

ORDINANCE NO. 6 , 2012

**AN ORDINANCE DESIGNATING KEMPER ROAD AS A *THROUGH HIGHWAY*
AND EXERCISING LOCAL AUTHORITY FOR POSITIONING STOP SIGNS
ALONG THE KEMPER ROAD CORRIDOR**

WHEREAS, the Department of Public Works, in cooperation with CDS Associates, Inc., has conducted a traffic study for the Kemper Road corridor within the City of Montgomery; and

WHEREAS, this study, with the input from area residents, does support maintaining the current conditions along Kemper Road including an appropriate intersection stop sign for Kemper Road and the intersecting streets of Weller Road and Terwilligers Run Drive; and

WHEREAS, to appropriately accept and maintain such stop signs within those intersections, it is necessary for the City under the local authority delegated to the City by ORC § 4511.07, to designate Kemper Road within the City as a *through highway* as defined by ORC § 4511.65; and

WHEREAS, based upon limited sight lines and traffic volumes through such intersections, Council does desire for the safe and efficient operation of traffic to exercise its rights under ORC § 4511.07 to designate the Kemper Road and Weller Road intersection, and the Kemper Road and Terwilligers Run Drive intersections as stop intersections requiring all vehicles to stop at the entrances to such intersections.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Montgomery, Hamilton County, Ohio, that:

SECTION 1. Consistent with the traffic study conducted by CDS Associates, Inc. supported by the Public Works Department of the City, and with input from affected residents, Council does exercise its authority under the Ohio Revised Code to designate Kemper Road within the City of Montgomery as a *through highway*, and further does authorize the installation of appropriate traffic control devices, specifically stop signs and any supported traffic control signs to manage traffic through such intersections including managing pedestrian traffic crossing at such intersections.

SECTION 2. Council believes the designation of Kemper Road as a *through highway* and designating Weller Road and Kemper Road as a stop intersection, and Kemper Road and Terwilligers Run Drive as a stop intersection, is reasonably necessary and is the exercise of the appropriate police power by the City to maintain the safe and efficient operation of motor vehicles through such corridor and to provide safe travel for pedestrians crossing at such designated intersections.

SECTION 3. All sections, subsections, parts and provisions of this Ordinance are hereby declared to be independent sections, subsections, parts and provisions, and the holding of any section, subsection, part or provision to be unconstitutional, void or ineffective for any reason shall not affect or render invalid any other section, subsection, part or provision of this Ordinance.

SECTION 4. This Ordinance shall take effect the earliest opportunity as allowable by law.

PASSED: July 11, 2012

ATTEST: *Susan J. Hamm*
Susan J. Hamm, Clerk of Council

Ken Suer
Ken Suer, Mayor

APPROVED AS TO FORM:
Terrence M. Donnellon
Terrence M. Donnellon, Law Director