

ORDINANCE NO. 506-2010

AN ORDINANCE ALTERING THE PRIMA FACIE SPEED LIMITS ESTABLISHED FOR VEHICLES UNDER THE PROVISIONS OF THE TRANSPORTATION CODE, CHAPTER 545, SECTION 545.356, 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 JOSHUA AS SET OUT IN THE ORDINANCE; AND PROVIDING A PENALTY OF A FINE NOT TO EXCEED \$500.00 FOR VIOLATION OF THIS ORDINANCE.

WHEREAS, the Texas Transportation Code, Chapter 545 Paragraph 545.356, 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, with 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 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 Joshua, Texas:

Section 1. Upon the basis of an engineering and traffic investigation heretofore made as authorized by the provisions of the Texas Transportation Code, Chapter 545, Paragraph 545.356, the following prima facie speed 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:

That portion of West Highway 917, in the City of Joshua, located between the west city limits and S. Main St., more particularly described as follows:

“TxDot’s Control-Section: 1181-02

MP (mile point) 8.566 east 0.200 miles to MP (mile point) 8.766; zoned at 45 MPH

MP (mile point) 8.766 east 0.199 miles to MP (mile point) 8.965; zoned at 30 MPH”

Section 2. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor upon conviction thereof shall be fined in any sum not more than five-hundred (\$500.00) dollars.

This ordinance modifies previous ordinances pertaining to the above mentioned highway.

PASSED AND APPROVED this 15th day of July, 2010.

APPROVED:

Joe Hollarn, Mayor

ATTEST:

Mary Beth Thomas, City Secretary

APPROVED AS TO FORM:

Betsy Elam City Attorney