

SPEED ZONE ORDINANCE NO. 123

AN ORDINANCE ALTERING THE PRIMA FACIE SPEED LIMITS ESTABLISHED FOR VEHICLES UNDER THE PROVISIONS OF SECTION 169 OF ARTICLE 6701d, VERNON'S TEXAS CIVIL STATUTES, UPON THE BASIS OF AN ENGINEERING AND TRAFFIC INVESTIGATION, UPON CERTAIN STREETS AND HIGHWAYS, OR PARTS THEREOF, WITHIN THE CORPORATE LIMITS OF THE CITY OF WALLIS, AS SET OUT IN THIS ORDINANCE; AND PROVIDING A PENALTY OF A FINE NOT TO EXCEED \$200 FOR THE VIOLATION OF THIS ORDINANCE.

WHEREAS, Section 169 of Article 6701d, 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 the pavement and other circumstances on such portion 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 Wallis, Texas:

Section 1. Upon the basis of an engineering and traffic investigation heretofore made as authorized by the provisions of Section 169 or Article 6701d, Vernon's Texas Civil Statutes, the following prima facie limits hereafter indicated 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 and highways, or parts thereof, described as follows:

- (a) On FM Highway 1952 from a point at its intersection with SH 36 to a point 1,119 feet south, a distance of approximately 0.212 of a mile, 35 miles per hour;

(b) On FM Highway 1952 from a point 1,119 feet south of its intersection with SH 36 to a point 1,552 feet south, a distance of approximately 0.294 of a mile, 50 miles per hour;

Section 2. 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 more than Two Hundred (\$200.00) Dollars.

Section 3. All ordinances or part of ordinances in conflict herewith are hereby repealed.

Section 4. If any portion of this act is held unconstitutional by a court of competent jurisdiction, the remaining provisions hereof shall nevertheless be valid, the same as if the portion or portions held unconstitutional had not been adopted.

Section 5. The fact that the City of Wallis does not have adequate provision for the effective regulation of the traffic on the highways and streets and alleys creates an emergency and an imperative necessity that the Ordinance be deemed an emergency measure, and the rules requiring ordinances to be read on three different meetings be and the same is hereby suspended and this Ordinance be placed on its first, second, and third reading, and shall go into effect immediately upon its passage and published as required by City Charter.

PASSED AND APPROVED THIS 12TH Day of OCTOBER, 1993.

ATTEST:

APPROVED:

Barbara Grigar
City Secretary

[Signature]
Mayor