

ORDINANCE NO. 3693

**AN ORDINANCE AMENDING TITLE VII, CHAPTER 74, SCHEDULE V  
OF THE NEW CASTLE CITY CODE BY ESTABLISHING  
REDUCED SPEED LIMITS AROUND HOSPITAL HEIGHTS PARK  
WITHIN THE CITY OF NEW CASTLE, INDIANA**

WHEREAS, it is the responsibility of the Common Council of the City of New Castle to provide for the public health, safety and welfare of the citizens of the City of New Castle; and,

WHEREAS, the current speed limits on the roads boarding the Hospital Heights Park (a GIS map showing the Hospital Heights Park is attached hereto and incorporated herein as Exhibit "A") located south of California Avenue and north of Alabama Avenue, west of North 23<sup>rd</sup> Street and east of North 22<sup>nd</sup> Street should be reduced as a result of the activity of children in the playground/park; and,

WHEREAS, the Traffic Committee of the Council, after conducting an investigation and study has determined that it is in best interest for public safety for speed limits to be established at twenty (20) miles per hour on Alabama Avenue between North 23<sup>rd</sup> Street and North 22<sup>nd</sup> Street, California Avenue between North 23<sup>rd</sup> Street and North 22<sup>nd</sup> Street, North 22<sup>nd</sup> Street between Alabama Avenue and California Avenue and North 23<sup>rd</sup> Street between Alabama Avenue and California Avenue. (See Exhibit "A", the shaded areas represent those portions of the streets named hereinabove where the maximum speed is to be reduced from thirty (30) miles per hour to twenty (20) miles per hour.)

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL of the City of New Castle, Indiana that Title VII, Chapter 74, Schedule V of the New Castle City Code is hereby amended by adding the following speed limit determinations:

<u>STREET</u>	<u>LOCATION</u>	<u>SPEED LIMIT</u>
California Ave.	Between N. 23 <sup>rd</sup> St. and N. 22 <sup>nd</sup> St.	20 MPH
Alabama Ave.	Between N. 23 <sup>rd</sup> St. and N. 22 <sup>nd</sup> St.	20 MPH
North 22 <sup>nd</sup> St.	Between Alabama Ave. and California Ave.	20 MPH
North 23 <sup>rd</sup> St.	Between Alabama Ave. and California Ave.	20 MPH

IT IS FURTHER ORDAINED BY THE COMMON COUNCIL of the City of New Castle that the New Castle Street Department shall immediately, upon passage of this ordinance, install the appropriate signage on said streets to carry out the intent of this Ordinance and properly inform the motoring public.

IT IS FURTHER ORDAINED BY THE COMMON COUNCIL of the City of New Castle that in addition to the penalties imposed for the violation of posted speed limits by the applicable provisions of the Indiana Code, violators of this Ordinance may also be subject to penalty and fine pursuant to Section 70.99 of the New Castle City Code where, in the discretion of the arresting officer, the application of said penalty is appropriate.

After passage and publication of this Ordinance, the Clerk-Treasurer shall mail a copy of same by certified mail to the Indiana Department of Transportation.

**REPEALER:** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SEVERABILITY:** Any provision herein contained which is found by a court of competent jurisdiction to be unlawful or which by operation shall be inapplicable, shall be deemed omitted but the rest and remainder of this ordinance, to the extent feasible, shall remain in full force and effect.

**EFFECTIVE DATE:** This Ordinance shall become effective immediately upon passage and publication.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2013.

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Greg York, Presiding  
Officer, Common Council, City  
of New Castle, Indiana

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ATTEST:

\_\_\_\_\_  
Clerk-Treasurer

APPROVED BY ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2013.

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Greg York, Mayor of the City  
Of New Castle, Indiana