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RESOLUTION NO. 22-1494

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, ESTABLISHING THE CREATION OF BRYAN’S WAY, A NETWORK OF STREET INTERSECTIONS WITH ARTISTICALLY-TREATED CROSSWALKS CONNECTING THE BORDER PEDESTRIAN CROSSING WITH RAY BORANE MIDDLE SCHOOL, ALL WITHIN THE CITY OF DOUGLAS.

WHEREAS, on February 10, 2022, Bryan Chacon (hereafter Bryan), a 12-year old bicyclist, died on his way to Ray Borane Middle School when the driver of a truck struck him unseen; and

WHEREAS, Arizona Revised Statutes (A.R.S.) per Transportation, Chapter 3 – Traffic and Vehicle Regulation in §28-601(3)(b) defines a “crosswalk” to mean “any portion of a roadway at an intersection or elsewhere that is distinctly indicated for pedestrian crossing by lines or other markings on the surface”; and

WHEREAS, A.R.S. §28-792 regulates right-of-way at crosswalks marked and unmarked, and §28-793 regulates pedestrian crossing outside of crosswalks; and

WHEREAS, it is in the city’s best interest to encourage safety and hazard awareness for pedestrians, bicyclists, and vehicle drivers while increasing the attractiveness and meaning of streetscapes in Douglas and slowing vehicular traffic; and

WHEREAS, the preferred orientation of Bryan’s Way should recognize Bryan’s life, and how those lives of children past, present and future intersect with parks and schools to maximize use and leveraging of funding opportunities associated with children-oriented activities and the transportation needs of children; and

WHEREAS, the number of intersections between the border pedestrian crossing and Ray Borane Middle School where crosswalks could be treated artistically is fourteen (14), following a pathway of streets as listed below:

- 1) Border Pedestrian Crossing north along Pan-American, turning east (right) on E. 3rd Street; and
- 2) Following E. 3rd Street past the Third Street Park, turning north (left) on N. G Avenue; and
- 3) Following N. G Avenue to the intersection with E. 4th Street, turning east (right) on E. 4th Street; and
- 4) Following E. 4th Street, turning north (left) on N. E Avenue; and
- 5) Following N. E Avenue to and past Sarah Marley Elementary School, to Raul Castro/10th Street Park, where Bryan’s Way would cut across the southwest to northeast diagonal concrete pathway to the intersection of E. 10th Street and N. D Avenue; and
- 6) Following N. E Avenue north to the endpoint intersection with E. 12th Street (Ray Borane Middle School); and

WHEREAS, the Mayor and Council could direct staff to work with our community to help bring the artistry, cultural themes, and material logistics to make Bryan’s Way a reality; and

WHEREAS, the Mayor and Council has determined that the establishment of Bryan’s Way will serve to promote the social, educational, economic, cultural and general welfare of the public by providing opportunities for community involvement in commemorative public art, along with creating greater awareness about Bryan, and others who traveled to school as well to explore other connections of history, culture, and place, consistent with the General Plan goals and policies of the Transportation/Circulation Element.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Douglas as follows:

- Section 1. Bryan’s Way is hereby created and designated along a pathway that connects intersection artworks from the Border Pedestrian Crossing to Ray Borane Middle School;

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Section 2. Bryan’s Way will implement policies and objectives of the City of Douglas General Plan;

Section 3. Bryan’s Way will help heal our community, provide opportunities for expressing our love and joy as well as our sorrow with cultural and historical richness, while actively promoting pedestrian and bicycle safety;

Section 4. Severability. In the event any part, portion, or paragraph of this Resolution is found to be invalid by any court or competent jurisdiction, the invalidity of such part, portion, or paragraph will not affect any other valid part, portion, or paragraph of this Resolution and effectiveness thereof;

Section 5. That this Resolution becomes effective in the manner provided by law.

PASSED AND ADOPTED by the Mayor and Council of the City of Douglas, Arizona, this 11th day of May, 2022.

Donald C. Huish, Mayor

Attest:

Approved as to form:

Alma Andrade, City Clerk

Denis Fitzgibbons, City Attorney

Prepared by:
William Osborne, City Planner