

24-17

SPONSOR: Scott Rakos  
6<sup>th</sup> District Councilman

ORDINANCE NO. 9640

**AN ORDINANCE AMENDING TITLE VII OF THE HAMMOND MUNICIPAL CODE  
TRAFFIC SCHEDULE III AND SETTING A SPEED ZONE LIMIT ON KENNEDY  
AVENUE FROM 165<sup>TH</sup> TO 169<sup>TH</sup> STREET TO 20 MPH**

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, the area of Hammond on Kennedy Avenue is considered downtown Hessville and the City wishes to implement a more walkable downtown which includes reducing the speed limit to 20 miles per hour.; and

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

**SCHEDULE III: SPEED LIMITS**

- (A) The posted vehicular speed limit for Kennedy Avenue between 165<sup>th</sup> Street and 169<sup>th</sup> Street is 20 miles per hour.**
- (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.**

**AN ORDINANCE AMENDING TITLE VII OF THE HAMMOND MUNICIPAL CODE TRAFFIC SCHEDULE III AND SETTING A SPEED ZONE LIMIT ON KENNEDY AVENUE FROM 165<sup>TH</sup> TO 169<sup>TH</sup> STREET TO 20 MPH**

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 9<sup>th</sup> day of September, 2024

Scott M Rak  
Scott Rakos, President  
Hammond Common Council

ATTEST:

Robert J. Golec  
Robert J. Golec, City Clerk  
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 10<sup>th</sup> day of September, 2024

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

The foregoing Ordinance No. 9640 consisting of two (2) typewritten pages, including this page, was APPROVED AND SIGNED BY ME, the undersigned Mayor of the City of Hammond, Indiana, this 10<sup>th</sup> day of September, 2024.

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

PASSED by the Common Council on the 9<sup>th</sup> day of September, 2024 and Approved by the Mayor on the 10<sup>th</sup> day of September, 2024.

Robert J. Golec  
Robert J. Golec, City Clerk