

BOCC Agenda Item
Speed Limit on Amelia Concourse

Agenda Request For: April 17, 2013

Department: Public Works

Background: The Engineering Department has received several requests to evaluate the speed limit on Amelia Concourse. Staff has conducted a speed study and has performed an analysis and is recommending that the speed limit be raised to 40 MPH from SR 200 to CR 107(Old Nassauville Road). While the speed study that was conducted would allow for a higher speed limit, staff is recommending the 40 MPH Speed Limit due to the following factors:

1. The Design Speed for the Road is 40 MPH
2. Florida Statute 318.18 provides for only a warning for vehicles exceeding the speed limit by 5 mph or less, and only a \$25 fine for 6-9 MPH over the speed limit(Copy of Statute Attached)

A copy of this agenda item in draft form was provided to Sheriff Leeper in early March.

Financial/Economic Impact to Future Years Budgeting Process or Effect on Citizens: None

Action requested and recommendation: Staff recommends that the Board adopt the attached resolution establishing a 40 MPH Speed Limit on Amelia Concourse from SR 200 to CR 107(Old Nassauville Road).

Is this action consistent with the Nassau County Comprehensive Land Use Plan?
N/A

Funding Source: N/A

Reviewed by:

Print Name:

Signature & Date:

Department Head

J. Scott Herring

J. Scott Herring 3/14/13
Ted Selby 3/8/13

County Manager

Ted Selby

n/a

Office of Management and Budget

Shanea Jones

Legal

David A. Hallman

Clerk/Comptroller

John A. Crawford

n/a

BOCC Agenda Item
Speed Limit on Amelia Concourse

RECEIVED

2013 MAR -8 AM 11:47

COUNTY ATTORNEY

Agenda Request For: April 17, 2013

Department: Public Works

Background: The Engineering Department has received several requests to evaluate the speed limit on Amelia Concourse. Staff has conducted a speed study and has performed an analysis and is recommending that the speed limit be raised to 40 MPH from SR 200 to CR 107(Old Nassauville Road). While the speed study that was conducted would allow for a higher speed limit, staff is recommending the 40 MPH Speed Limit due to the following factors:

1. The Design Speed for the Road is 40 MPH
2. Florida Statute 318.18 provides for only a warning for vehicles exceeding the speed limit by 5 mph or less, and only a \$25 fine for 6-9 MPH over the speed limit(Copy of Statute Attached)

A copy of this agenda item in draft form was provided to Sheriff Leeper in early March.

Financial/Economic Impact to Future Years Budgeting Process or Effect on.

Citizens: None

Action requested and recommendation: Staff recommends that the Board adopt the attached resolution establishing a 40 MPH Speed Limit on Amelia Concourse from SR 200 to CR 107(Old Nassauville Road).

Is this action consistent with the Nassau County Comprehensive Land Use Plan?

N/A

Funding Source: N/A

Reviewed by:

Print Name:

Signature & Date:

Department Head

J. Scott Herring

County Manager

Ted Selby

Office of Management and Budget

Shanea Jones

Legal

David A. Hallman

Clerk/Comptroller

John A. Crawford

Resolution 2013 ____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, RELATING TO ESTABLISHING A 40 MPH SPEED LIMIT ON AMELIA CONCOURSE FROM SR 200 TO CR 107 PROVIDING FOR FINDINGS BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR PLACEMENT OF 40 MPH SPEED LIMIT SIGNS; PROVIDING FOR PENALTIES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 316, Florida Statutes, the Florida Uniform Traffic Law, Section 316.006, Jurisdiction, subsection 316.006(3), Counties, provides that Nassau County has original jurisdiction over all its streets and highways located within its boundaries, except all state roads and municipal streets and highways, and may place and maintain such traffic control devices which conform to the specifications of the Florida Department of Transportation upon all streets and highways under their original jurisdiction as they shall deem necessary to regulate, warn, or guide traffic; and

WHEREAS, Chapter 316, Florida Statutes, the Florida Uniform Traffic Control Law, Section 316.008, Powers of Local Authorities, subsection 316.008 (1)(j), further provides that local authorities may, with respect to streets and highways under their jurisdiction, exercise the police power to designate particular highways, or roadways for use by traffic moving in one direction and

WHEREAS, the Board of County Commissioners of Nassau County, Florida, finds that placement of 40 MPH Speed Limit signs as hereinafter described shall serve the health, safety, welfare, and convenience of the residents of Nassau County.

NOW, THEREFORE, BE RESOLVED by the Board of County Commissioners of Nassau County, Florida, that:

Section 1. Findings. The Board of County Commissioners has examined the recommendation by the Department of Engineering Services in relation to, and based upon the investigation, hereby determines 40 MPH Speed Limit signs are necessary.

Section 2. 40 MPH Speed Limit signs to be Placed. 40 MPH Speed Limit signs shall be placed on Amelia Concourse between SR 200 and CR 170.

Section 3. Penalties. Any person found guilty of violating the One Way restriction established by this Resolution shall be punished according to the provisions of Chapter 316, Florida Statutes, the Florida Uniform Traffic Control Law, Section 316.655, Penalties and Chapter 318, Disposition of Traffic Infractions.

Section 4. Effective Date. This resolution shall take effect upon the 40 MPH Speed Limit signs being installed and shall expire upon the removal of said signs.

PASSED AND ADOPTED this _____ day of _____, 2013.

**BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA**

Daniel B. Leeper
Chair

Attest as to Chairman's signature:

John A. Crawford
Its: Ex-Officio Clerk

Approved as to form by the
Nassau County Attorney:

David A. Hallman

The Florida Senate

2012 Florida Statutes

<p>TITLE XXIII MOTOR VEHICLES</p>	<p>CHAPTER 318 DISPOSITION OF TRAFFIC INFRACTIONS</p>	<p><u>VIEW ENTIRE CHAPTER</u></p>
-----------------------------------------------------	-----------------------------------------------------------------------------------------------	------------------------------------------

318.18 Amount of penalties.— The penalties required for a noncriminal disposition pursuant to s. 318.14 or a criminal offense listed in s. 318.17 are as follows:

- (1) Fifteen dollars for:
 - (a) All infractions of pedestrian regulations.
 - (b) All infractions of s. 316.2065, unless otherwise specified.
 - (c) Other violations of chapter 316 by persons 14 years of age or under who are operating bicycles, regardless of the noncriminal traffic infraction's classification.
- (2) Thirty dollars for all nonmoving traffic violations and:
 - (a) For all violations of s. 322.19.
 - (b) For all violations of ss. 320.0605, 320.07(1), 322.065, and 322.15(1). Any person who is cited for a violation of s. 320.07(1) shall be charged a delinquent fee pursuant to s. 320.07(4).
 1. If a person who is cited for a violation of s. 320.0605 or s. 320.07 can show proof of having a valid registration at the time of arrest, the clerk of the court may dismiss the case and may assess a dismissal fee of up to \$10. A person who finds it impossible or impractical to obtain a valid registration certificate must submit an affidavit detailing the reasons for the impossibility or impracticality. The reasons may include, but are not limited to, the fact that the vehicle was sold, stolen, or destroyed; that the state in which the vehicle is registered does not issue a certificate of registration; or that the vehicle is owned by another person.
 2. If a person who is cited for a violation of s. 322.03, s. 322.065, or s. 322.15 can show a driver's license issued to him or her and valid at the time of arrest, the clerk of the court may dismiss the case and may assess a dismissal fee of up to \$10.
 3. If a person who is cited for a violation of s. 316.646 can show proof of security as required by s. 627.733, issued to the person and valid at the time of arrest, the clerk of the court may dismiss the case and may assess a dismissal fee of up to \$10. A person who finds it impossible or impractical to obtain proof of security must submit an affidavit detailing the reasons for the impracticality. The reasons may include, but are not limited to, the fact that the vehicle has since been sold, stolen, or destroyed; that the owner or registrant of the vehicle is not required by s. 627.733 to maintain personal injury protection insurance; or that the vehicle is owned by another person.
 - (c) For all violations of ss. 316.2935 and 316.610. However, for a violation of s. 316.2935 or s. 316.610, if the person committing the violation corrects the defect and obtains proof of such timely repair by an affidavit of compliance

executed by the law enforcement agency within 30 days from the date upon which the traffic citation was issued, and pays \$4 to the law enforcement agency, thereby completing the affidavit of compliance, then upon presentation of said affidavit by the defendant to the clerk within the 30-day time period set forth under s. 318.14(4), the fine must be reduced to \$10, which the clerk of the court shall retain.

(d) For all violations of s. 316.126(1)(b), unless otherwise specified.

(3)(a) Except as otherwise provided in this section, \$60 for all moving violations not requiring a mandatory appearance.

(b) For moving violations involving unlawful speed, the fines are as follows:

For speed exceeding the limit by:	Fine:
1-5 m.p.h.	Warning
6-9 m.p.h.	\$25
10-14 m.p.h.	\$100
15-19 m.p.h.	\$150
20-29 m.p.h.	\$175
30 m.p.h. and above.	\$250

(c) Notwithstanding paragraph (b), a person cited for exceeding the speed limit by up to 5 m.p.h. in a legally posted school zone will be fined \$50. A person exceeding the speed limit in a school zone or designated school crossing shall pay a fine double the amount listed in paragraph (b).

(d) A person cited for exceeding the speed limit in a posted construction zone, which posting must include notification of the speed limit and the doubling of fines, shall pay a fine double the amount listed in paragraph (b). The fine shall be doubled for construction zone violations only if construction personnel are present or operating equipment on the road or immediately adjacent to the road under construction.

(e) A person cited for exceeding the speed limit in an enhanced penalty zone shall pay a fine amount of \$50 plus the amount listed in paragraph (b). Notwithstanding paragraph (b), a person cited for exceeding the speed limit by up to 5 m.p.h. in a legally posted enhanced penalty zone shall pay a fine amount of \$50.

(f) If a violation of s. 316.1301 or s. 316.1303(1) results in an injury to the pedestrian or damage to the property of the pedestrian, an additional fine of up to \$250 shall be paid. This amount must be distributed pursuant to s. 318.21.

(g) A person cited for exceeding the speed limit within a zone posted for any electronic or manual toll collection facility shall pay a fine double the amount listed in paragraph (b). However, no person cited for exceeding the speed limit in any toll collection zone shall be subject to a doubled fine unless the governmental entity or authority controlling the toll collection zone first installs a traffic control device providing warning that speeding fines are doubled. Any such traffic control device must meet the requirements of the uniform system of traffic control devices.



Nassau County Public Works
96161 Nassau Place
Yulee, FL 32097

J. Scott Herring, P.E.
Public Works Director

March 5, 2013

Sheriff Bill Leeper
76001 Bobby Moore Circle
Yulee, FL 32097

Re: Speed Limit Change on Amelia Concourse

Dear Sheriff Leeper:

The Nassau County Engineering Department will be presenting to the County Commission an agenda item to raise the speed limit on Amelia Concourse from 35 to 40 mph at the meeting of April 17th. We wanted to provide you with a copy of the draft agenda item to see if you or anyone from your office had any comments on this item. If we don't hear from you or your office by Wednesday, March 25th we will move forward with the agenda item.

We thank you in advance for your cooperation with this. Should you have any questions or need additional information, please feel free to contact me at 491-7330 or via email at sherring@nassaucountyfl.com

Sincerely,

J. Scott Herring
Director of Public Works

cc: Ted Selby, County Manager