

Attachment C

ORDINANCE NO. _____

**AN ORDINANCE OF THE COUNTY OF MONTEREY, STATE OF CALIFORNIA,
AMENDING SECTIONS 12.12.010 and 12.28.010 OF THE MONTEREY COUNTY CODE
RELATING TO SPEED LIMITS ON COUNTY HIGHWAYS, AND PARKING
RESTRICTIONS ON COUNTY STREETS AND HIGHWAYS**

County Counsel Summary

This ordinance amends section 12.12.010 of the Monterey County Code to revise the speed limit on a portion of San Miguel Canyon Road, and amends Section 12.28.010 of the Monterey County Code by prohibiting parking on a segment of San Juan Grade Road. Currently, San Miguel Canyon Road from a point 250 feet south of the centerline of Wilson Way to a point 350 feet south of the centerline of Hamby Lane is 50 miles per hour. This ordinance reduces San Miguel Canyon Road to 45 miles per hour from a point 250 feet south of the centerline of Wilson Way to its intersection with Hall Road. Lastly, the ordinance prohibits parking on San Juan Grade Road, on both sides of San Juan Grade Road from Crazy Horse Canyon Road and continuing north along San Juan Grade Road to the County limit boundary.

The Board of Supervisors of the County of Monterey ordains as follows:

SECTION 1. PURPOSE AND FINDINGS.

A. Pursuant to Article XI, section 7 of the California Constitution, the County of Monterey may adopt and enforce ordinances and regulations not in conflict with general laws to protect and promote the public health, safety, and welfare of its citizens.

B. California Vehicle Code section 22358(a) authorizes the County of Monterey to determine and declare upon the basis of an engineering and traffic survey a prima facie speed limit of 60, 55, 50, 45, 35, 30, or 25 miles per hour, whichever is most appropriate to facilitate the orderly movement of traffic and is reasonable and safe. Upon performing various engineering and traffic surveys, various speed limits on County roads may be increased, decreased, or remain the same.

C. The County completed safety improvements along a portion of San Miguel Canyon Road. These improvements modified the road conditions compared to the road conditions of the previous engineering survey. An updated engineering survey was conducted to evaluate the new configuration. The survey outcome indicates that a speed limit of 45 mph is recommended.

D. California Vehicle Code section 22507 authorizes the County of Monterey to enact regulations by ordinance to prohibit or restrict parking of vehicles on certain streets and highways.

E. The County has received a request advocating for the prohibition of parking on both sides of San Juan Grade Road starting from Crazy Horse Canyon Road and continuing north along San Juan Grade Road to the County boundary limits.

F. After review, staff concluded that a parking prohibition on both sides of the road is adequate for the segment of San Juan Grade Road from Crazy Horse Canyon Road north to the County boundary limits to protect the public peace, health, safety and welfare of the County.

G. The adoption of this ordinance is categorically exempt under the California Environmental Quality Act (“CEQA”) pursuant to Section 15301(c) of the CEQA Guidelines, because the action involves negligible changes to the regulations that govern the existing highways and streets.

SECTION 2. Section 12.12.010 of the Monterey County Code is amended to delete the following paragraph:

San Miguel Canyon Road, from a point two hundred fifty (250) feet south of the centerline of Wilson Way to a point three hundred fifty (350) feet south of the centerline of Hamby Lane, fifty (50) miles per hour;

SECTION 3. Section 12.12.010 of the Monterey County Code is amended to add the following paragraph:

San Miguel Canyon Road, from a point two hundred fifty (250) feet south of the centerline of Wilson Way to its intersection with Hall Road, forty-five (45) miles per hour;

SECTION 4. Section 12.28.010 of the Monterey County Code is amended to add the following:

San Juan Grade Road, on both sides of San Juan Grade Road from Crazy Horse Canyon Road and continuing north along San Juan Grade Road to the County limit boundary;

SECTION 5. OTHER ACTIONS. County staff are authorized and directed to take such other and further actions as may be necessary or appropriate to implement the intent and purposes of this ordinance including the posting of appropriate signage in and around the described locations.

SECTION 6. SEVERABILITY. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

SECTION 7. This ordinance shall become effective on the thirty-first day following its adoption.

PASSED AND ADOPTED this ____ day of _____, 2022, by the following vote:

AYES:

NOES:

ABSENT:

Chair Mary L. Adams,
Monterey County Board of Supervisors

A T T E S T:

VALERIE RALPH
Clerk of the Board of Supervisors

By: _____
Deputy

APPROVED AS TO FORM:

Kelly L. Donlon
Assistant County Counsel