

Governor's Rules Review
Use Only

Filed in Accordance With
Part 2 of Article 1
of Chapter 143B
N. C. General Statutes

(date)

Staff Attorney



State of North Carolina
Department of Justice
P. O. Box 629 — Raleigh, NC 27602

Justice Department
Use Only

RECEIVED

(date)

Administrative Procedures Section
Attorney General's Office

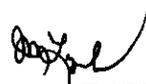
CERTIFICATION OF RULEMAKING

Certifying Agency: Department of Transportation		
Certified Rule (citation): Highway Traffic Ordinances 86-100 thru 86-101		
Action:	<input checked="" type="checkbox"/> ADOPTION	<input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL
Formal Action Date:	Statutory Authority: G.S. 136-18 (5)	Public Notice Date: N/A
Public Hearing Date: N/A	Public Hearing Not Required for This Action Under G.S.: 150A-1; 20-1	
Rule Summary (also indicate change in rule if amended): Municipal Speed Zones, Rural Speed Zones		
Circumstances Requiring Rule Adoption, Amendment or Repeal: Necessary for public safety and welfare.		
Effective Date (no earlier than the 1st day of second calendar month following filing): September 4, 1986		

APA Coordinator or Agency Contact

Address

Phone



Officer Signature
J. M. Lynch, P.E.

Typed Name
State Traffic Engineer

Title

This Certification of Rulemaking with attachments, was received for filing, in the form specified by this office on: Sept 5, 1986 (date)

Attorney General

by: 
(Deputy/Assistant/Associate Attorney General)

BOARD OF TRANSPORTATION
HIGHWAY TRAFFIC ORDINANCES

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S. 143B-350 (f), (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, other than setting, changing or extending route numbers on the Primary highway system of North Carolina pursuant to authority of N.C.G.S. 143B-350 (f), (g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141.

MUNICIPAL SPEED ZONES
MODIFICATIONS
CITY OF ASHEVILLE

Declare the Following Speed Limit

<u>Speed Limit</u>	<u>Ordinance Number</u>	<u>Description</u>
40	1	Patton Avenue (US 19-23) from a point 0.06 mile north-east of I-40 to Asheville School Road. (Reduce speed limit from 50 mph)

Delete the Following Speed Limit

50	9	Patton Avenue (US 19-23) from a point 0.06 mile north-west of I-40 to Asheville School Road.
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RURAL SPEED ZONES

Declare the Following Speed Limits

DIVISION 13

<u>Ord. No.</u>	<u>Route</u>	<u>Description</u>	<u>Length (Miles)</u>	<u>Limit (MPH)</u> <u>Cars-Trucks</u>	
<u>Buncombe County</u>					
7350	US 19-23	From SR 1229, eastward to the west end of SR 1245, west of Asheville. (Meets engineering warrants for 50 mph zone)	2.00	50	50
7351	US 19-23	From the west end of SR 1245, eastward to a point 0.06 mile northeast of I-40, west of Asheville. (Meets engineering warrants for 40 mph zone)	0.50	40	40

RURAL SPEED ZONES

Delete the Following Speed Limit

DIVISION 13

<u>Ord. No.</u>	<u>Route</u>	<u>Description</u>	<u>Length (Miles)</u>	<u>Limit (MPH)</u> <u>Cars-Trucks</u>	
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Buncombe County - Continued

1001	US 19-23	From SR 1229, east to a point 0.06 mile northeast of I-40, west of Asheville.	2.50	50	50
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CERTIFICATE OF MUNICIPAL ORDINANCE DECLARING SPEED LIMIT MODIFICATIONS AND REQUEST FOR CONCURRING ORDINANCE BY DEPARTMENT OF TRANSPORTATION.

TO THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION:

I, Carol S. Hensley Deputy, Clerk of the City of Asheville (City) (Town)

Asheville, do hereby certify that the City Council (Governing Body)

of the Asheville (City) (Town) duly enacted on the 2nd day of September, 1986

an ordinance based upon an engineering and traffic investigation pursuant to authority granted by G. S. 20-141 (f) declaring the following speed limit modifications as set forth below on the following described portion of a State Highway System Street:

Rescind the Following Speed Limits

<u>Speed Limit</u>	<u>Ordinance Number</u>	<u>Description</u>
<u>50</u>	<u>9</u>	<u>Patton Avenue (US 19-23) from a point 0.06 mile northwest of I-40 to Asheville School Road.</u>

Declare the Following Speed Limits

<u>Speed Limit</u>	<u>Ordinance Number</u>	<u>Description</u>
<u>40</u>	<u>1</u>	<u>Patton Avenue (US 19-23) from a point 0.06 mile northeast of I-40 to Asheville School Road.</u>

said ordinance to become effective upon adoption of the Department of Transportation of a concurring ordinance and the erection of signs giving notice of the authorized speed limit; that said ordinance is recorded in Minute Book 54 at page 223.

In witness whereof, I have hereunto set my hand and the seal of the City
of Asheville, this 3rd day of September,
19 86.

Carol S. Hensley (Seal)

CERTIFICATE OF MUNICIPAL ORDINANCE DECLARING SPEED LIMIT MODIFICATIONS AND REQUEST FOR CONCURRING ORDINANCE BY DEPARTMENT OF TRANSPORTATION.

TO THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION:

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(City) (Town)

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