

# STATE OF NEW YORK

9775--A

## IN ASSEMBLY

April 9, 2024

Introduced by M. of A. SHRESTHA, THIELE, LEVENBERG, STECK, SHIMSKY, BICHOTTE HERMELYN -- read once and referred to the Committee on Transportation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to area speed limits

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Short title. This act shall be known and may be cited as  
2 the "area speed limits act".  
3 § 2. Section 1643 of the vehicle and traffic law, as amended by chap-  
4 ter 496 of the laws of 2022, is amended to read as follows:  
5 § 1643. Speed limits on highways in cities and villages. The legisla-  
6 tive body of any city or village with respect to highways (which term  
7 for the purposes of this section shall include private roads open to  
8 public motor vehicle traffic) in such city or village, other than state  
9 highways maintained by the state on which the department of transporta-  
10 tion shall have established higher or lower speed limits than the statu-  
11 tory fifty-five miles per hour speed limit as provided in section  
12 sixteen hundred twenty of this title, or on which the department of  
13 transportation shall have designated that such city or village shall not  
14 establish any maximum speed limit as provided in section sixteen hundred  
15 twenty-four of this title, subject to the limitations imposed by section  
16 sixteen hundred eighty-four of this title may by local law, ordinance,  
17 order, rule or regulation establish maximum speed limits at which vehi-  
18 cles may proceed within such city or village, within designated areas of  
19 such city or village or on or along designated highways within such city  
20 or village higher or lower than the fifty-five miles per hour maximum  
21 statutory limit. No such speed limit applicable throughout such city or  
22 village or within designated areas of such city or village shall be  
23 established at less than twenty-five miles per hour; except that in the  
24 city of Long Beach, in the county of Nassau, speed limits may be estab-  
25 lished at not less than fifteen miles per hour on any portion of the  
26 following highways in such city: Cleveland avenue, Harding avenue, Mitc-

EXPLANATION--Matter in italics (underscored) is new; matter in brackets [-] is old law to be omitted.

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1 hell avenue, Belmont avenue, Atlantic avenue, Coolidge avenue, Wilson  
2 avenue and Taft avenue. No such speed limit applicable on or along  
3 designated highways within such city or village shall be established at  
4 less than twenty-five miles per hour, except that school speed limits  
5 may be established at not less than fifteen miles per hour, for a  
6 distance not to exceed one thousand three hundred twenty feet, on a  
7 highway passing a school building, entrance or exit of a school abutting  
8 on the highway and except that within the cities of Buffalo and Roches-  
9 ter speed limits may be established at not less than fifteen miles per  
10 hour for any portion of a highway within a city park. No speed limits  
11 shall be established pursuant to the provisions of this section except  
12 in accordance with the engineering considerations and factors for speed  
13 limits set forth in either:

14 a. the standards and methods described by the national association of  
15 city transportation officials (NACTO), such as a published guide for  
16 evaluating speed limits; or

17 b. the manual and specifications for a uniform system of traffic  
18 control devices maintained by the commissioner of transportation pursu-  
19 ant to section sixteen hundred eighty of this title, as such manual and  
20 specifications may be amended from time to time, certified by a licensed  
21 professional engineer who specializes in traffic operations.

22 § 3. Section 1662-a of the vehicle and traffic law, as amended by  
23 chapter 496 of the laws of 2022, is amended to read as follows:

24 § 1662-a. Speed limits in [~~certain~~] towns. The town board of any  
25 [~~suburban~~] town governed pursuant to [~~article three-A of~~] the town law  
26 [~~and the town board of any other town having a population exceeding~~  
27 ~~fifty thousand~~], with respect to highways (which term for the purposes  
28 of this section shall include private roads open to public motor vehicle  
29 traffic) in such towns outside any village, other than state highways  
30 maintained by the state on which the department of transportation shall  
31 have established higher or lower speed limits than the statutory fifty-  
32 five miles per hour speed limit as provided in section sixteen hundred  
33 twenty of this title, or on which the department of transportation shall  
34 have designated that such towns shall not establish any maximum speed  
35 limit as provided in section sixteen hundred twenty-four of this title,  
36 subject to the limitations imposed by section sixteen hundred eighty-  
37 four of this title may by local law, ordinance, order, rule or regu-  
38 lation establish maximum speed limits at which vehicles may proceed  
39 within such towns, within designated areas of such towns or on or along  
40 designated highways within such towns lower than the fifty-five miles  
41 per hour maximum statutory limit. No such speed limit applicable  
42 throughout such towns or within designated areas of such towns shall be  
43 established at less than twenty-five miles per hour, except that in the  
44 town of Hempstead speed limits may be established at not less than  
45 fifteen miles per hour on any portion of a highway in the community  
46 known as Point Lookout and on all or any portion of the following high-  
47 ways in the community known as Lido Beach: Ocean Boulevard, Allevard  
48 Street, Bath Street, Buxton Street, Cheltenham Street, Pinehurst Street,  
49 Harrogate Street, Matlock Street, Nantwick Street, Biarritz Street,  
50 Royat Street, Luchon Street, Woodhail Street, Leamington Street, Sarato-  
51 ga Street, Kensington Street, and Prescott Street; provided, however,  
52 that no such speed limit in such town may be established unless a major-  
53 ity of the residents of each such community file a petition with the  
54 town board of such town requesting such speed limit. No such speed limit  
55 applicable on or along designated highways within such towns shall be  
56 established at less than twenty-five miles per hour, except that school

1 speed limits may be established at not less than fifteen miles per hour,  
2 for a distance not to exceed one thousand three hundred twenty feet, on  
3 a highway passing a school building, entrance or exit of a school abut-  
4 ting on the highway, and except further that in the town of Hempstead  
5 speed limits may be established at not less than fifteen miles per hour  
6 on any portion of a highway in the communities known as Point Lookout  
7 and Lido Beach; provided, however, that no such speed limit in such town  
8 may be established unless a majority of the residents of each such  
9 community file a petition with the town board of such town requesting  
10 such speed limit. No speed limits shall be established pursuant to the  
11 provisions of this section except in accordance with the engineering  
12 considerations and factors for speed limits set forth in either:

13 a. the standards and methods described by the national association of  
14 city transportation officials (NACTO), such as a published guide for  
15 evaluating speed limits; or

16 b. the manual and specifications for a uniform system of traffic  
17 control devices maintained by the commissioner of transportation pursu-  
18 ant to section sixteen hundred eighty of this title, as such manual and  
19 specifications may be amended from time to time, certified by a licensed  
20 professional engineer who specializes in traffic operations.

21 § 4. This act shall take effect immediately.