

ORDINANCE NO. 2020-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HALLSVILLE, TEXAS ESTABLISHING A SPEED LIMIT OF 20 MILES PER HOUR ON CIRCLE DRIVE, CITY OF HALLSVILLE; CREATING A CRMINIAL PENALTY FOR VIOLATION OF SAID LIMIT, PROVIDING FOR THE SEVERABLILITY OF THE PROVISIONS HEREOF; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Hallsville, Texas, a Type A General Law municipality, has the authority to alter speed limits as set forth in *Texas Transportation Code § 542.202*, and the authority to establish a maximum speed limit for the reasonable and prudent operation of a motor vehicle in an urban district lower than 30 miles per hour in an urban district upon the existence of a special hazard pursuant to *Texas Transportation Code § 545.352* and

WHEREAS, the City Council of the City of Hallsville, Texas, finds and determines that the public interest is served by establishing a maximum speed limit for the reasonable and prudent operation of a motor vehicle on Circle Drive of the City of Hallsville, Texas; and

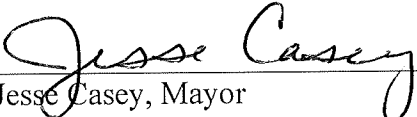
NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HALLSVILLE, TEXAS, THAT:

- a) **Speed Limit.** An operator of a motor vehicle may not drive at a speed greater than 20 miles per hour on Circle Drive of the City of Hallsville, Texas. Any speed in excess of 20 miles per hour on Circle Drive is prima facie not reasonable and prudent.
- b) **Violation.** An operator of a motor vehicle who violates this ordinance shall be guilty of a Class C Misdemeanor. A person convicted of violation of this ordinance shall be punished in accordance with *Texas Transportation Code § 542.401*.
- c) **Conflict with Texas Law.** To the extent this ordinance conflicts with the provisions

of the Texas Transportation Code or other applicable laws of the State of Texas, the Texas Transportation Code or other applicable laws of the State of Texas control.

- d) **General Provisions.** If any section, paragraph, subdivision, clause, phrase, or provision of this Ordinance is hereafter determined to be invalid or violative of the laws of the State of Texas or the Constitution of the United States by a court of appropriate jurisdiction, such finding of invalidity shall affect the continued enforcement only of the provision or provisions so determined to be invalid, it being the intent of the City Council of the City of Hallsville that all other terms and provisions of this Ordinance not affected thereby shall remain in full force and effect.
- (j) **Effective Date.** The provisions of this ordinance are effective as of the date of adoption of this ordinance.

PASSED AND APPROVED by an affirmative vote of the members of the City Council is the 19th day of May 2020.


Jesse Casey, Mayor

ATTEST:


Kimberly Smith, TRMC City Secretary