

ORDINANCE NO. 1838

AN ORDINANCE ALTERING THE PRIMA FACIE SPEED LIMITS ESTABLISHED FOR VEHICLES UNDER THE PROVISIONS OF SECTION 169 (b) OF ARTICLE 6701 d, VERNON'S TEXAS CIVIL STATUTES, UPON U.S. HIGHWAY NO. 80 OR PARTS THEREOF, WITHIN THE INCORPORATED LIMITS OF THE CITY OF TERRELL, AS SET OUT IN THIS ORDINANCE; AND PROVIDING A PENALTY OF A FINE NOT TO EXCEED \$200.00 FOR THE VIOLATION OF THIS ORDINANCE, REPEALING CONFLICTING ORDINANCES, PROVIDING FOR PUBLICATION AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Section 169 (b) of Article 6701 d, Vernon's Texas Civil Statutes, provides, that whenever the governing body of the City shall determine, upon the basis of an engineering and traffic investigation, that any prima facie speed therein set forth is greater or less than is reasonable or safe under the conditions found to exist at any intersection or other place or upon any part of a street or highway within the City, taking into consideration the width and condition of said street or highway, as well as the usual traffic thereon, said governing body may determine and declare a reasonable and safe prima facie speed limit thereat or thereon by the passage of an ordinance, which shall be effective when appropriate signs giving notice thereof are erected at such intersection or other place or part of the street or highway;

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL
OF THE CITY OF TERRELL, TEXAS:**

SECTION 1.

A. THAT upon the basis of An engineering and traffic investigation heretofore made, as authorized by the provisions of Section 169 (b) of Article 6701 d, Vernon's Texas Civil Statutes, the following prima facie speed limits for vehicles are hereby determined and declared to be reasonable and safe; and such speed limits are hereby fixed at the rate of speed indicated for vehicles traveling upon the named streets or highways, or parts thereof, described as follows:

B. THAT from and after the date of the passage of this speed zone ordinance no motor vehicle shall be operated along and upon U.S. Highway No. 80 within the corporate limits of the City of Terrell, at a speed in excess of:

Zone (1):

55 miles per hour, commencing at the West city limits line (approximate highway centerline station 757+10) and extending Eastward, a distance of 0.801 mile to centerline station 714+80, approximately;

Zone (2):

45 miles per hour, commencing at centerline station 714+80, approximately, and extending Eastward, a distance of 1.083 mile to centerline station 657+60, approximately;

Zone (3):

30 miles per hour, commencing at centerline station 657+60, approximately, and extending Eastward, a distance of 0.927 mile to centerline station 608+65, approximately);

Zone (4):

45 miles per hour, commencing at centerline station 608+65, approximately, and extending Eastward, a distance of 0.667 mile to centerline station 573+40 approximately; and

Zone (5):

55 miles per hour, commencing at centerline station 573+40, approximately, and extending Eastward, a distance of 1.318 mile to the East city limits line (approximate highway centerline station 503+80).

SECTION 2.

THAT the erection of appropriate signs indicating such speed zones is hereby authorized.

SECTION 3.

THAT any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction

thereof shall be fined in any sum not to exceed Two Hundred Dollars (\$200.00).

SECTION 4.

THAT all ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION 5.

THAT this ordinance shall take effect immediately from and after its passage and publication, as the law in such cases provides.

PASSED AND APPROVED THIS _____ DAY OF _____, 1996.

PASSED AND ADPOTED THIS _____ DAY OF _____, 1996.

DON L. LINDSEY, MAYOR

ATTEST:

BOBBY BISHOP, CITY SECRETARY