

Ordinance

8-1006

Proposed Ordinance Number 7-2001
Introduced by: Mayor Christopher K. Campbell, Sr.

Town of Eastover

AN ORDINANCE TO PROVIDE FOR SPEED LIMITS IN THE TOWN OF
EASTOVER

Be it Ordained by the Town Council of the Town of Eastover, South Carolina, in order to protect and promote the safety and general welfare of the community, that speed limits within the Town are hereby created and shall be enforced by the Town's police department, and that such speed limits and enforcement shall be governed by the following provisions:

Section 1. GENERAL RULE

A person shall not drive a vehicle on a roadway within the corporal limits of the Town of Eastover at a speed greater than is reasonable and prudent under the conditions and having regard to the actual and potential hazards then existing. Speed must be so controlled to avoid colliding with a person, vehicle, or other conveyance on or entering the highway in compliance with legal requirements and the duty of a person to use care.

Section 2. MAXIMUM SPEED LIMITS

Except when a special hazard exists that requires lower speed for compliance with Section 1, the limits specified in the Ordinance or established as hereinafter authorized as maximum lawful speeds, and a person shall not drive a vehicle on a roadway within the corporal limits of the Town of Eastover at a speed in excess of these maximum limits:

- (1) seventy miles an hour on the interstate highway system and other freeways where official signs giving notice of this speed are posted;
- (2) sixty miles an hour on multilane divided primary highways where official signs giving notice of this speed limit are posted;
- (3) fifty-five miles an hour in other locations or on other sections of highways and unpaved roads are limited to the speed of forty miles an hour; and

- (4) manufactured, modular, or mobile homes must not be transported at a speed in excess of ten miles below the maximum posted speed limit when the maximum posted speed limit is in excess of forty-five miles an hour, and never in excess of fifty-five miles an hour.

Section 3. WHEN LOWER SPEEDS ARE REQUIRED

Thirty miles and hour is the maximum speed in an urban district. "urban district" means the territory contiguous to and including any street which is built up with structures devoted to business, industry, or dwelling houses situated at intervals of less than one hundred feet for a distance of a quarter of a mile or more.

The driver of a vehicle shall drive, consistent with the requirements of Section 1, at an appropriate reduced speed when approaching and crossing an intersection or railway grade crossing, when approaching and going around a curve, approaching a hill crest, when traveling upon any narrow bridge, narrow or winding roadway, and when special hazard exists with respect to pedestrians or other traffic or by reason of weather or highway conditions.

Section 4. CITATIONS FOR VIOLATING SPEED LIMITS AND PENALTIES

- A. A person violating the speed limits established by this Ordinance is guilty of a misdemeanor and upon conviction for a first offense, must be fined or imprisoned as follows:
- (1) in excess of the above posted limit but not in excess of ten miles an hour by a fine of not less than fifteen dollars nor more than twenty-five dollars;
 - (2) in excess of ten miles an hour but less than fifteen miles an hour above the posted limit by a fine of not less than twenty-five dollars nor more than fifty dollars;
 - (3) in excess of fifteen miles an hour but less than twenty-five miles and hour above the posted limit by a fine of not less than fifty dollars more than seventy-five dollars; and
 - (4) in excess of twenty-five miles an hour above the posted limit by a fine of not less than seventy-five dollars nor more than two hundred dollars or imprisoned for not more than thirty days.
- B. A citation for violating the speed limits issued by any authorized officer must note on it the rate of speed for which the citation is issued.
- C. No points shall be assessed against a driver's license for any citation issued pursuant to this Ordinance.

- D. Fund generated by the Town under this Ordinance shall be credited to the Town's general fund.

Section 5. REPEAL AND DATE TO EFFECT

All Ordinances and/or Resolutions in conflict herewith are hereby repealed, and this Ordinance shall take effect from and after its passage, the 4th day of June, 2001, the public welfare of the Town of Eastover, South Carolina, demanding it.

Section 6. VALIDITY

Should any section, or provisions of this Ordinance be declared unconstitutional or invalid for any reason, such declaration shall not effect the validity of the Ordinance as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

ARREST:

Angela Silvio Baduck
TOWN CLERK

Christopher K. Campbell
MAYOR

First Reading: April 2, 2001

Second Reading: May 7, 2001

Public Hearing: June 4, 2001

Adopted: June 4, 2001