

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to grant authority to the governing body of the City of Virginia Beach to change certain speed*  
3 *limits.*

4 [H 1692]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**

7 **1.** *§ 1. That the governing body of the City of Virginia Beach may by ordinance decrease the speed*  
8 *limits set forth in § 46.2-870 of the Code of Virginia and may increase or decrease the speed limits set*  
9 *forth in §§ 46.2-873 through 46.2-875 of the Code of Virginia on any highway within its jurisdiction.*  
10 *The governing body of the City of Virginia Beach is expressly authorized to establish and indicate*  
11 *variable speed limits on such structures or roadways to be effective under such conditions as would, in*  
12 *its judgment, warrant such variable speed limits, including, but not limited to, darkness, traffic*  
13 *conditions, atmospheric conditions, weather emergencies, and like conditions that may affect driving*  
14 *safety. Any speed limits, whether fixed or variable, shall be prominently posted in such proximity to such*  
15 *structure or road as deemed appropriate by the City of Virginia Beach subsequent to a traffic*  
16 *engineering study and analysis of available and appropriate accident and law-enforcement data. The*  
17 *findings of the City shall be conclusive evidence of the maximum safe speed that can be maintained on*  
18 *such structure or roadway. It shall be unlawful to operate any motor vehicle in excess of speed limits*  
19 *established and posted as provided in this act. Whenever the speed limit on any highway has been*  
20 *increased or decreased or a variable speed limit has been established, and such speed limit is properly*  
21 *posted, there shall be a rebuttable presumption that the change in speed limit was properly established*  
22 *in accordance with the provisions of this act. The authority granted to the governing body of the City of*  
23 *Virginia Beach under this act shall not extend to any portion of the Interstate Highway System.*

ENROLLED

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