

AMENDED IN ASSEMBLY MAY 7, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 2402

Introduced by Assembly Member Rod Pacheco

February 21, 2002

An act to add Section 22353 to the Vehicle Code, relating to speed limits.

LEGISLATIVE COUNSEL'S DIGEST

AB 2402, as amended, Rod Pacheco. Speed limits: City of Norco: pedestrian and equestrian trails.

Existing law prohibits any person from driving a vehicle at a speed greater than the speed limit. Existing law generally sets forth prima facie speed limits unless changed or otherwise authorized by law.

~~This bill would authorize a city to establish a prima facie speed limit of 25 miles per hour on any highway, street, or road, other than a state highway, where the highway, street, or road and the equestrian and pedestrian trails meet specified criteria. Existing law permits local authorities to set prima facie speed limits higher or lower than the established prima facie speed limits on the basis of an engineering and traffic survey, as defined, if the different speed limit is necessary to facilitate the orderly movement of traffic and is reasonable and safe.~~

This bill would authorize the City of Norco, when conducting an engineering and traffic survey, to consider equestrian safety in addition to the specified factors set forth.

The bill would make legislative findings and declarations as to the necessity of a special statute.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1.—Section 22353 is added to the Vehicle Code, to~~
2 ~~SECTION 1. Section 22353 is added to the Vehicle Code, to~~
3 ~~read:~~
4 ~~22353. When conducting an engineering and traffic survey,~~
5 ~~the City of Norco, in addition to the factors set forth in Section 627,~~
6 ~~may also consider equestrian safety.~~
7 ~~SEC. 2. The Legislature finds and declares that, because of the~~
8 ~~unique circumstances applicable only to the City of Norco and the~~
9 ~~equestrian trails there, a statute of general applicability cannot be~~
10 ~~enacted within the meaning of subdivision (b) of Section 16 of~~
11 ~~Article IV of the California Constitution. Therefore, this special~~
12 ~~statute is necessary.~~
13 ~~read:~~
14 ~~22353.—(a) Notwithstanding any other provision of law, a city~~
15 ~~may establish a prima facie speed limit of 25 miles per hour on any~~
16 ~~highway, street or road, other than a state highway, that meets the~~
17 ~~following criteria:~~
18 ~~(1) Traffic is so close as to endanger equestrians or pedestrians~~
19 ~~using the designated pedestrian and equestrian trails established by~~
20 ~~the city council.~~
21 ~~(2) Streets or roadways with travel lanes within three feet or~~
22 ~~less of the closest edge of an adjacent pedestrian or equestrian trail,~~
23 ~~in any area lacking curb and gutter or barrier specifically designed~~
24 ~~to withstand vehicle impacts, shall be deemed a hazard to~~
25 ~~pedestrians and equestrians. These areas may be designated for~~
26 ~~reduced speed limits based upon a finding by the city council that~~
27 ~~traffic volume and trail usage is sufficient to create a danger to~~
28 ~~pedestrians, equestrians, and vehicular traffic.~~
29 ~~(b) The pedestrian and equestrian trails shall meet the~~
30 ~~following criteria:~~
31 ~~(1) The pedestrian and equestrian trails shall be irrevocably~~
32 ~~dedicated easements or fee interests as provided for in the~~
33 ~~municipal code and shall be created and recognized only in those~~
34 ~~areas with a sufficient right of way for a minimum seven-foot wide~~
35 ~~trail.~~



1 ~~(2) Sixty percent of the total lineal footage adjacent to the trail~~
2 ~~shall be without barrier within a continuous section. Driveway~~
3 ~~openings shall not be counted as areas missing barrier.~~

4 ~~(3) These continuous sections shall be defined by intersecting~~
5 ~~streets and shall not be in less than one-half mile increments.~~

6 ~~(e) These streets and roadways shall be designated by~~
7 ~~ordinance and shall be posted with both 25 miles per hour speed~~
8 ~~limit signs and with appropriate warning signs of adjacent~~
9 ~~pedestrian and equestrian trails.~~

10 ~~(d) Prima facie limits established by the above shall supersede~~
11 ~~the establishment of 85th percentile speed limits on collector and~~
12 ~~arterial streets designated on the functional classification map for~~
13 ~~the city.~~

