

**ORDINANCE NO. 754
AN ORDINANCE FOR THE REGULATION
OF TRAFFIC WITHIN THE CITY OF BERNE, INDIANA
AND AMENDING CHAPTER 73, SCHEDULE I OF THE BERNE CITY
CODE BY THE DESIGNATION OF A 30 MILE PER HOUR SPEED ZONE
AND A 45 MILE PER HOUR SPEED ZONE**

WHEREAS, the City of Berne has adopted the Berne City Code of Ordinances which includes traffic rules and schedules for the designation of approved traffic patterns and speed limits within the City of Berne; and

WHEREAS, the Common Council believes that it is in the best interest of public safety and for the general welfare for the speed limit on and along Eiger Way, from SR 218 to a point 1,145 feet south of the Wittwer #1 Ditch to be designated as a 30 mph speed limit zone, and from a point 1,145 feet south of the Wittwer #1 Ditch to said Wittwer #1 Ditch to be designated as a 45 mph speed limit zone, all as set forth in Chapter 73, Schedule I of the City Code entitled Speed Limits; and

WHEREAS, the designation of Eiger Way partially as a 30 mph speed limit zone and partially as a 45 mph zone shall amend Ordinance #553 which set the then County Road 150 West as a 35 mph speed limit zone.

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BERNE, INDIANA, AS FOLLOWS:

ITEM I

1.1 That Title VII, Chapter 73, Schedule I of the Berne City Code, is hereby amended to delete all reference to County Road 150 West, and to add the reference as follows:

<u>Street or Alley</u>	<u>Location</u>	<u>Times</u>	<u>Ord. No.</u>	<u>Date Passed</u>
Eiger Way	SR 218 north to a point 1,145 feet south of Wittwer #1 Ditch	All	754	9/12/2022
Eiger Way	a point 1,145 feet south of the Wittwer #1 Ditch north to the Wittwer# I Ditch	All	754	9/12/2022

1.2. That it shall be unlawful for any person to drive any vehicle on Eiger Way from SR 218 to a point 1,145 feet south of the Wittwer #1 Ditch in excess of 30 mph in violation of this Ordinance.

1.3. That it shall be unlawful for any person to drive any vehicle on Eiger Way from a point 1,145 feet south of the Wittwer #1 Ditch to said Wittwer #1 Ditch in excess of 45 mph in violation of this Ordinance.

1.4. That street signs shall be erected to clearly display that Eiger Way from SR 218 to a point 1,145 feet south of the Wittwer #1 Ditch is a 30 mph speed limit zone, and that Eiger Way from a point 1,145 feet south of the Wittwer #1 Ditch to said Wittwer #1 Ditch is a 45 mph speed limit zone, all in accordance with this Ordinance.

ITEM II

The penalty for violation of this Ordinance shall be according to Section § 10.99 of the City of Berne Code of Ordinances.

ITEM III

This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and due publication.

Adopted by the Common Council on September 12, 2022.

COMMON COUNCIL OF THE CITY OF BERNE

Cutris L. Wurster, President

Kelly A. Amstutz

Ronald N. Dull

Rodney E. Mason

John M. Wanner

APPROVED:

Gregg A. Sprunger, Mayor

ATTEST:

Gwen Maller, Clerk-Treasurer