

ORDINANCE NO. 1455

AN ORDINANCE OF THE CITY OF DES MOINES, WASHINGTON relating to the traffic and parks and recreation codes, amending DMMC 10.20.010, DMMC 10.20.020, DMMC 10.20.030, adding a new section to chapter 10.20 DMMC relating to Beach Park speed, amending DMMC 19.08.030, and revising speed limits on certain streets that are located in the City of Des Moines.

WHEREAS, RCW 46.61.400 sets the maximum speed limit for City streets at twenty-five (25) miles per hour and for state highways at sixty (60) miles per hour, and

WHEREAS, RCW 46.61.415 provides the authority and circumstances under which cities may alter these speed limits, and

WHEREAS, the City Council of the City of Des Moines finds that on the basis of an engineering and traffic investigation conducted by the Planning, Building, and Public Works Department, speed limits contained in this ordinance are reasonable and safe maximum limits and should be established; now therefore,

THE CITY COUNCIL OF THE CITY OF DES MOINES ORDAINS AS FOLLOWS:

Sec. 1. DMMC 10.20.010 and section 3(14) of Ordinance No. 451 as amended by section 1 of Ordinance No. 677 as amended by section 1 of Ordinance No. 707 as amended by section 1 of Ordinance No. 981, formerly DMMC 10.04.060, as amended by section 12(3) of Ordinance No. 1053, as amended by section 1 of Ordinance No. 1054, as amended by section 1 of Ordinance No. 1142, as amended by section 1 of Ordinance No. 1177, as amended by section 1 of Ordinance No. 1184, as amended by section 1 of Ordinance No. 1342 are each amended to read as follows:

**Increasing speed limits in certain zones.** It is determined upon the basis of an engineering and traffic investigation that the 25 miles per hour speed limit permitted by state law for city streets is less than is reasonable and safe for operation of vehicles on the following streets or highways. The speed limit shall be as set forth in this section on those streets or highways or parts of streets or highways designated in this section at all times when signs are erected giving notice thereof:

<b>Name of Street</b>	<b>Speed Limit (Miles per Hour)</b>
24th Avenue South from South 208th Street to SR 516 (Kent-Des Moines Road)	30
20th Avenue South from SR 516 (Kent-Des Moines Road) to South 240th Street	30
16th Avenue South from South 220th Street to SR 516 (Kent-Des Moines Road)	30
7th Avenue South from Marine View Drive South to South 227th Street	30
8th Avenue South from South 194th	

Street to South 200th Street	30
South 222nd Street from SR 99 (Pacific Highway South) to 12th Avenue South	30
South 223rd Street from 24th Avenue South to 12th Avenue South	30
South 227th Street from Marine View Drive South to 7th Avenue South	30
South 250th Street from 16th Avenue South to 13th Avenue South	30
South 251st Street from 13th Avenue South to Marine View Drive	30
South 216th Street from I 5 to 11th Avenue South	35
South 240th Street from SR 99 (Pacific Highway South) to Marine View Drive South	35
Des Moines Memorial Drive from South 208th Street to SR 509 (Marine View Drive South)	35
Marine View Drive from South 252nd Street to Woodmont Drive	35
Woodmont Drive from Marine View Drive to 16th Avenue South	35
South 260th Street from 16th Avenue South to SR 99 (Pacific Highway South)	35
16th Avenue South from SR 516 (Kent-Des Moines Road) to SR 99 (Pacific Highway South)	35
Marine View Drive South from SR 516 (Kent-Des Moines Road) to South 252 <sup>nd</sup> Street	35

**Sec. 2.** DMMC 10.20.020 and section 3(15) of Ordinance No. 451 as amended by section 1 of Ordinance No. 470 as amended by section 1 of Ordinance No. 509 as amended by section 1 574 as amended by section 2 of Ordinance No. 677, as amended by section 1 of Ordinance 694 as amended by section 2 of Ordinance 981 formerly DMMC 10.04.070, as amended by section 12(4) of Ordinance No. 1053, as amended by section 2 of Ordinance No. 1342 are each amended to read as follows:

**Decreasing speed limits in certain zones.** It is determined upon the basis of an engineering and traffic investigation that the 25 miles per hour speed limit permitted by state law for City streets and the 60 miles per hour speed limit permitted by state law for state highways is greater than is reasonable and safe for operation of vehicles on

the following streets or highways. The speed limit shall be as set forth in this section on those streets or highways or parts of streets or highways designated in this section at all times when signs are erected giving notice thereof:

<b>Name of Street</b>	<b>Speed Limit (Miles Per Hour)</b>
SR 509 (Marine View Drive South/South 216th Street) from the intersection with Des Moines Memorial Drive to SR 516 (Kent-Des Moines Road)	30
SR 516 (Kent-Des Moines Road) from SR 509 (Marine View Drive South) to I 5	35
SR 99 (Pacific Highway South) from SR 516 (Kent-Des Moines Road) at M.P. 15.49 to South 216th Street at M.P. 16.52	45

**Sec. 3.** DMMC 10.20.030 and section 9 of Ordinance No. 1053 are amended to read as follows:

**Marina speed limit.** The maximum speed limit in the Des Moines Marina is 20 miles per hour when signs are erected giving notice of such speed limit.

**Sec. 4.** A new section is added to chapter 10.20 DMMC to read as follows:

**Beach Park speed limit.** The maximum speed limit in the Des Moines Beach Park is 20 miles per hour when signs are erected giving notice of such speed limit.

**Sec. 5.** DMMC 19.08.030(10) and section 3(J) of Ordinance No. 758 as amended by section 1(10) of Ordinance No. 1030 are each amended to read as follows:

(10) No person shall ride or drive a bicycle, tricycle, motorcycle, motor vehicle, horse, or pony over or through a park except along and upon the park drives, parkways, park boulevards; or at a speed in excess of 20 miles per hour; or stand or park a vehicle, except in designated areas or in accordance with signs, striping, or other methods that make clear the appropriate method or manner of parking. Improperly parked vehicles are subject to impound, where signs to that effect are posted. All ways open to the use of the public for purposes of vehicular travel shall be considered public highways for purposes of enforcement of Title 10 DMMC.

**Sec. 6. Codification.** Section 4 of this ordinance shall be codified as a new section in chapter 10.20 DMMC of Title 10.

**Sec. 7. Severability - Construction.**

(1) If a section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

(2) If the provisions of this ordinance are found to be inconsistent with other provisions of the Des Moines Municipal Code, this ordinance is deemed to control.

**Sec. 8. Effective date.** This ordinance shall take effect and be in full force thirty (30) days after its passage and approval in accordance with law.

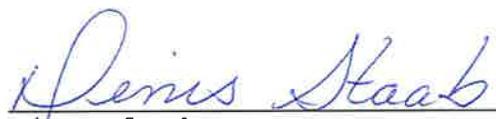
**PASSED BY** the City Council of the City of Des Moines this 15th day of January, 2009 and signed in authentication thereof this 15th day of January, 2009.

  
MAYOR

APPROVED AS TO FORM:

  
City Attorney

ATTEST:

  
City Clerk

Published: January 23, 2009

Effective Date: February 14, 2009

LEGAL NOTICE  
SUMMARY OF ADOPTED ORDINANCE  
CITY OF DES MOINES

ORDINANCE NO. 1455, Adopted January 15, 2009.

DESCRIPTION OF MAIN POINTS OF THE ORDINANCE:

This ordinance relates to the traffic and parks and recreation codes, amends DMMC 10.20.010, DMMC 10.20.020, DMMC 10.20.030, adds a new section to chapter 10.20 DMMC relating to Beach Park speed, amends DMMC 19.08.030, and revises speed limits on certain streets that are located in the City of Des Moines.

The full text of the ordinance will be mailed without cost upon request.

Denis Staab  
City Clerk

Published: January 23, 2009