



Office of the City Clerk

The City of Morgantown

Linda L. Tucker, CMC
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AGENDA
MORGANTOWN CITY COUNCIL
COMMITTEE OF THE WHOLE
February 23, 2016
7:00 p.m.

NOTE: Committee of the Whole Meetings of the Morgantown City Council are intended to provide an opportunity for the Council to receive information, ask questions, and identify policy options in an informal setting. No official action is taken at these meetings. At this Committee of the Whole Meeting the following matters are scheduled:

PRESENTATIONS:

1. Chamber of Commerce promoting Legislation on diversity

PUBLIC PORTION:

ITEMS FOR DISCUSSION:

1. Chamber of Commerce promoting Legislation on diversity
2. Levy for County Transit, Library and Recreation
3. Sale of City property in Star City Ordinance
4. Planning and Zoning Code amendment relating to safety and vision at intersections
5. FY 2017 Budget discussion



Morgantown Area Chamber of Commerce

February 4 at 4:06 PM · 🌐

"The Morgantown Area Chamber of Commerce calls upon our elected leaders to promote legislation that recognizes the crucial importance of diversity to a vibrant economy and in the alternative, to resist any legislation that is contrary to that interest. While we recognize the great importance of religious freedom in our nation's history, in particular that religious institutions and individual's rights should not be abridged by government regulation, we also believe that the Government has a compelling interest in deterring any economic practices that result in discrimination against anyone. Just as a diversified environment of job sectors contributes to a more healthy economy, we believe that recognizing the rights of all our people to contribute to our community, regardless of race, color, age, ethnicity, religion, national origin, pregnancy, sexual orientation, gender identity, genetic information, sex, marital status, disability, or status as a U.S. veteran, will serve to make our communities stronger."

AT A REGULAR SESSION OF THE COUNTY COMMISSION OF MONONGALIA COUNTY,
WEST VIRGINIA, HELD FOR SAID COUNTY AT THE COURTHOUSE THEREOF ON WEDNESDAY, THE
10TH DAY OF FEBRUARY, 2016.

PRESENT: ELDON CALLEN, PRESIDENT, THOMAS BLOOM AND EDWARD HAWKINS,
COMMISSIONERS OF THE COUNTY.

RE: MAY 10, 2016 LEVY ELECTION - MONONGALIA COUNTY URBAN MASS
TRANSPORTATION AUTHORITY, A PUBLIC CORPORATION.

WHEREAS, by the orders dated November 14, 1995, and November 27, 1995, and an
Ordinance dated December 5, 1995, this Commission participated in the formation of the
Monongalia County Urban Mass Transportation Authority ("Mountain Line") pursuant to Article
27, Chapter 8, of the Code of West Virginia, 1931, as amended, known as the "Urban Mass
Transportation Act" (the "UMTA ACT"), which Mountain Line is a public corporation formed for
the purpose of creating, establishing, and maintaining, and currently operates, an urban mass
transportation system in Monongalia County, West Virginia (the "County"); and

WHEREAS, the voters of the County may authorize the additional levy of taxes for
purposes of contributing funds received from an additional levy to Mountain Line for capital
and operating expenditures as provided in Section 16 of Article 8, Chapter 11, of the Code of
West Virginia, 1931, as amended (the "Levy Act"); and

WHEREAS, it has been determined that general and special purpose funds of the
Commission are not sufficient for the general operating, maintenance and other expenses of

Mountain Line, and this Commission has ascertained that the amounts hereinafter set forth in excess of the amounts raised by the regular levies will be needed by the Commission for the purpose hereinafter set forth for the fiscal years beginning July 1, 2017, 2018, 2019, 2020 and 2021 and that the question of authorizing additional levies for the purposes hereinafter set forth should be presented to the voters within the County and that a levy election should be held on May 10, 2016, pursuant to Sections 16 and 17 of the Levy Act; and

WHEREAS, Section 25 of the Levy Act provides that the funds derived from such additional levies may be expended only for purposes for which they are raised.

ACCORDINGLY, IT IS ORDERED BY THE COUNTY COMMISSION OF MONONGALIA COUNTY, WEST VIRGINIA, A STATUTORY CORPORATION:

1. This Commission finds and determines:
 - (a) That, in accordance with the UMTA Act, this Commission participated in the formation of Mountain Line for the purpose of establishing and maintaining an urban mass transit system in the County for the welfare of the people of the State of West Virginia in general and the welfare of the people of the County in particular.
 - (b) That Mountain Line, has established and is currently operating an urban mass transportation system in the County.
 - (c) That the maintenance of an adequate urban mass transportation system in the County is essential for preserving viable urban development in the County and is

also essential in promoting the healthful, safe, orderly, economical and recreational development and expansion of the County.

- (d) That the current revenues available to the County Commission are not sufficient to provide the funds needed by Mountain Line, together with other funds, to maintain and operate and to acquire equipment and other capital improvements, including the acquisition of real or personal property by lease, purchase, or otherwise; and, accordingly, that an additional Levy as authorized by Section 16 of the Levy Act is needed to provide for such general operating, maintenance and other expenses as hereinafter defined and for the acquisition of such equipment and other capital improvements for Mountain Line.
- (e) That "other expenses", as used in this order, shall include all expenses authorized by law and incurred by Mountain Line and shall also include payments to any person, public corporation or state or any agency or political subdivision thereof for operations or other services, if any, provided pursuant to contracts and agreements entered into by Mountain Line.
- (f) That to provide for such additional levies for the fiscal years beginning July 1, 2017, 2018, 2019, 2020 and 2021, for the purposes hereinabove set forth, there shall be submitted to the voters within the County the question of the authorization of such additional levy at the primary election to be held on Tuesday, the 10th day of May, 2016.
- (g) That, if at said special levy election the voters of the County approve said additional levy in order to provide funds to be used with other available funds

for the payment of general operating, maintenance, and other expenses and for the acquisition of equipment and other capital improvements for Mountain Line, this Commission will disperse said funds to Mountain Line to be used in connection with the purposes hereinabove set forth.

2. The purpose for which additional funds are needed by the Commission for each of the five years, beginning July 1, 2017, 2018, 2019, 2020 and 2021, are to contribute funds from such additional levies to Mountain Line for the acquisition of equipment and other capital improvements and payment of a portion of general operating, maintenance, and other expenses.
3. The amounts necessary for said purposes for the fiscal years beginning July 1, 2017, 2018, 2019, 2020, and 2021, are:

Real Estate Property Class	Assessed Value	Rate	Receipts
Class I	\$0	0.00011	\$0
Class II	\$2,280,095,354	0.00022	\$501,621
Class III	\$2,237,014,834	0.00044	\$984,287
Class IV	\$1,026,100,687	0.00044	\$451,484
Total	\$5,543,210,875		\$1,937,392

Total Per Year	\$1,937,392
Less Five Percent for un-collectibles (5%)	\$ 96,870
Discounts Two Percent (2.5%)	\$ 48,435
Net Proceeds	\$1,792,087
Five (5) Year Total	\$8,960,435

4. The proposed number of years to which the additional levy shall apply is five, being the fiscal years beginning July 1, 2017, 2018, 2019, 2020, and 2021, and the estimated tax receipts attributable to each of such years is \$1,803,712 per year.
5. Section 25 of the Levy Act prohibits the expenditure of funds derived from the special levy except for purposes for which they were raised, including any amounts in excess of the annual estimated tax receipts. The special levy ballot shall provide that, upon dissolution of Mountain Line, the levy otherwise provided for shall thereafter not be laid.
6. Upon approval of the proposed levy rate, this Commission will not issue bonds as provided by Section 16 of the Levy Act.
7. The question of such Levy shall be submitted to the voters within the County at the primary election to be held in said County on Tuesday, the 10th of May, 2016; and a notice, calling said primary election, shall be given by publication of this order at least once each week for two successive weeks, both publications to occur within fourteen (14) consecutive days next proceeding the date of the election, in the Dominion Post, the newspaper of general circulation in the County.
8. All provisions of the law concerning elections shall apply so far as they are applicable to the holdings of said election and the ascertainment of the results thereof.
9. The ballots used in said levy election shall be in this form:

OFFICIAL BALLOT

MOUNTAIN LINE BUS SERVICE LEVY ELECTION

Election to authorize a levy for the fiscal years beginning July 1 2017, 2018, 2019, 2020, and 2021 for the purpose of contributing funds from such levy to the Monongalia County Urban Mass Transportation Authority (Mountain Line) for the acquisition of equipment and other capital improvements, and payment of a portion its general operating, maintenance and other expenses. The need for such funding has been determined by the County Commission according to the Order of the County Commission of Monongalia County, West Virginia, entered on the 10th day of February, 2016.

The additional levy for each one hundred dollars assessed valuation of property for each of the fiscal years beginning July 1, 2017, July 1, 2018, July 1, 2019, July 1, 2020, and July 1, 2021 shall be: on Class I property – 1.1 cents; on Class II property – 2.2 cents; on Class III property – 4.4 cents; and on Class IV property, 4.4 cents, provided, that if the Transportation Authority shall be dissolved, then the additional levy shall thereafter not be laid.

INSTRUCTIONS TO VOTERS: Those wishing to vote for the proposed additional levy shall darken the oval or check the box next to "For the Bus Service Levy", and those wishing to vote against the proposed levy shall darken the oval or check the box next to "Against the Bus Service Levy".

For the Bus Service Levy

Against the Bus Service Levy

10. This Commission shall convene as a Board of Canvassers of said election in a session to be held in the Voter's Registration Office of the Monongalia County Courthouse at 8:00 am, local time, on Friday, the 13th day of May, 2016, to canvass and publicly declare the returns of said levy election, and 48 hours after such declaration to certify said returns, all as required by law.

THE COUNTY COMMISSION OF MONONGALIA COUNTY, WEST VIRGINIA

Eldon A. Callen, President

Thomas C. Bloom, Commissioner

Edward A. Hawkins, Commissioner

Attest:

Carye L. Blaney, County Clerk

DRAFT

IN THE COUNTY COMMISSION OF MONONGALIA COUNTY, WEST VIRGINIA
ORDER AUTHORIZING LEVY ELECTION UNDER PROVISIONS OF WV CODE §
11-8-16 TO PROVIDE FOR MAINTENANCE AND IMPROVEMENTS OF THE
PARKS, TRAILS AND RECREATIONAL PROGRAMS

WHEREAS, Pursuant to the provisions of West Virginia Code Chapter 11, Article 8, the County Commission of Monongalia County, West Virginia is authorized to provide for a levy election for the purpose of general county current expenses; and

WHEREAS, on the 17th day of February, individuals came to the Monongalia Commission in a public meeting and presented to the County Commission of Monongalia County, West Virginia a request to authorize a levy election for the purpose of funding specific projects in Monongalia County.

WHEREAS, the County Commission is authorized by the provisions of West Virginia Code Chapter 11, Article 8, Section 16 to permit levies by entering on its record of proceedings an order setting forth:

- (1). The purpose for which additional funds are needed
- (2). The amount for each purpose
- (3). The total amount needed
- (4). The separate and aggregate assessed valuation of each class of taxable property within its jurisdiction.
- (5). The proposed additional rate of levy in cents on each class of property.
- (6). The proposed number of years of levy, not exceeding five.
- (7). The fact that the levying body will not issue bonds as provided by this section on approval of the proposed levy; and

WHEREAS, the levy is essential to the continued operation of the parks, trails and recreation programs in Monongalia County and the benefits of this levy would greatly provide for the parks, trails and recreational needs of the citizens and,

WHEREAS, the Commission is of the opinion that for the good of the public welfare, it is necessary that the levy continue to fund these future improvements to benefit the citizens of Monongalia County and,

It is accordingly ORDERED that pursuant to the provisions of Chapter 11, Article 8 of the West Virginia Code, as election shall be held to place before the voters of Monongalia County the question of funding a levy for the purpose of and for the Parks, Trails and Recreation programs in Monongalia County, West Virginia. It is further ordered that:

1. The purpose shall be to provide new funding and continued maintenance of parks, trails and recreational programs in Monongalia County, West Virginia.
2. The total of the needed funds is approximately one million dollars (\$1,000,000) per fiscal year for the next five years.
3. All funds received pursuant to the excess levy shall be utilized for the maintenance and/or improvements of parks and recreational needs in Monongalia County, West Virginia. Any surplus funds received shall be utilized for the same purpose. The levy funds will be used for the following projects per year:

\$455,000 For Morgantown Ice Arena Additions, Renovations and Upgrades

\$250,000 For operation and expenses at Camp Muffly Park, Chestnut Ridge Park and Mason – Dixon Historical Park.

\$150,000 Camp Muffly Park - Swimming Pool, Pool house, and historical cabins; For Chestnut Ridge Park – Dredging of Harris Lake and improvement of the ski slope, For Mason Dixon Historical Park-upgrading Playgrounds and hiking/mountain bike trails

\$80,000 – For operation and maintenance of the Mon River and Deckers Creek Rail-Trails

\$40,000 For Westover Park improvements to four baseball fields, bleachers and pavilions

\$25,000 For Cheat Lake and/or Laurel Point soccer fields and Equipment

4. The separate and aggregate assessed valuation of each class of taxable property within Monongalia County, West Virginia, as shown by the last assessment thereof for State, County and City taxation is as follows:

Class I	\$ 0
Class II	\$2,280,095,354
Class III	\$2,237,014,483
Class IV	\$1,026,100,687
Total	\$5,543,210,875

5. The proposed additional rate of levy in cents on each one hundred dollars (\$100.00) assessed valuation of taxable property in Monongalia County, West Virginia shall be as follows:

Upon Class I properties 0 cents

Upon Class II properties	1.16 cents
Upon Class III properties	2.32 cents
Upon Class IV properties	2.32 cents

RAFT

6. The proposed years to which the additional levy shall apply shall be the fiscal years beginning July 1, 2017, 2018, 2019, 2020 and 2021
7. The Monongalia County Commission shall not issue bonds upon approval of the proposed increased levy.
8. The question of laying such additional levy shall be submitted to the voters of Monongalia County, West Virginia in a Primary Election to be held in said County on the 10th day of May 2016 in accordance with the election laws of the State of West Virginia.
9. The registration of voters and the use of registration books shall be governed by the permanent registration laws of the State of West Virginia. The registration lists of Monongalia County, West Virginia, as amended and corrected according to law, shall be the official registration list for such Primary Election.
10. The notice calling such election shall be given by the publication of this Order as a Class II legal advertisement in the Dominion Post, a newspaper of general circulation in the territory in which the election is held and as such shall be published once a week for two successive weeks within a period of fourteen consecutive days with at least an interval of six full days within the period between the date of the first publication and the date of the second publication.
11. The amounts necessary for said purposes for the fiscal years beginning July 1, 2017, 2018, 2019, 2020, and 2021 are:

Class	Column D	X	Weighting	=	Weighted Assessed Value
Class 1	\$0	X	.01	=	\$0
Class 2	\$2,280,095,354	X	.02	=	\$45,501,907
Class 3	\$2,237,014,834	X	.04	=	\$89,480,593
Class 4	\$ 1,026,100,687	X	.04	=	\$41,044,027
Total RBV	\$ 5,543,210,875		Total WAV	=	\$176,126,528

Amount to be raised by levy (Current year projected revenue X 101% minus % for Assessor):

$$\$1,000,000 \quad X \quad 103.00\% \quad = \quad \$1,030,000$$

$$\text{Divided by Total Weight Assessed Value Total WAV} \quad = \quad \$176,126,528$$

$$\text{Less Five Percent for un-collectibles (5\%)} \quad = \quad \$51,500$$

$$\text{Discounts 2.5\%} \quad = \quad \$25,750$$

Net Proceeds = \$952,750
5 Year total = \$4,763,750

12. A copy of this Levy may be found in the County Commission Chambers during regular business hours.
13. The form of the ballot for such election shall be as follows:

THE PARK LEVY

LEVY FOR FUNDS TO PROVIDE FOR MAINTENANCE AND IMPROVEMENTS OF THE PARKS, TRAILS AND RECREATIONAL PROGRAMS IN MONONGALIA COUNTY

A Levy for fiscal years beginning July 1, 2017, July 1, 2018, July 1, 2019, July 1, 2020, and July 1, 2021 for the purpose of providing funding and maintenance of the Parks, Trails, and Recreation programs in Monongalia County, West Virginia according to the Order of the Monongalia County Commission entered on the 17th day of February, 2016.

Those funding items include: Operation, Expenses, and other Capital Improvements for Camp Muffly Park, Chestnut Ridge Park, and Mason Dixon Historical Park, Mon River and Deckers Creek Rail-Trails, Westover Baseball Facilities, Cheat Lake and Laurel Point soccer fields and the Morgantown Ice Arena.

The Additional Levy in cents per one hundred dollars of assessed valuation on each class of property within Monongalia County shall be as follows:

Class I	0 cents
Class II	1.16 cents
Class III	2.32 cents
Class IV	2.32 cents

() Yes for the Park levy

() No against the Park levy

Given under our hand and the Seal of the County of Monongalia on the 10th day of May, 2016

ENTERED _____

MONONGALIA COUNTY COMMISSION

ELDON CALLEN, PRESIDENT

TOM BLOOM, COMMISSIONER

ED HAWKINS, COMMISSIONER

ATTEST:

CARYE BLANEY, COUNTY CLERK

DRAFT

**AN ORDINANCE AUTHORIZING THE SALE OF REAL ESTATE AT STAR CITY
TAX MAP 1, PARCEL 12.1**

WHEREAS, the City of Morgantown owns a certain parcel of real estate located in the Town of Star City, Monongalia County, West Virginia, designated as Parcel 12. 1 of Tax Map 1; and

WHEREAS, the City wishes to dispose of such real estate upon the terms required by law;

NOW, THEREFORE, the City of Morgantown hereby ordains as follows:

- 1) that the property to be sold pursuant to this Ordinance is more particularly described as Lots 9 and 10 of Block 16 as laid down and designated on the plat of Randall (now Star City) recorded in the Office of the Clerk of the County Court (now Commission) of Monongalia County, West Virginia in Deed Book number 80 at page 1, and being a portion of the Fourth Parcel conveyed to the City of Morgantown by Seneca Glass Company in a Deed dated April 7, 1965 and recorded in the Office of the Clerk of the County Commission of Monongalia County, West Virginia in Deed Book number 633 at page 509;
- 2) that all of the City's right, title, and interest in the property subject of this ordinance be sold at public auction to be held in the Council Chambers of City Hall, 389 Spruce Street, Morgantown, West Virginia, for a fair and adequate consideration not less than the appraised value of Fifteen Thousand Dollars (\$15,000.00);
- 3) that notice of the time, terms and place of sale, together with a brief description of the property to be sold, shall be published as a Class II legal advertisement in compliance with the provisions of article three, chapter fifty-nine of the West Virginia Code and the publication area for the publication shall be the municipality; and
- 4) that the City Manager is hereby authorized to execute, on behalf of the City of Morgantown, a quitclaim deed transferring all of the City's right, title, and interest in the property subject of this ordinance without warranty to the person submitting the highest bid in excess of the reserve amount at the auction provided in this Ordinance, together with any other documents necessary to accomplish the transfer of the property as provided in this Ordinance.

This Ordinance shall be effective from the date of its adoption.

First Reading:

Adopted:

Mayor

Filed:

Recorded:

City Clerk



Development Services
389 Spruce Street
Morgantown, WV 26505
304.284.7431

MEMORANDUM

Date: 12 FEB 2016
To: Jeff Mikorski, City Manager *via email*
Linda Tucker, City Clerk *via email*
RE: City Council Committee of the Whole Agenda – 23 FEB 2016
TX16-01 / Administrative / Clear Vision Triangle

During its 11 FEB 2016 hearing, the Planning Commission voted unanimously to forward a recommendation to City Council to APPROVE the above referenced Zoning Text Amendment petition.

Attached herewith are the related Staff Report presented to the Planning Commission and the draft ordinance. The following dates will keep to standard Planning and Zoning Code Map Amendment protocol:

City Council Meetings

Committee of the Whole..... Tuesday, February 23, 2016

1st Reading: Tuesday, March 1, 2016

Public Hearing and 2nd Reading:..... Tuesday, April 5, 2016

Please include this item on the City Council meeting agendas noted above and include this communication and attachments in the 23 FEB Committee of the Whole meeting packet. Only the ordinance should be included in the 01 MAR and 05 APR meeting packets.

Thank you.

Digitally signed by Christopher M. Fletcher, AICP
Date: 2016.02.12 15:38:47 -05'00'

TX16-01 STAFF REPORT



MORGANTOWN PLANNING COMMISSION

February 11, 2016
6:30 PM
City Council Chambers

President:

Peter DeMasters, 6th Ward

Vice-President:

Carol Pyles, 7th Ward

Planning Commissioners:

Sam Loretta, 1st Ward

Tim Stranko, 2nd Ward

William Blosser, 3rd Ward

Bill Petros, 4th Ward

Mike Shuman, 5th Ward

Ken Martis, Admin.

William Kawecki, City Council

STAFF REPORT

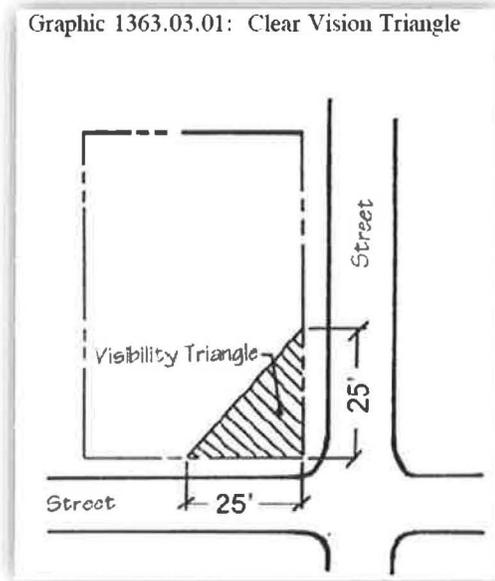
CASE NO: TX16-01 / Administrative / Clear Vision Triangle

REQUEST:

Administratively requested Zoning Text Amendments to Sections 1329.02 "Definitions" and 1363.03 "Safety and Vision" as they relate to providing for safety and vision at street intersections and driveway entrances.

BACKGROUND and ANALYSIS:

The Planning and Zoning Code provides prescriptive standards for ensuring unobstructed vision at street intersections. The Graphic 1363.03.01 "Clear Vision Triangle" is clipped from the Code to illustrate the dimensions of the visibility triangle.



The current standards present the following deficiencies.

1. The indiscriminate 25-foot standard for the legs of the clear vision triangle is a two dimensional, one-size-fits-all regulatory approach that does not reflect the geometry of Morgantown's roadway network.
2. The 25-foot standard does not reflect more urban development patterns.
3. The City Engineer is not provided latitude to consider traffic engineering principles on which related guidelines are published by the West Virginia Division of Highways (WVDOH), the American Association of State Highway and

Development Services

Christopher Fletcher, AICP
Director

Planning Division

389 Spruce Street
Morgantown, WV 26505
304.284.7431



MORGANTOWN PLANNING COMMISSION

February 11, 2016
6:30 PM
City Council Chambers

President:

Peter DeMasters, 6th Ward

Vice-President:

Carol Pyles, 7th Ward

Planning Commissioners:

Sam Loretta, 1st Ward

Tim Stranko, 2nd Ward

William Blosser, 3rd Ward

Bill Petros, 4th Ward

Mike Shuman, 5th Ward

Ken Martis, Admin.

William Kaweck, City Council

Transportation Officials (AASHTO), and the Institute of Transportation Engineers (ITE).

4. Additional site specific considerations are necessary to ensure public safety including intersection alignment, grades, posted speed limits, stopping sight distances, the presence of traffic control devices such as stop signs and traffic lights, etc.
5. Current provisions are specific to street intersections and do not address driveway entrances onto streets and alleys.

With the assistance of the City Engineer, text amendments are presented in Addendum A of this report addressing these deficiencies, which serve to further public safety.

STAFF RECOMMENDATION:

Staff respectfully advises the Planning Commission to forward a favorable recommendation to City Council to amend the Planning and Zoning Code as presented in the Addendum A of this report (~~deleted matter struck-through~~; new matter underlined) based on the information and findings presented herein.

Development Services

Christopher Fletcher, AICP
Director

Planning Division

389 Spruce Street
Morgantown, WV 26505
304.284.7431

TX16-01 ORDINANCE

AN ORDINANCE AMENDING SECTIONS 1329.02 AND 1363.03 OF THE CITY OF MORGANTOWN PLANNING AND ZONING CODE AS THEY RELATE TO PROVIDING FOR SAFETY AND VISION AT STREET INTERSECTIONS.

The City of Morgantown hereby ordains that Sections 1329.02 and 1363.03 of the City's Planning and Zoning Code are amended as follows (deleted matter struck through; new matter underlined):

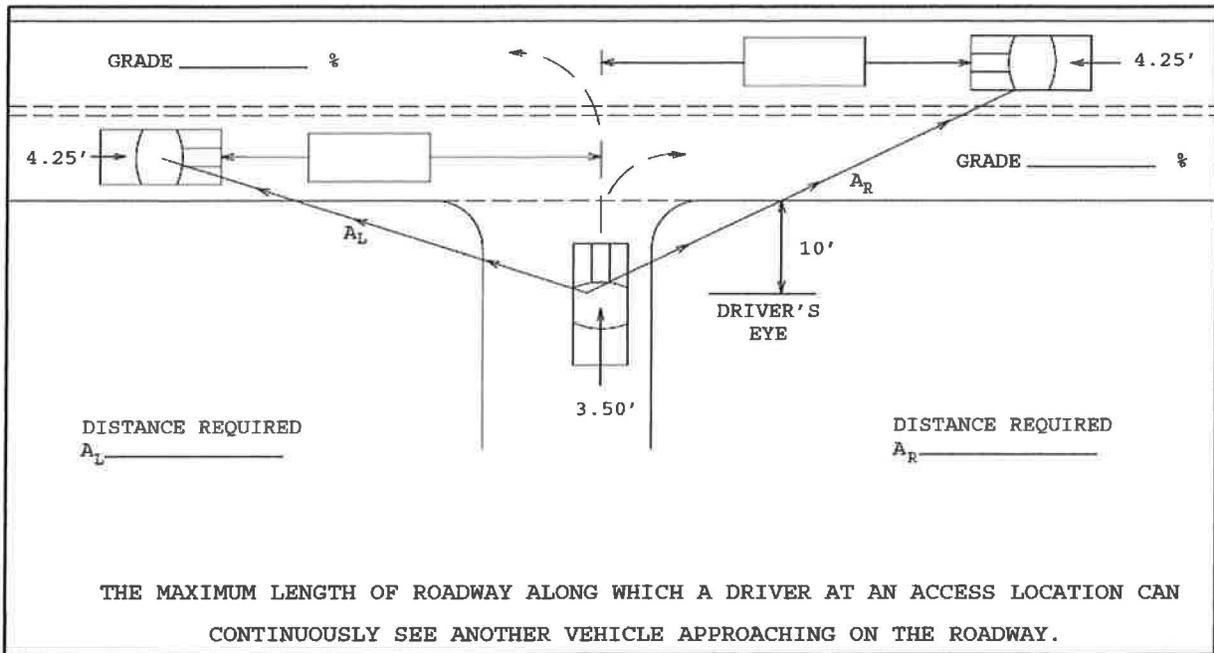
1329.02 DEFINITIONS OF TERMS.

CLEAR VISION TRIANGLE – An A triangular area of unobstructed vision or measured sight distance at street intersections or where driveways enter a street or alley between two three and one-half (3.5) and eight (8) feet above the proposed driveway surface and the street pavement surface. The form of this triangular area is determined by the stopping sight distance as defined and regulated under this zoning ordinance. road surface and within a triangular area at the street corner, which area is bounded by the street property lines of the corner lot and a line connecting points twenty five (25) feet distant from the intersection of the property lines of such lot.

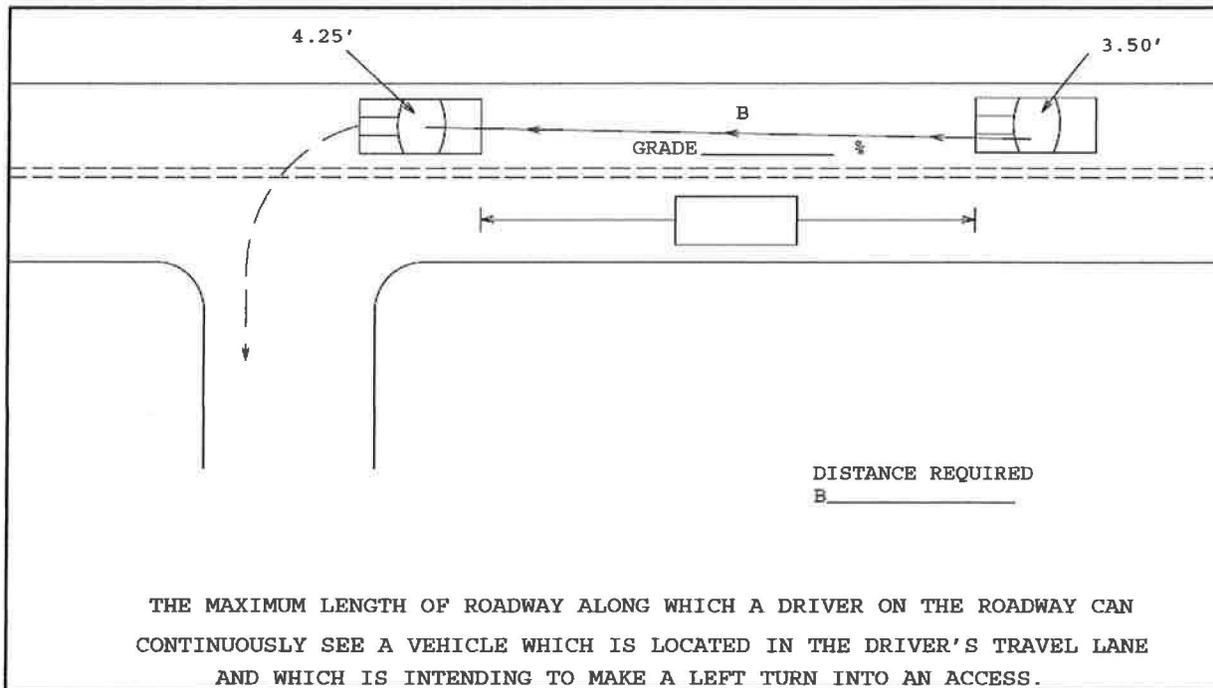
SIGHT DISTANCE – The distance measured between the height of a driver's eye and the height of an object without horizontal or vertical obstruction to the line of sight. For the purpose of measuring sight distance, the driver's eye height shall be three and one-half (3.5) feet above the proposed street or driveway surface and street pavement surface and the vehicle's height shall be four and one-quarter (4.25) feet above the proposed street or driveway surface and street pavement surface. The lateral placement of vehicles at the street or driveway and on the roadway shall be consistent with the operation of the street or driveway and roadway.

STOPPING SIGHT DISTANCE – The distance required by a driver traveling at a given speed to stop the vehicle after an object on the roadway becomes visible to the driver. For each direction along the street, the shortest of the following lengths shall be measured sight distance for that direction along the street as described and illustrated.

- (a) The maximum length of roadway along which a driver at an intersecting street or driveway location can continuously see another vehicle approaching on the roadway. The driver's eyes at a driveway location shall be ten (10) feet back from the pavement edge (curb or edge of shoulder) as illustrated below.

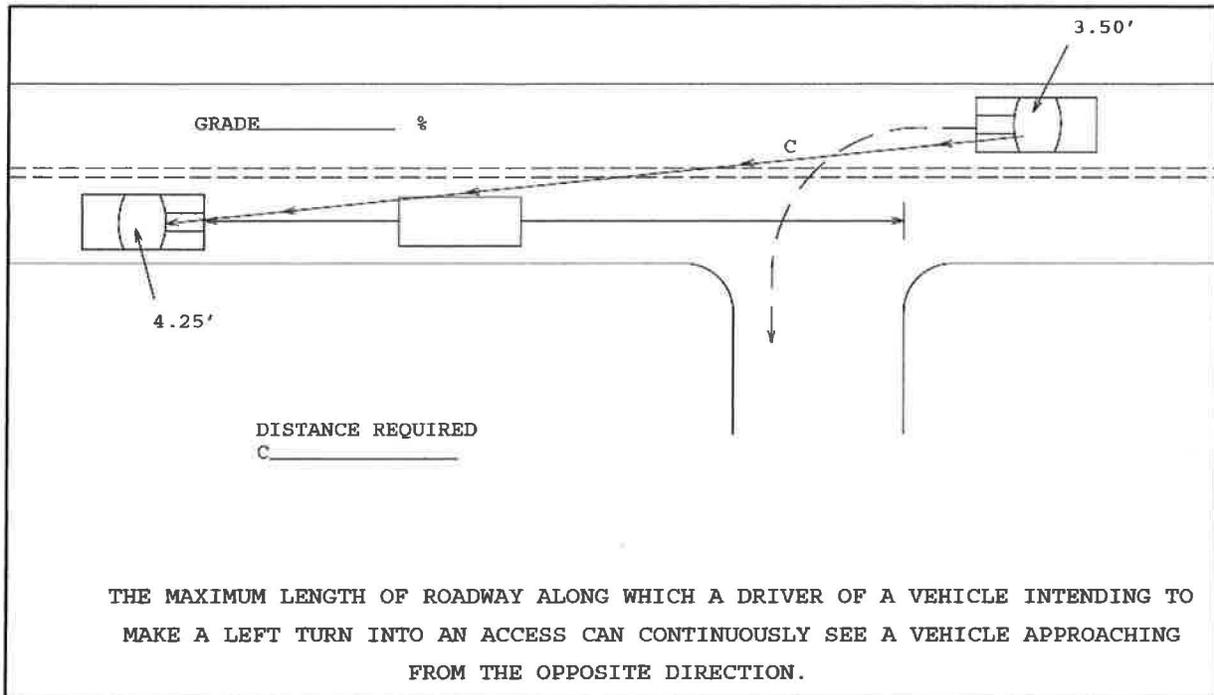


(b) The maximum length of the roadway along which a driver on the roadway can continuously see a vehicle which is located in the driver's travel lane and which is intending to make a left turn into an intersecting street or driveway as illustrated below.



(c) The maximum length of roadway along which a driver of a vehicle intending to make a left turn into an intersecting street or driveway can continuously see vehicles approaching from the opposite direction. This distance is measured from the location of the

approaching vehicle to a point on the roadway where the left turning vehicle crosses the path of the approaching vehicle as illustrated below.



1363.03 SAFETY AND VISION.

The following regulations provide for the maximum safety of persons using sidewalks and streets as determined by the City Engineer: on any corner lot, a wall, fence, sign, structure, display of merchandise or any plant growth which obstructs sight lines at elevations between two and one-half (2 1/2) feet and eight (8) feet above the crown of the adjacent roadway shall not be placed or maintained within a clear vision triangle of the area of the lot twenty five (25) feet along the property line from the street right-of-way at intersections.

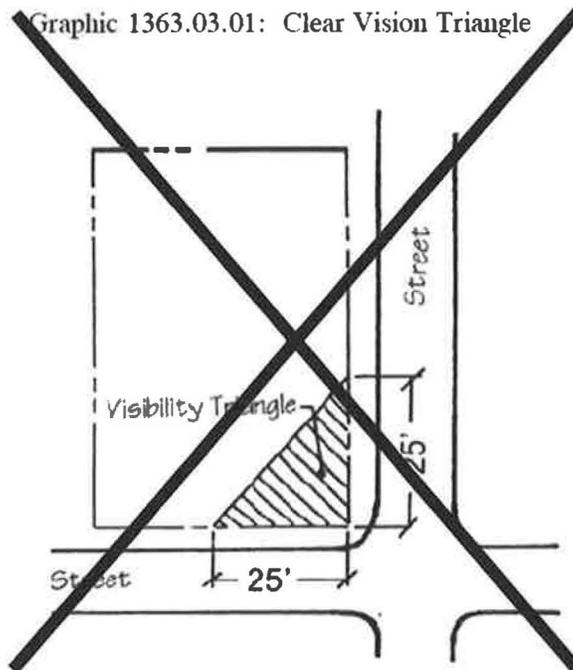
- (A) On any corner lot at street intersections or where driveways enter a street or alley, a wall, fence, sign, structure, display of merchandise or any plant growth, which obstructs measured sight distance, shall not be placed or maintained within a clear vision triangle.
- (B) Sight distance for vehicles entering the street from another street or from a driveway shall meet the minimum stopping sight distance for the operating speed on the adjacent roadway as shown in Table 1363.03.01 "Safe Stopping Sight Distances Required at Different Operating Speeds" and should be as long as can be justified economically. The operating speed is normally assumed to be the posted speed limit. If a traffic study establishes that the operating speed is lower than the posted speed limit, then the lower speed may be used to determine the safe stopping sight distance.

Table 1363.03.01: Safe Stopping Sight Distances Required at Different Operating Speeds

Design Speed (mph)	Stopping Sight Distance (ft)						
	0%	3%		6%		9%	
		Upgrade	Downgrade	Upgrade	Downgrade	Upgrade	Downgrade
15	80	75	80	74	82	73	85
20	115	109	116	107	120	104	126
25	155	147	158	143	165	140	173
30	200	200	205	184	215	179	227
35	250	237	257	229	271	222	287

The sight distance values in Table 1363.03.01 are for passenger vehicle and single-unit trucks only. If the driveway entrance is classified as an industrial driveway, then additional sight distance shall be provided as recommended in the current edition of American Association of State Highway and Transportation Officials (AASHTO) "A Policy on Geometric Design of Highways and Streets."

- (C) The applicant is expected to perform whatever work is necessary within the property and frontage boundary lines to meet the minimum requirements specified in Table 1363.03.01. If the minimum distances cannot be met by such work, the City Engineer may, but is not required to, determine a lesser distance as acceptable.



This ordinance shall be effective upon date of adoption.

FIRST READING:

Mayor

ADOPTED:

FILED:

RECORDED:

City Clerk