

SPONSOR: William Emerson
4th District Councilman
CO-SPONSOR: Jack Uylaki
2nd District Councilman

ORDINANCE NO. 9283

**AN ORDINANCE AMENDING ORDINANCE 4631 AND TITLE VII OF THE HAMMOND
MUNICIPAL CODE TRAFFIC SCHEDULE III AND SETTING A UNIFORM SPEED
LIMIT FOR HOHMAN AVENUE
(as amended)**

WHEREAS, Under Indiana law the City of Hammond has the statutory power to “regulate conduct, or use or possession of property that might endanger the public health, safety or welfare.” (I.C. 36-8-2-4); and

WHEREAS, the Indiana Code specifically grants municipalities such as Hammond Home Rule to adopt local laws needed for the effective operation of the government. (I.C. 36-1-3-1, 2); and

WHEREAS, The City of Hammond maintains a written and formally codified Municipal Code, and this Municipal Code sets forth in detail as part the City’s legitimate and appropriate police powers, including Traffic Rules in Chapter 71; and

WHEREAS, Local municipalities, such as Hammond are given the specific statutory authority to adopt regulations that do not conflict with or duplicate existing state statutes, including traffic matters; and

WHEREAS, Hohman Avenue, from the Munster, Indiana border with Hammond to Sheffield Avenue, contains many different speed limits which vary from 25 miles per hour to 35 miles per hour and the present signage and changes in speed by geographic location are confusing to drivers; and

WHEREAS, the Councilmen from the Fourth and Second District wish to create uniform speed limits which will be less confusing to motorists, while protecting the health and safety of the neighborhoods existing along that street; and

WHEREAS, such Ordinance will replace any previously passed Ordinance concerning speed on Hohman Avenue, in Hammond Indiana, but will not change “School Zone” speed limits previously in existence.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Hammond that Ordinance 4631 and Title VII, Schedule III of the Hammond Municipal Code includes as follows:

**AN ORDINANCE AMENDING ORDINANCE 4631 AND TITLE VII OF THE HAMMOND
MUNICIPAL CODE TRAFFIC SCHEDULE III AND SETTING A UNIFORM SPEED
LIMIT FOR HOHMAN AVENUE**

SCHEDULE III: SPEED LIMITS

HOHMAN AVENUE

- (A) The posted vehicular speed limit for Hohman Avenue from 165th Street North to Sheffield Avenue is 35 miles per hour. The posted vehicular speed limits for Hohman Avenue from 165th Street South to the Munster Indiana border is 35 miles per hour. "School Zone" speed limits will remain 20 miles per hour when school is in session or children are present.
- (B) The City of Hammond intends to create an enforceable Ordinance which is compliant with all Federal, State and Local laws, in the event, that this Ordinance, or any part of it, or any provision, or any classification contained therein, is found to be unconstitutional, the remaining portion will remain in effect and will be found to be valid.

BE IT FURTHER ORDAINED by the Common Council that this Ordinance shall be in full force and effect from and after its passage by the Common Council, signing by the President thereof and approval by the Mayor.

ADOPTED AND APPROVED BY the Common Council of the City of Hammond, Indiana, this 9th day of February, 2015.

Michael Opinker, President /s/
Hammond Common Council

ATTEST:

Robert J. Golec, City Clerk /s/
City of Hammond, Indiana

PRESENTED BY ME, the undersigned City Clerk of the City of Hammond, Indiana, to the Mayor, for approval and signature, this 10th day of February, 2015.

Robert J. Golec, City Clerk /s/
City of Hammond, Indiana

AN ORDINANCE AMENDING ORDINANCE 4631 AND TITLE VII OF THE HAMMOND

**MUNICIPAL CODE TRAFFIC SCHEDULE III AND SETTING A UNIFORM SPEED
LIMIT FOR HOHMAN AVENUE**

The foregoing Ordinance No. 9283 consisting of three (3) typewritten pages, including this page, was APPROVED AND SIGNED BY ME, the undersigned Mayor of the City of Hammond, Indiana, this 11th day of February, 2015.

Thomas M. McDermott, Jr., Mayor /s/
City of Hammond, Indiana

PASSED by the Common Council on the 9th day of February, 2014 and
approved by the Mayor on the 11th day of February, 2015.

Robert J. Golec, City Clerk /s/
City of Hammond, Indiana