

ORDINANCE NO. 2010-07-2

AN ORDINANCE OF THE CITY OF HALLSVILLE, TEXAS REGULATING THE SPEED OF MOTOR VEHICLES UPON A CERTAIN SECTION OF US 80 WITHIN THE CORPORATE LIMITS OF THE CITY OF HALLSVILLE, TEXAS. AUTHORIZING THE TEXAS DEPARTMENT OF TRANSPORTATION TO ERECT SIGNS, PRESCRIBING PENALTIES, REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING A SAVINGS CLAUSE; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Hallsville, Texas and the Texas Department of Transportation have conducted engineering studies and traffic investigations to determine the reasonable and safe prima facie maximum speeds for motor vehicles upon that section of US 80 within the corporate limits of the City of Hallsville, Texas; and

WHEREAS, it has been determined by engineering studies and traffic investigations that the reasonable and safe prima facie maximum speeds for motor vehicles traveling upon said section of the hereinabove mentioned highway in the City of Hallsville, Texas should be as set out hereinafter; and

WHEREAS, said section with said reasonable and safe prima facie speed limits as hereinafter set forth has been approved by the Texas Department of Transportation upon its own independent investigations; and

WHEREAS, the Texas Department of Transportation has indicated a willingness to erect signs indicating the reasonable and safe facie maximum speed limits, along said portions of the above mentioned highways within the City of Hallsville, Texas; and **NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HALLSVILLE, TEXAS:**

SECTION 1.

That the following prescribed section of US 80 as indicated on the attached plan marked "EXHIBIT A" is regulated as to the speed of motor vehicles traveling thereon in the direction indicated, and it shall be unlawful for the driver of any motor vehicle to drive said vehicle within said section in the direction stated at a speed in excess of the following:

A. FOR TRAFFIC TRAVELING IN AN EASTERLY DIRECTION ON US 80.

1. Fifty-five (55) miles per hour from the West City Limits of Hallsville (MP 6.280 - Cont. 96-07), east for a distance of 0.423 miles, to a point 800 feet east of Cider Lane. (MP 6.703 Cont. 96-07).
2. Fifty (50) miles per hour from a point 800 feet east of Cider Lane (MP 6.703 Cont. 96-07) east for a distance of 0.729 miles, to a point 50 feet west of Oak St. (MP 7.432 Cont. 96-07), except for that portion from a point 644 feet east of Tom Brown Parkway (MP 6.987) east for a distance of 0.212 miles, to a point 1,764 feet east of Tom Brown Parkway. (MP 7.199) the speed limit shall be thirty-five (35) miles per hour when the school speed zone flashing beacons are in operation on school days.
3. Forty (40) miles per hour from a point 50 feet west of Oak St. (MP 7.432 Cont. 96-07) east for a distance of 0.469 miles, to a point 250 feet east of Plum. (MP 7.885 Cont. 96-08).
4. Fifty-five (55) miles per hour from a point 250 feet east of Plum St (MP 7.885 Cont. 96-08) east for a distance of 0.455 miles, to a point 2,920 feet east of Cypress St. (MP 8.340 Cont. 96-08) said point being the East City Limits of Hallsville, also being the point of termination.

B. FOR TRAFFIC TRAVELING IN A WESTERLY DIRECTION ON US 80.

1. Fifty-five (55) miles per hour from a point at the East City Limits of Hallsville (MP 8.430 Cont. 96-08) west for a distance of 0.455 miles, to a point 250 feet east of Plum St. (MP 7.885 Cont. 96-08).
2. Forty (40) miles per hour from a point 250 feet east of Plum St. (MP 7.885 Cont. 96-08) west for a distance of 0.469 miles, to a point 50 feet west of Oak St. (MP 7.432 Cont. 96-07).
3. Fifty (50) miles per hour from a point 50 feet west of Oak St. (MP 7.432 Cont. 96-07) west for a distance of 0.729 miles, to a point 800 feet east of Cider Lane (MP 6.703 Cont. 96-07), except for that portion from a point 1,764 feet east of Tom Brown Parkway (MP 7.199) to a point 644 east of Tom Brown Parkway (MP 6.987) the speed limit shall be thirty-five (35) miles per hour when the school speed zone flashing beacons are in operation on school days.
4. Fifty-five (55) miles per hour from a point 800 feet east of Cider Lane (MP 6.703 Cont. 96-07) west for a distance of 0.423 miles, to a point 1,441 feet east of Cider Lane (MP 6.280 Cont. 96-07) said point being the West City Limits of Hallsville, also being the point of termination.

SECTION 2.

That the hereinabove speeds for vehicular traffic traveling upon the hereinabove designated section of US 80 in the direction herein specified be and they are hereby found to be reasonable and safe prima facie speed limits therefore. The fact that this regulation of the speed of motor vehicles is needed creates an emergency which is for the immediate

preservation of public safety and general welfare, requires that this ordinance take effect immediately from and after its passage and it is accordingly so ordained.

SECTION 3.

The Texas Department of Transportation is authorized to erect signs indicating the speed limits herein designated.

SECTION 4.

That any person violating any provisions of this ordinance shall upon conviction be deemed guilty of a misdemeanor and shall be fined in any sum not to exceed two hundred dollars (\$200.00)

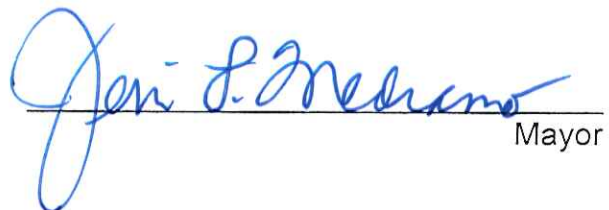
SECTION 5.

That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 6.


If any portion of this ordinance shall be judicially determined to be invalid such invalidity shall affect only that portion thereby so found and it shall not be construed so as to affect or otherwise impair the validity of the remaining portions thereof.

PASSED, EXAMINED AND APPROVED this the 20 day of July
20 10 A.D.



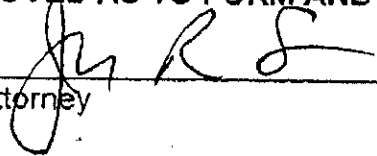
Mayor

ATTEST:



City Secretary

APPROVED AS TO FORM AND LEGALITY:



City Attorney