, set a speed limit at that location.

**SECTION II - Creation of new subsection**

A NEW SUBSECTION UNDER SECTION II IS HEREBY CREATED TO READ AS FOLLOWS:

A. The City Council of Russellville, after due deliberation, has made a fact-finding determination that the speed limit on the following street(s) shall be other than 25 pmh as duly noted below:

1. Francis Avenue, from Armory Drive northerly to the City limits of Russellville, is designated 35 miles per hour.

**SECTION III - Repealer Clause**

All ordinances or parts of ordinances in conflict herewith now in effect are hereby repealed.

**SECTION IV - Savings Clause**

If any clause, provision or section of this ordinance shall be ruled void or unenforceable by any court of competent jurisdiction, the remainder hereof is intended to be enacted and shall be in force and effect notwithstanding.

**SECTION V - Effective Date**

This ordinance shall be effective upon its passage and publication as required by law.

**FIRST READING** conducted this the 5th day of March, 2002.

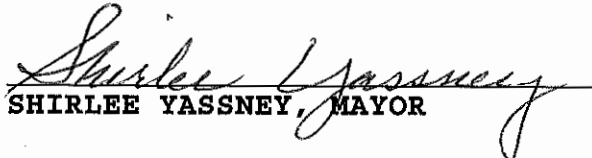
**SECOND READING CONDUCTED AND PASSAGE** by roll call vote this 19th day of March, 2002.

AYES: Ken Smith, Russell Jones, Howard Wren, Morris L. Kisselbaugh, Ken Barrett  
Jean Hankins

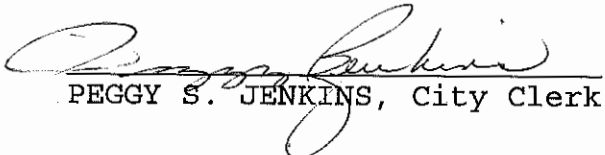
NAYS: None

ABSENT: None

ABSTAINING: None

  
SHIRLEE YASSNEY, MAYOR

ATTEST:

  
PEGGY S. JENKINS, City Clerk