

ORDINANCE NO. 2014- 31

AN ORDINANCE OF THE CITY OF UVALDE, TEXAS AMENDING THE CODE OF ORDINANCES, SECTION 10.16.010 SPEED LIMITS IN ITS ENTIRETY; PROVIDING OPEN MEETINGS, SEVERABILITY, EFFECTIVE DATE AND RELATED CLAUSES.

WHEREAS, it has been determined by the City Council of the City of Uvalde that the regulation of motor vehicle traffic in school zones is necessary for the safety and welfare of its citizens;

WHEREAS, Texas Transportation Code Section 542.201 provides that a local authority may regulate traffic in a manner that does not conflict with Texas Transportation Code Chapter 542, Title 7, Subtitle C; and

WHEREAS, the City of Uvalde, Texas (herein the "City"), has the authority to adopt certain regulations restricting and regulating the traffic in school zones on streets located within the city limits;

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

Section 1. Adoption of Findings of Fact. The findings and recitations set out in this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Amendment of Chapter 10.16 of the Uvalde Municipal Code of Ordinances. Section 10.16.010 of Chapter 10.16 Speed Restrictions of the Uvalde Municipal Code of Ordinances is hereby amended in its entirety to read as follows:

CHAPTER 10.16 SPEED RESTRICTIONS

10.16.010 Speed limits.

- A. It is unlawful for any person to operate a vehicle within the corporate limits of the city at a rate of speed in excess of the following speeds:
1. Twenty (20) miles per hour on any alley.
 2. Thirty (30) miles per hour on any street, except as provided in this chapter.
 3. Twenty (20) miles per hour on any street that the state does not have any jurisdiction over and the street is under the jurisdiction of the city, when passing a school building or the grounds thereof during an active school zone as posted.
 4. Thirty-five (35) miles per hour on U.S. Highway 90 between Grove Street and Evans Street; thirty (30) miles per hour on U.S. Highway 83 between

Calera Street and Mesquite Street; forty (40) miles per hour on U.S. Highway 83 from Mesquite Street to a point five hundred (500) feet south of Schwartz Street; twenty-five (25) miles per hour on U.S. Highway 83 from a point five hundred (500) feet south of Schwartz Street to a point five hundred (500) feet north of Finley Street during an active school zone as posted and forty (40) miles per hour at all other times; forty (40) miles per hour on U.S. Highway 83 between a point five hundred (500) feet north of Finley Street to the north city limits; forty (40) miles per hour between Calera Street and .8 mile north of the south city limits; fifty (50) miles per hour on U.S. Highway 83 from .8 mile north of the south city limits and fifty (50) miles per hour on U.S. Highway 83 from .8 mile north of the south city limits and on State Highway 55 from U.S. Highway 83 to the west city limits and on State Farm Road 117 from West Cargile Street to the most southern city limits; and fifty (50) miles per hour on Farm Road 117 from the intersection with U.S. Highway 83 to West Cargile Street.

5. Forty (40) miles per hour on U.S. Highway 90 between Evans Street and Cook's Slough, excepting the school zone as posted, thirty (30) miles per hour between Mayhew Street to two hundred (200) feet west of Benson Road; fifty (50) miles per hour on U.S. Highway 90 between Cook's Slough and F.M. Highway 481; and fifty-five (55) miles per hour on U.S. Highway 90 between F.M. Highway 481 and western corporate limits.
6. Thirty (30) miles per hour on Studer Street (F.M. 862) from its intersection with Getty Street (US 83) to its intersection with Fourth Street (F.M. 1023) excepting the school zone between Studer Park and Second Street; twenty (20) miles per hour as posted and thirty (30) miles per hour at all other times on Studer Street between Studer Park and Second Street; thirty (30) miles per hour on Fourth Street from U.S. Highway 90 to Leona Road; twenty (20) miles per hour on Fourth Street from Leona Road to Ashby Drive as posted and thirty (30) miles per hour at all other times; thirty (30) miles per hour on Fourth Street from Ashby Drive to Studer Street; forty (40) miles per hour on Fourth (4th) between Studer and north city limits.
7. Thirty (30) miles per hour on FM 1435 between U.S. Highway 90 and the north property line of Leona Street; forty-five (45) miles per hour on F.M. 1435 from the north property line of Leona Street to the intersection of F.M. 2369.
8. Twenty-five (25) miles per hour on North Getty Street (U.S. Highway 83) from its intersection with Oak Street to its intersection with Leona Street as posted and thirty (30) miles per hour at all other times; thirty (30) miles per

hour between Leona Street and one thousand thirty (1,030) feet north of Mesquite Street.

9. Forty (40) miles per hour on FM 2369 from MP 6.158 at the city limit easterly to MP 6.894 in the city for a total distance of 0.736 miles approximately.
 10. Forty-five (45) miles per hour on US 90 from Control Section 0024-01 MP 3.729, approximately seven hundred (700) feet east of N. 5th Street, northeasterly to Control Section 0024-01 MP 5.718, at approximately one thousand three hundred twenty (1,320) feet east of FM 1574, for a total distance of 1.745 miles approximately.
- B. Notwithstanding the provisions of subsection A of this section, no person shall drive any vehicle at a greater speed than is reasonable and prudent, having regard for the traffic conditions, actual and potential hazards then existing and the use of the streets or so as to endanger the life or limb or injure the property of any person.

Section 3. Amendment of Ordinances. Chapter 10.16 of the Uvalde Municipal Code of Ordinances is hereby amended as provided in this Ordinance, and all prior ordinances of the City dealing with through streets and stop intersections in said location(s) are hereby amended to the extent of any conflict herewith, and all ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance as adopted and amended herein, are hereby amended to the extent of such conflict. In the event of a conflict or inconsistency between this Ordinance and any other code or ordinance of the City, the terms and provisions of this Ordinance shall govern.

Section 4. Severability. If any provision of this Ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications hereof which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

Section 5. Effective Date. This Ordinance shall take effect immediately upon its adoption by the City Council and publication as required by the Local Government Code.

Section 6. Open Meetings. That it is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapt. 551, Tex. Gov't. Code.

PASSED AND APPROVED, this the 18 day of November, 2014.

ATTEST:

Susan Conley
Susan Conley, City Secretary

Don McLaughlin
Don McLaughlin, Mayor