



CITY OF NOLANVILLE

ORDINANCE NO. D. 19-10

AN ORDINANCE OF THE CITY OF NOLANVILLE, TEXAS, CHANGING CERTAIN SPEED LIMITS ON ROADWAYS THAT LIE WITHIN THE NOLANVILLE CITY LIMITS AS CAPTIONED BELOW; PROVIDING A CRIMINAL FINE NOT TO EXCEED \$500; PROVIDING A REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

WHEREAS, the City of Nolanville is a Home Rule City in the State of Texas; and

WHEREAS, pursuant to Texas Transportation Code Section 545.356, a Home Rule City has the same authority as the Texas Transportation Commission to alter, by ordinance, the prima facie speed limits on officially designated or marked highways of the state highway system that lie within its jurisdiction; and

WHEREAS, pursuant to Texas Local Government Code Section 51.012, a Home Rule City has general authority to adopt an ordinance not inconsistent with state law, that is necessary for the government, interest, welfare, or good order of the municipality; and

WHEREAS, the City of Nolanville, at the request of the Texas Department of Transportation, wishes to establish a safer driving environment along the listed highways by lowering the prima facie speed limits to those listed below.

WHEREAS, the City desires to amend its current Code of Ordinances by adding Ordinance 19-10; and

WHEREAS, having carefully evaluated the traffic on the listed highways and at the request of the Texas Department of Transportation, the City Council finds that the Department of Transportation's request is reasonable and will increase safety on the listed highways; and

WHEREAS, the City Council finds it necessary and proper for the government, interest, welfare, and good order of the City of Nolanville to regulate the speed of vehicles on its streets and highways; and

WHEREAS, pursuant to Texas Local Government Code Section 54.001, the City has general authority to impose a fine or penalty of up to \$500 for violation of this ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE City Council of the City of Nolanville, Texas:

1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as finds of fact as if expressly set forth herein.

2. PRIMA FACIE SPEED LIMITS ON CERTAIN ROADS AND HIGHWAYS

US Highway 190, also known as Interstate Highway 14 and/or Central Texas Expressway, within the Nolanville city limits, shall have a designated prima facie speed limit of 65 miles per hour.

#	Mile Points	Length (mi)	Speed (mph)	C-S	City
1.	11.877 – 15.247	3.370	65	231-3	Nolanville
2.	19.971 – 20.702	0.731	65	231-4	Nolanville

3. FINES AND PENALTIES

It shall be unlawful for any person, firm, or corporation to operate a vehicle in violation of this ordinance. Any person, firm or corporation violating any provision of this Ordinance or failing to observe any provision hereof shall be deemed guilty of a misdemeanor and upon conviction shall be fined a sum not less than Five Hundred (\$500) and each and every day or fraction of a day in which this Ordinance or any part thereof shall be violated shall be deemed a separate offense and punished as such.

4. SIGNAGE

The Mayor is hereby authorized to request the erection of the appropriate signage from the Texas Department of Transportation providing notice of the restrictions imposed by this Ordinance.

5. REPEALER

All Ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

6. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

7. EFFECTIVE DATE

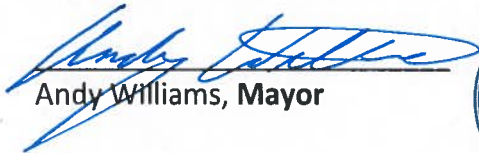
This Ordinance shall be effective immediately upon passage and publication as provided by law.

8. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given required Open Meetings Act, Texas Government Code, Chapter 551. Notice will also be provided as required by Chapter 52 of the Texas Local Government Code.

PASSED AND APPROVED THIS 17th DAY OF October , 2019, by a vote of 4 (ayes) to 0 (nays) to 0 (abstentions) of the City of Nolanville, Texas.

CITY OF NOLANVILLE:


Andy Williams, Mayor



ATTEST:


Crystal Briggs, City Secretary