

ORDINANCE NO. 5470

**AN ORDINANCE TO REGULATE THE MAXIMUM SPEED
OF VEHICLES TRAVELING IN THE CITY OF RAPID CITY
BY AMENDING SECTION 10.12.310 OF THE RAPID CITY MUNICIPAL CODE**

WHEREAS, the City of Rapid City has adopted ordinances regulating traffic control and maximum speeds of traffic; and

WHEREAS, the Common Council desires to authorize the Traffic Engineer to establish speed zones in addition to the speed limits already enacted by ordinance; and

WHEREAS, the Common Council of the City of Rapid City finds that it is in the best interests of the City to amend Section 10.12.310 of the Rapid City Municipal Code.

NOW THEREFORE, BE IT ORDAINED by the City of Rapid City that Section 10.12.310 of the Rapid City Municipal Code shall be amended to read as follows:

10.12.310 Maximum speed.

A. Traffic Engineer's Authority.

1. The Traffic Engineer is authorized and empowered to determine and establish upon any street or highway within the city or any part thereof, limited speed zones. The speed limit set by the Traffic Engineer for each speed zone shall be the maximum speed at which any person may drive or operate any vehicle upon such street, highway or portion thereof so zoned, and the maximum speed permissible in such zone shall be conspicuously posted.

2. The Traffic Engineer may establish limited speed zones through construction work areas. The beginning and end of the immediate work area shall be conspicuously posted with signs showing the maximum speed permissible. Signs stating that any fine will be doubled shall be erected in addition to the regulatory speed limit signs.

~~A.~~ B. Reasonable Speed. No person shall drive a vehicle upon any street, alley or public place in the city at a speed greater than is reasonable and prudent under the conditions then existing, and it shall be prima facie unlawful and prima facie evidence that the speed is not reasonable and prudent under the conditions then existing for the driver of any vehicle or motor vehicle to drive the same upon any street, alley or public place in the city at a speed exceeding the following:

3. Fifteen miles per hour when approaching within 50 feet of a grade crossing at any railway, when the driver's view is obstructed. A driver's view shall be deemed to be obstructed when, at any time during the last 200 feet of his or her approach to the crossing, he or she does not have a clear and uninterrupted view of the railway crossing and of any traffic on the railway for a distance of 400 feet in each direction from the crossing;

4. Fifteen miles per hour on all streets immediately adjacent to school property while children are present or as established and signed by the city's Traffic Engineer;
5. Fifteen miles per hour when passing a school during school recess or while children are going to or leaving school during opening or closing hours;
6. Fifteen miles per hour when approaching within 50 feet and in traversing an intersection of highways, when the driver's view is obstructed. A driver's view shall be deemed to be obstructed when, at any time during the last 50 feet of his or her approach to the intersection, he or she does not have a clear and uninterrupted view of the intersection and of the traffic upon all of the highways entering the intersection for a distance of 200 feet from the intersection;
7. Fifteen miles per hour in traversing or going around curves or traversing a grade upon a highway when the driver's view is obstructed within a distance of 100 feet along the highway in the direction in which he or she is proceeding;
8. Twenty miles per hour on any highway in a business district, when traffic on the highway is controlled at intersections by traffic officers or stop and go signals;
9. Twenty miles per hour on all other highways in a business district;
10. Twenty-five miles per hour in a residential district unless a different speed is fixed and duly posted by the Traffic Engineer;
11. Thirty miles per hour on all highways and through streets in a residential district unless a different speed is fixed and duly posted by the Traffic Engineer and except as provided in subdivision 2. of this subsection;
12. Twenty miles per hour in public parks unless a different speed is fixed and duly posted by the Traffic Engineer; ~~and~~ or
13. Ten miles per hour in public alleys unless a different speed is fixed and duly posted by the Traffic Engineer.

C. *Posted Limit Violations.*

1. It shall be unlawful for any person to drive a vehicle upon any street, alley or public place in the city at a speed greater than the posted speed limit.
2. Any fine for a violation of speed limits in construction work areas shall be double the standard fine for speeding, but may not exceed the maximum fine for violation of a city ordinance.

CITY OF RAPID CITY

Mayor

ATTEST:

Finance Officer

(SEAL)

First Reading:
Second Reading:
Published:
Effective: