

EXHIBIT NO. 1


City of Alexandria, Virginia

MEMORANDUM

20
10-13-07
15
10-9-07

DATE: OCTOBER 3, 2007

TO: THE HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL

FROM: JAMES K. HARTMANN, CITY MANAGER 

SUBJECT: CONSIDERATION OF AN AMENDMENT TO TITLE 10, CHAPTER 3,
ARTICLE B OF THE CODE OF THE CITY OF ALEXANDRIA TO ADD A
SECTION ADDRESSING SPEEDING IN A HIGHWAY WORK ZONE

ISSUE: Establishing speeding in a highway work zone as a local offense.

RECOMMENDATION: That City Council adopt the proposed ordinance on first reading and schedule it for public hearing, second reading and final passage on Saturday, October 13.

DISCUSSION: With an extensive work zone scheduled to go into place during early November 2007 in connection with the relocation of the Monroe Avenue Bridge and related improvements to Route 1, the City will be undertaking greater efforts, using City resources, to ensure the safety of highway workers, drivers and pedestrians in the area of the work. However, the City currently does not have a municipal ordinance addressing speeding in a work zone. While a violator can be charged under Virginia Code Section 46.2-878.1, all fines levied under the State Code go to the State, not to the City. Since the City is expending its resources to make the highway work zone as safe as possible during this work, the City should receive the fines levied against violators of the posted work zone speed limits.

Passing the proposed ordinance will allow the Alexandria Police Department to charge violators under the City Code, rather than State law, which would allow all fines assessed to come to the City. Accordingly, both T&ES, as the City department primarily responsible for oversight of the bridge replacement project and roadway safety, and the Alexandria Police Department, which will be primarily responsible for enforcement of the posted restrictions, recommend that Council adopt the proposed ordinance.

ATTACHMENT: Proposed Ordinance

STAFF:

Richard J. Baier, P.E., Director, Transportation & Environmental Services
Lt. Paul Story, Alexandria Police Department
Christopher Spera, Assistant City Attorney

Introduction and first reading: 10/09/07
Public hearing: 10/13/07
Second reading and enactment: 10/13/07

INFORMATION ON PROPOSED ORDINANCE

Title

AN ORDINANCE to amend Article B (RECKLESS DRIVING, SPEEDING, ETC) of Chapter 3 (OPERATION OF VEHICLES), Title 10 (MOTOR VEHICLES AND TRAFFIC) of The Code of the City of Alexandria, Virginia, 1981, as amended, by adding thereto a new Section 10-3-878.11 (MAXIMUM SPEEDS IN WORK ZONES; PENALTIES).

Summary

The proposed ordinance provides enhanced penalties for speeding in a roadway work zone.

Sponsor

Staff

David Baker, Chief of Police
Richard Baier, Director, Department of T&ES
Christopher Spera, Assistant City Attorney

Authority

Alexandria City Charter, § 2.04(g)

Estimated Costs of Implementation

None.

Attachments in Addition to Proposed Ordinance and its Attachments (if any)

None.

ORDINANCE NO. _____

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THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Article B of Chapter 3 of Title 10 of The Code of the City of Alexandria, 1981 as amended, be, and the same hereby is, amended by adding thereto new Section 10-3-878.11 to read as follows:

Sec. 10-3-878.11 Maximum speeds in highway work zones; penalty.

Pursuant to the authority granted by section 46.2-1313 of the Code of Virginia (1950), as amended, section 46.2-878.1 of the Code of Virginia, as amended, which relates to maximum speeds in highway works zones, is hereby adopted and incorporated in its entirety into this chapter as if it were fully set forth herein.

Section 2. That this ordinance shall be effective on the date and at the time of final passage.

William D. Euille
Mayor

Introduction: 10/09/07
First Reading: 10/9/07
Public Hearing:
Second Reading:
Final Passage:

ORDINANCE NO. 4502

AN ORDINANCE to amend Article B (RECKLESS DRIVING, SPEEDING, ETC) of Chapter 3 (OPERATION OF VEHICLES), Title 10 (MOTOR VEHICLES AND TRAFFIC) of The Code of the City of Alexandria, Virginia, 1981, as amended, by adding thereto a new Section 10-3-878.11 (MAXIMUM SPEEDS IN WORK ZONES; PENALTIES).

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William D. Euille
Mayor

Final Passage: October 13, 2007