



**DC Ranch Association
Board Report 5-3-2021 #1**

**Subject Matter: Proposed Revisions to DCR-24 Speeding
Escalated Sanctions**

Background: At its March 1, 2021 board meeting, the Board decided to conditionally approve revisions to DCR-24 (Speeding).

Speeding on the community's private streets continues to be a concern. The Association's two photo speed cameras frequently record vehicles travelling more than 20 mph over the posted speed limit, and more than 11 mph over the posted speed limit at park areas (defined as excessive speeding). Currently, the fine established by DCR-24 for the first offense is \$300. Most owners who incur the \$300 fine adjust their driving practices accordingly in the community as to avoid additional fines. This is the program's intention; driving at safe speeds throughout the community is the goal.

Despite the \$300 fine for excessive speeding, some owners have received multiple speeding fines themselves and/or their guests and invitees. With these cases, the concern is that owners are not adjusting their driving practices, nor do they appear to be advising their guests and invitees. The Board met with its legal counsel on February 10, 2021, to discuss the concern. Revisions to the Community Standards for Conduct DCR-24 (Speeding) were then proposed. Please see the attached.

As stated above, the Board conditionally approved the proposed revisions in accordance with Section 102.4c of the Policy for the Management and Development of Policies. The proposed revisions were then posted for the required 30-day member comment period. Comments from two owners were received (attached).

Recommendation: Formally approve the proposed revisions to DCR-24 (Speeding), update the Community Standards for Conduct and present the Association approved revisions to Community Council for its consent.



Darren Shaw, Executive Director

Proposed Edits 3-1-2021

Conditionally Approved Pending 30-Day Member Comment Period

DCR-24 Speeding

All persons traveling on DC Ranch Private Roads system must obey the speed limit. The DC Ranch speed limit is 15 MPH unless posted otherwise.

RE: Board Policy, Adopted 03/04/2019

Enforcement

First violation: 10 to 20 MPH over the posted speed limit may be issued a written courtesy letter and an email notification.

Second violation: 10 to 20 MPH over the posted speed limit may be issued a Final Reminder letter and an email notification.

Third violation: 10 to 20 MPH over the posted speed limit may be issued a Notice of Fine of a minimum of \$300.

Excessive speed is defined as follows:

- 1) Driving more than 20 MPH over the posted speed limit.
- 2) Driving more than 11 MPH ~~or more~~ over the posted speed limit on streets adjacent to park areas.

Each of the foregoing are subject to a minimum fine of \$300 upon the first offense. Each subsequent offense will result in ~~a fine of~~ a minimum fine of \$300, escalated as determined by the Board in its sole discretion.

If an owner (including family, guests or invitees) incurs more than three \$300 speeding fines in a 12-month period, the owner will be subject to the following for all subsequent offenses within that period:

- 1) Starting with the fourth fine within a 12-month period for excessive speeding the fine will increase by \$300 for each subsequent offense.
- 2) Starting with the fourth fine for excessive speeding all gate transponders will be suspended for a 30-day period for each subsequent offense.

Pursuant to the CC&Rs at Article VII, Section 7.5., every owner and occupant shall comply with the Ranch Governing Documents. In the event any occupant, guest or invitee violates the Ranch Governing Documents and a fine is imposed, the fine shall first be assessed against the violator. If the fine is not paid by the violator within the stated time-period, the owner shall pay the fine.

Clean with Edits

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From: Bud Kern <bud.kern@gmail.com>
Sent: Monday, March 8, 2021 9:53 AM
To: Darren Shaw <Darren.Shaw@dcranchinc.com>
Subject: Comment on speeding issues

Hi Darren,

In the RA Board meeting the other night speeding issues were discussed and comments solicited on the proposed policy change.

Here is my two cents on that:

As I live in the upper canyon, I can only comment on what I see and experience here.

As an aside, I will first address the existing speed limit. The 25mph limit on Windgate Pass is too low. This road is a very busy but long road. For those of us who live up higher, it is a long drive from our homes to the gate. At 25mph it is too slow of a slog to go that slow. No one does. I would say the average speed on that road is around 35mph. To me, 30mph should be the speed limit.

Regarding escalation of fines for multiple speeding tickets, I think that is fine. As I understand it the 4th occurrence within a 12 month period would be \$600, then \$900, and so forth. You might clarify that the transponder suspension is also within a 12 month period if that is the intent. I might suggest the transponder suspension be delayed until like the 6th time. The increase in fines should slow most people down; but if you get an extreme case like you have, then a transponder suspension would still eventually come into play.

Thanks.

NVM Bud

Thank you for your email, Terry. I am pleased to respond.

Please see my comments below, interlaced with yours.

Best regards,

Darren

Darren Shaw | MCAM, MCM, PCAM | Executive Director



DC Ranch Association

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main: 480.513.1500 fax: 480.513.3968
Darren.Shaw@dcranchinc.com

From: tgnutall@gmail.com <tgnutall@gmail.com>

Sent: Tuesday, March 16, 2021 11:12 AM

To: Policies <Policies@dcranchinc.com>

Subject: DCR -24

I support your attempts at enforcing speed limits. *Thank you.* That said, I would like to know more about how it is to be determined which guest who violates the speed laws will be accurately identified. I live in the Estates community. It is not uncommon to see motorist enter the gate trailing a homeowner who has passed through the community gate appropriately. This happens with construction workers, gardeners and delivery drivers to name a few. Many of them speed with no regard for community safety. However, if they have not properly entered the community through the call box system, how will you know which resident to access a fine to if the violator is not paying the fine themselves? *We deploy two photo speed cameras in different areas of the community, which are moved around from time to time. Right now, one is located in Windgate and the other in Country Club. A few times a year we move them to the Desert Parks neighborhoods, and focus on speeding adjacent to park areas. As you know, there are speed bumps installed there, so speeding is fairly contained. Is there are specific part of the neighborhood where speeding is taking place?*

In neighborhood's with unmanned gates, it can be difficult to track down guests and third parties that speed, especially if they do not enter through the gate properly (e.g. tailgating); tailgating is, and always has been a concern. We have a staff member that reviews the speeding cases to determine if we can connect them to a home. Sometimes we can't for the reason cited above. Sometimes we can, via a sign on the vehicle or other indication who the vehicle belongs to. We do make contact with anyone we can identify, regardless if we can connect them to an owner or not, and we still require them the pay the \$300 fine; in most cases we are successful. All gates are equipped with video recording systems.

I hope I've addressed your concern. If not, please reach out to Brandy Nash, who's copied on this email. She works with the speeding program on a daily basis.