

See Resolution dated 11-27-78

STATE OF IDAHO }
County of bou } SS 98753

I Hereby certify that this instrument was filed at the request of Caribou County at 11:48 o'clock A M this 21 day of Dec, 19 78 in my office and duly

recorded in Microfilm Records
Elaine S. Johnson
Neil Shanda Peterson
Ex-Officio Recorder Deputy

ORDINANCE NO. 78-4

AN ORDINANCE PRESCRIBING MAXIMUM SPEED LIMITS FOR HIGHWAYS AND ROADS OF CARIBOU COUNTY, AND AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS OF CARIBOU COUNTY, IDAHO, TO PRESCRIBE BY RESOLUTION ALL MAXIMUM SPEED LIMITS FOR ROADS AND HIGHWAYS WITHIN CARIBOU COUNTY; DEFINING CERTAIN TERMS AS USED IN THIS ORDINANCE; PRESCRIBING A PENALTY FOR VIOLATION OF THIS ORDINANCE AND ANY RESOLUTION PRESCRIBING CERTAIN SPEED LIMITS; AND ESTABLISHING A DATE BY WHICH THIS ORDINANCE SHALL BECOME EFFECTIVE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF CARIBOU COUNTY, IDAHO, AS FOLLOWS:

Section 1.: That the Board of County Commissioners of Caribou County, Idaho, did cause to be made engineering and traffic investigations of county highways located in Caribou County, Idaho, for the purpose of determining reasonable and safe speed limits for motor vehicles on said highways, and said investigations having been conducted by Forsgren, Perkins and Associates, P.A., of Pocatello, Idaho, and said investigations having been completed on or about May 9, 1978 and October 25, 1978, and said investigations having been presented to the Board of County Commissioners of Caribou County.

Section 2.: That said engineering and traffic investigations reveal that certain highways within Caribou County should have maximum speed limits for motor vehicles driven thereon, and it being the intent and purpose of the Board of County Commissioners of Caribou County, Idaho, to set maximum speed limits on said roadways to insure the safety of drivers and pedestrians using said highways.

Section 3.: That the maximum speed limit for motor vehicles driven on all county highways within Caribou County, Idaho, shall be forty-five (45) miles per hour unless a different maximum speed limit is prescribed for motor vehicles driven on said highways by resolution of the Board of County Commissioners.

Section 4.: The Board of County Commissioners is hereby authorized to set maximum speed limits for all county highways by resolution of the Board of County Commissioners based upon the above mentioned engineering and traffic investigations or any subsequent engineering and traffic investigation, and said maximum speed limits as set by resolution shall be effective from and after the date of passage of said resolution and upon the erection of official traffic control devices giving notice of such maximum speed limits upon county highways.

Section 5.: No person shall drive a motor vehicle on any county highway in excess of the maximum speed limit prescribed by this ordinance or by resolution of the Board of County Commissioners of Caribou County, Idaho.

Section 6.: Whenever in the judgment of the Board of County Commissioners of Caribou County, Idaho, the operation on any county highway or section of highway of vehicles will cause damage to the road by reason of climatic or other conditions or will interfere with the safe and efficient use of such highway by the traveling public, the said Board of County Commissioners shall have authority to enact resolutions reducing the permissible size, weight or speeds of vehicles operated on highways for such periods as may be necessary for the protection of the roads or for public safety, and shall erect and maintain signs designating such regulations established by resolution at each and all such highways or sections of highways, and at intersections with other traveled roads and highways.

Section 7.: The following terms are hereby defined:

1. County highway as used in this ordinance shall mean every street, road, or way publicly maintained by Caribou County, Idaho, when any part thereof is open to the use of the public for purposes of vehicular traffic.

2. Motor vehicle every vehicle which is self-propelled except vehicles moved solely by human power.

Section 8.: Any person or persons who commit an act in violation of this ordinance or who drive motor vehicles at a speed in excess of the maximum speed limits as set by this ordinance or by resolution of the Board of County Commissioners of Caribou County, Idaho, shall be guilty of a misdemeanor, and shall be punished by a fine not to exceed Three Hundred Dollars (\$300.00) or imprisonment in the County Jail for a period not to exceed six (6) months, or by both such fine and imprisonment.

Section 9.: This ordinance shall be in full force and effect from and after date of its passage, approval and publication according to law.

PASSED AND APPROVED this 27th day of November, 1978.

BOARD OF COUNTY COMMISSIONERS
CARIBOU COUNTY, IDAHO

By Robert E. Anderson
ROBERT E. ANDERSON
Chairman

ATTEST:

Elaine S. Johnson
ELAINE S. JOHNSON
Clerk of the Board