

CITY OF TAYLOR
WAYNE COUNTY, MICHIGAN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND CHAPTER 28, STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, OF THE TAYLOR CITY CODE BY ADDING AT THE END THEREOF ARTICLE VIII, COMPLETE STREETS, TO PROVIDE FOR AND REGULATE A DESIGN PRINCIPLE TO PROMOTE A SAFE NETWORK OF ACCESS FOR PEDESTRIANS, BICYCLISTS, AND MOTORISTS OF ALL AGES AND ABILITIES.

WHEREAS, walking and bicycling are non-motorized transportation options that enhance health through physical activity and help reduce air pollution;

WHEREAS, the "Complete Streets" guiding principle is to promote a safe network of access for pedestrians, bicyclists, transit users, motorists, and users of all ages and abilities; and

WHEREAS, other jurisdictions and agencies nationwide have adopted Complete Streets legislation including the U.S. Department of Transportation, the State of Michigan (Bills HB 6151 and 6152), and numerous Michigan communities such as Lansing, Flint, Jackson, Midland, and Saline; and

WHEREAS, the promotion of capital improvements that are planned, designed and constructed to encourage walking, bicycling, and transportation options increases the general safety and welfare for all of Taylor's citizens; and

WHEREAS, as a matter of policy, City Officers should integrate and implement the "Complete Streets" guiding principle.

NOW, THEREFORE, THE CITY OF TAYLOR ORDAINS:

SECTION 1. That Chapter 28, Streets, Sidewalks and Other Public Places, of the Taylor City Code is hereby amended by adding at the end thereof Article VIII, Complete Streets, to read as follows:

Sec. 28-111.1 Definition.

"Complete streets" is defined as a design principle to promote a safe network of access for pedestrians, bicyclists and motorists of all ages and abilities.

Sec. 28-111.2 Complete Streets Improvements.

The City of Taylor will plan for, design, and construct all transportation improvement projects, both new and retrofit activities, to provide appropriate accommodation for bicyclists, pedestrian, transit users, and persons of all ages and abilities in accordance with the City of Taylor Non-Motorized Transportation Plan.

In furtherance of that policy.

- (a) The City of Taylor Non-Motorized Transportation Plan shall be referenced and its implementation considered prior to construction or re-construction within city rights-of-way.
- (b) The Non-Motorized Transportation Plan will include, at a minimum, accommodations for accessibility, sidewalks, curb ramps and cuts, trails and pathways, signage, bike lanes, and shall incorporate principles of complete streets and maximize walk-able and bike-able streets within the City of Taylor.
- (c) The accommodations shall also be designed and built using guidance from the most recent editions of the American Association of State Highway Transportation Officials (AASHTO) *Guide for the Development of Bicycle Facilities*, the Michigan Manual on Uniform Traffic Control Devices (MMUTCD) (MDOT), and the *Americans with Disabilities Act Accessibility Guidelines* (ADAAG). Methods for providing flexibility within safe design parameters, such as context sensitive solutions and design, will be considered.
- (d) The City of Taylor Non-Motorized Transportation Plan will be updated every five years from the date of its initial adoption.
- (e) It will be a goal of the City to fund the implementation of the Non-Motorized Transportation Plan, which shall include expending State Act 51 funds received by the City annually in accordance with Public Act 135 of 2010, as amended.

Sec. 28-111.3 Exceptions.

Facilities for bicyclists, pedestrians, transit users, and people of all ages and abilities are not required to be provided in instances where a documentation exception is recommended by the Mayor and granted by the City Council based on findings of one or more of the following conditions:

- (a) Where their establishment would be contrary to public health and safety,
- (b) When the cost would be excessively disproportionate to the need or probable use,
- (c) When the cost would result in an unacceptable diminishing of other city services,
- (d) Where there is no identified long-term need,
- (e) Where the length of the project does not permit a meaningful addition to the non-motorized network, or
- (f) Where re-construction of the right-of-way is due to an emergency.

SECTION 2. Repeal.

All ordinances and section of ordinances in conflict with this ordinance are hereby repealed only to the extent necessary to give this ordinance full force and effect.

SECTION 3. Severability.

Should any section, subdivision, clause or phrase of this ordinance be declared by the courts to be invalid, the validity of the ordinance as a whole, or in part, shall not be affected other than the part invalidated.

SECTION 4. Savings.

Should any phrase, word, sentence, paragraph, or section of this ordinance be declared unenforceable, unconstitutional, or illegal by a court of competent jurisdiction, the remainder of this ordinance shall be considered to be in full force and effect. The determination by the court shall have no effect with respect to the validity of the remaining portions of the ordinance, which are not affected by the decision of the Court.

SECTION 5. Publication and Effective Date.

This ordinance shall become effective upon passage by the City Council and the publication of the ordinance in accordance with the Charter of the City of Taylor and the statutes of the State of Michigan.

I hereby certify that the foregoing constitutes a true and complete copy of an Ordinance duly adopted by the City Council of the City Of Taylor, at a Regular Meeting held in the Council Chambers at the Taylor Municipal Building, 23555 Goddard Road, Taylor, Michigan on the _____ day of _____, 2010.

I further certify that the following Council Members were present at said meeting:

Members were absent: _____

I further certify that Council Member _____ moved adoption of said Ordinance, and said motion was supported by Council Member _____.

I further certify that the following Council Members voted for adoption of said Ordinance: _____
and that the following Council Members voted against adoption of said Ordinance: _____.

ORDINANCE NO. _____

RESOLUTION NO. _____

MARY ANN RILLEY, CITY CLERK

I hereby approve the foregoing Ordinance.

JEFFREY P. LAMARAND, MAYOR