

ORDINANCE 09-13

AN ORDINANCE ESTABLISHING MAXIMUM, REASONABLE AND PRUDENT RATES OF SPEED ALONG A CERTAIN PORTION OF BRYAN STREET, COMMERCE, TEXAS; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; FIXING PENALTIES FOR VIOLATION HEREOF; PROVIDING A SAVINGS CLAUSE.

WHEREAS, a regular meeting of the City Council of the City of Commerce, Texas, was held in Commerce, Texas, at City Hall, on the 1st day of December 2009, at 6:00 p.m., a majority of council members being present and constituting a quorum, the following ordinance was adopted:

WHEREAS, after careful consideration the City Council of the City of Commerce deems it to be in the best interest and welfare of the City of Commerce, that such speed limits be established along a certain portion of Bryan Street.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COMMERCE, 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 by 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:

Along Bryan Street, beginning at Stonewall and ending at Cooper, that said speed limit be set at 20 miles per hour at all times, and said speed limit signs be posted.

Along Bryan Street, beginning at Cooper Street and ending at Culver Street, that said speed limit be set at 25 miles per hour at all times, and said speed limit signs be posted.

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in force in the City of Commerce, Texas, which conflict with the terms and provisions of this ordinance are hereby repealed insofar as they conflict with this ordinance, but all other portions of said ordinance shall remain in full force and effect.

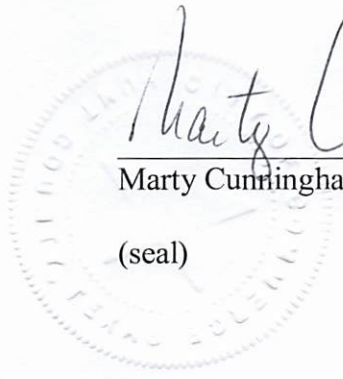
WHEREAS, any person violating the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding TWO HUNDRED AND NO/100 (\$200.00) DOLLARS.

PASSED AND APPROVED on the first reading this the 17th day of November 2009.

PASSED AND APPROVED on the second and final reading this the 1st day of December 2009.

ATTEST:

CITY OF COMMERCE:


Marty Cunningham
Marty Cunningham, City Secretary

(seal)

Quay Throgmorton
Quay Throgmorton, Mayor

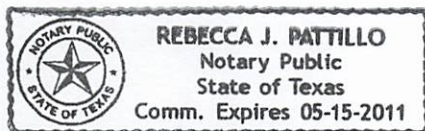
I, Marty Cunningham, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of an ordinance, and that the same has not been repealed and is in full force and effect.

(seal)

Marty Cunningham
Marty Cunningham, City Secretary
City of Commerce

Sworn to and subscribed before me, on this the 2nd day of December, 2009, to certify which witness my hand and seal of office.

(seal)



Rebecca J. Pattillo
Notary Public, State of Texas

ordinance/BryanStSpeedLimit.111709