

Ordinance #2018-01-29-02

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 GUNTER 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 Gunter, 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 Gunter, 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 GUNTER, TEXAS:

No person shall drive a vehicle upon a public road, street and highway in the City of Gunter, 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:

I.

On State Highway 289, southerly from the North city limits of Gunter for a distance of approximately 3.190 miles a speed limit of 75 (seventy-five) miles per hour; thence southerly for a distance of approximately 1.488 miles a speed limit of 60 (sixty) miles per hour; thence southerly for a distance of approximately 1.339 miles a speed limit of 45 (forty-five) miles per hour at all times except that a school speed limit of 30 (thirty) miles per hour will be in effect on school days only at the school crossing zone, from approximate highway mile point 32.710 to mile point 33.006 and from approximate highway mile point 33.708 to mile point 33.883 during the following hours:

From 45 minutes before school opens until classes begin; from the beginning to the end of lunch period, if needed; and for a 30 minute period beginning at the close of school;

thence southerly for a distance of approximately 0.200 miles a speed limit of 60 (sixty) miles per hour; thence southerly for a distance of approximately 1.949 miles a speed limit of 70 (seventy) miles per hour at all times to the South city limits of Gunter as evidenced by the attached which is hereby approved and made a part thereof.

II.

All ordinances and parts of ordinances in force in the City of Gunter, 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 FIVE HUNDRED AND NO/100 (\$500.00) 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 29th day of January, 2018.

Mark Miller
MAYOR

Dyan Clay
CITY SECRETARY

