DEKALB COUNTY COMMISSIONERS
RESOLUTION NUMBER 2020-R-3
DeKalb County Code 9-1-1-1(a)

Resolution of DeKalb County Commissioners
Rescinding DCC 9-1-1-1

WHEREAS, the DeKalb County Commissioners on March 6, 1957, enacted an Ordinance (DCC 9-1-1-1) establishing a county-wide maximum speed limit for county highways (rural) speed limit of fifty (50) miles per hour; and

WHEREAS, the State of Indiana, in 1991, first enacted what is now IC 9-21-5 for speed limits on roads and highways throughout the state; and

WHEREAS, IC 9-21-5-2(a)(2) established a maximum speed limit of fifty-five (55) miles per hour on roads and highways not in an urban district, except as provided in subdivisions (1), (3), (4), (5), (6), and (7) of IC 9-25-5-2(a); and

WHEREAS, IC 9-21-5-6 provides that a local authority (municipality) may establish speed limits greater or lesser than established in IC 9-21-5, but only in circumstances in which that authority has justified the action by taking an engineering and traffic investigation as set forth in IC 9-21-5-6(b), and only if there is appropriate signage; and

WHEREAS, DCC 9-1-1-1 was enacted prior to what is now IC 9-21-5 and may be effective as grandfathered in, but the DeKalb County Commissioners have determined that appropriate signage on county highways should warrant motorists of the county highway speed limit being less than IC 9-21-5-2, such signage is lacking, and the cost of such signage does not justify maintaining the limit of fifty (50) miles per hour established in DCC 9-1-1-1.

NOW, THEREFORE, BE IT HEREBY ORDAINED THAT THE COUNTY-WIDE MAXIMUM SPEED LIMIT FOR COUNTY HIGHWAYS OF FIFTY (50) MILES PER HOUR ESTABLISHED IN DCC 9-1-1-1 IS HEREBY RESCINDED IN FAVOR OF STATE LEGISLATION ESTABLISHED IN IC 9-21-5.

ALL OF WHICH IS RESOLVED by the Board of County Commissioners of DeKalb County, Indiana, this 3rd day of February, 2020.

DEKALB COUNTY COMMISSIONERS:

William L. Hartman - President

Donald D. Grogg – Vice President

Jacqueline Rowan - Vice President

Attested:

By Jan Bauman, Auditor