

ORDINANCE 99-11

AN ORDINANCE ESTABLISHING MAXIMUM, REASONABLE AND PRUDENT RATES OF SPEED ON CERTAIN PORTIONS OF CERTAIN STREETS AND HIGHWAYS AND PUBLIC PLACES IN THE CITY OF COMMERCE; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; FIXING PENALTIES FOR VIOLATION HEREOF; AND DECLARING AN EMERGENCY.

WHEREAS, by authority and direction of the City Council of the City of Commerce, Texas an engineering and traffic study and survey have been made by the Transportation Operations Office of the Texas Department of Transportation to determine the maximum, reasonable and prudent speeds for vehicles traveling upon the following named streets and highways and parts thereof, to facilitate the most effective use of said streets and highways and the safe and effective movement of vehicular traffic thereon; and

WHEREAS, such study and survey establishes, and it is so found by the City Council of the City of Commerce, Texas, that the following are the maximum, reasonable and prudent rates of speed for vehicular traffic upon said streets and highways and parts thereof;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COMMERCE, TEXAS, No person shall drive a vehicle upon a public road, street and highway in the City of Commerce, Texas, at a speed greater than is reasonable and prudent under the conditions and circumstances then existing. Except when a special hazard exists that requires lower speeds for compliance with the above requirement, the limits hereinafter set out shall be lawful but any speed in excess of the limits as hereinafter set out for the streets and highways and portions thereof to which they apply shall be prima facie evidence that the speed is not reasonable or prudent:

On State Highway 11, southeasterly from the northwest City limits of Commerce, a distance of approximately 0.901 miles, a speed limit of sixty (60) miles per hour at all times; thence southeasterly a distance of approximately 0.234 miles, a speed limit of forty-five (45) miles per hour at all times; thence southerly a distance of approximately 0.200 miles, a speed limit of thirty-five (35) miles per hour at all times; thence southeasterly a distance of approximately 1.198 miles, a speed limit of thirty (30) miles per hour at all times except that a school speed limit of twenty (20) miles per hour will be effective on school days only at the school crossing zone from approximate milepoint 10.918 to approximate milepoint 11.022 and from approximate milepoint 11.070 to approximate milepoint 11.198 only during the following hours, from forty-five (45) minutes before school pens until classes begin; from the beginning to the end of the lunch period, if needed; and for a thirty (30) minute period beginning at the close of school, thence southeasterly a

distance of approximately 0.200 miles, a speed limit of forth-five (45) miles per hours at all times; thence southeasterly a distance of approximately 0.664 miles, a speed limit of fifty-five (55) miles per hour at all times; thence southeasterly to the southeast city limits of Commerce a distance of approximately 0.454 miles, a speed limit of sixty (60) miles per hour at all times as evidenced by the attached plan which is hereby approved and made a pert hereof.

II.

All ordinance and parts of ordinances in force in the City of Commerce, Texas, which conflict with the terms and provisions of this ordinance are hereby repealed insofar as they conflict with this ordinance, but all other portions of said ordinance shall remain in full force and effect.

III.

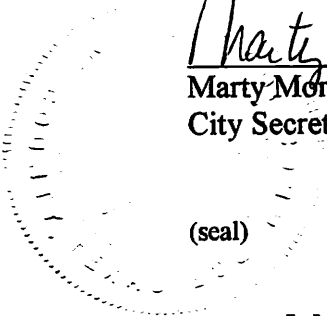
Any person violating the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding TWO HUNDRED AND NO/100 (\$200.00) DOLLARS.

IV.

The fact that present traffic regulations are inadequate to control traffic in areas covered by this ordinance creates an emergency which is here and now declared, and all rules and regulations providing for the reading of ordinance is passed as an emergency measure and shall be in full force and effect from and after its passage and publication and after the installation of speed limit signs.

PASSED AND APPROVED this 4th day of May, 1999.

ATTEST:


Marty Morrison
Marty Morrison
City Secretary

(seal)

CITY OF COMMERCE:

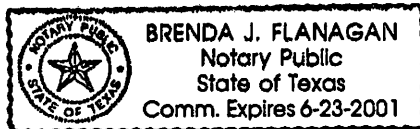
John R. Sands
John R. Sands
Mayor

I, Marty Morrison, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of an Ordinance, and that the same has not been repealed and is in full force and effect.

(seal)

Marty Morrison
Marty Morrison, City Secretary
City of Commerce

Sworn to and subscribed before me, on this the 5th day of
May, 1999, to certify which witness my hand and seal of office.

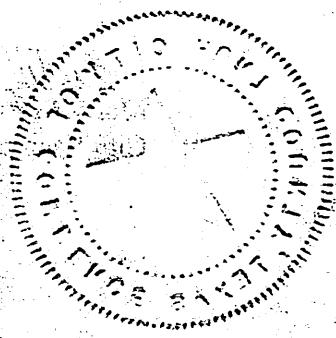


Brenda J. Flanagan
Notary Public

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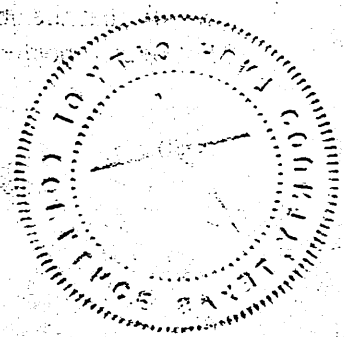
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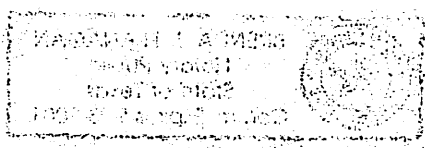
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