

Post Per. 1

ORDINANCE NO. 3408
AN ORDINANCE AMENDING TITLE VII,
CHAPTER 74, SCHEDULE V OF THE NEW CASTLE
CITY CODE BY ESTABLISHING THE SPEED LIMIT ON MIDWAY DRIVE

WHEREAS, it is the responsibility of the Common Council of the City of New Castle to provide for the public health, safety and welfare of the citizens of the City of New Castle, and

WHEREAS, the current speed limit on Midway Drive was established by other governmental agents before its annexation into said City and,

WHEREAS, the traffic safety committee of this Council has determined that it is in the best interest of traffic flow and public safety for said speed limit to be established at 30 miles per hour.

NOW THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE that Title VII, Chapter 74, Schedule V of the New Castle City Code, is hereby amended by adding the following speed limit determination:

Street: Midway Drive
Location: Entire length within City boundaries
Speed limit: 30 miles per hour

(This is an increase from the current 20 miles per hour to 30 miles per hour.)

IT IS FURTHER ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE that the New Castle Street Department shall immediately, upon passage of this Ordinance, install the appropriate signage to carry out the intent of this ordinance and properly inform the motoring public. Said signage shall conform in height, content, visibility, and location with all provisions of the Indiana Manual on Uniform Traffic Control Devices.

IT IS FURTHER ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE that in addition to the penalties imposed for violation of posted speed limits by the applicable provisions of the Indiana Code, violators of this ordinance may also be subject to penalty and fine pursuant to Section 70.99 of the New Castle City Code wherein the discretion of the arresting officer the application of said penalty is appropriate.

REPEALER: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SEVERABILITY: Any provision herein contained which is found by a court of competent jurisdiction to be unlawful or which by operation shall be inapplicable, shall be deemed omitted but the rest and remainder of this ordinance, to the extent feasible, shall remain in full force and effect.

EFFECTIVE DATE: This Ordinance shall become effective immediately upon passage, publication, and proper posting of the directional sign referred to above, all as provided for by law.

Postponed

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF NEW
CASTLE THIS ____ DAY OF _____, 2004.

TOM NIPP, PRESIDING OFFICER
COMMON COUNCIL, NEW CASTLE,
INDIANA

ATTEST:

JANICE L. LAVARNWAY,
CLERK-TREASURER

AYE

NAY

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APPROVED BY ME THIS ____ DAY OF _____, 2004.

Tom Nipp, Mayor
City of New Castle, Indiana