

ORDINANCE NO. 1953

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS AMENDING THE CITY OF KELLER CODE OF ORDINANCES BY AMENDING CHAPTER 18, ARTICLE II, SPEED LIMITS, SECTION 18-200, VARIOUS SPEED LIMITS ON PUBLIC STREETS; ESTABLISHING A PRIMA FACIE SPEED LIMIT FOR VEHICLES ON HIDDEN MEADOW DRIVE LOCATED IN HIDDEN LAKES, UNDER PROVISIONS OF SECTION 545.356(b-1) OF THE TEXAS TRANSPORTATION CODE; PROVIDING A SEVERABILITY CLAUSE; A PENALTY; AUTHORIZING PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Section 545.356(b-1) of the Texas Transportation Code provides that whenever the governing body of a municipality, for a highway or part of a highway in an urban district in the municipality that is not an officially designated or marked highway or road of the state highway system, is 35 feet or less in width, and along which vehicular parking is not prohibited on one or both sides of the highway, may declare a lower speed limit of not less than 25 miles per hour, if the governing body determines that the prima facie speed limit on the highway is unreasonable or unsafe, 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 KELLER, TEXAS:

Section 1: THAT, the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT, Chapter 18, Article II, Speed Limits, Section 18-200, Various Speed Limits on Public Streets, of the City of Keller Code of Ordinances, be hereby amended, as authorized by the provisions of Section 545.356(b-1) of the Texas Transportation Code, 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 street or part thereof, described as follows:

"(22) Hidden Lakes Subdivision:

a. 25 miles per hour: Hidden Meadow Drive."

Section 3: THAT, all other ordinances in conflict herewith are hereby repealed.

Section 4: THAT, any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and shall, upon final conviction thereof, be fined in an amount not to exceed Five Hundred Dollars (\$500.00).

Section 5: THAT, if any section, paragraph, subdivision, clause, phrase, or provision of this Ordinance, or application thereof, is held to be invalid or unconstitutional by a court of competent jurisdiction, such a holding shall not affect the validity of the remaining provisions of the Ordinance.

Section 6: THAT, the City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause of this Ordinance as an alternative method of publication provided by law.

Section 7: THAT, the Ordinance shall become effective on the date of November 18, 2019.

AND IT IS SO ORDAINED.

Passed and approved by a vote of _ to _ on this the 15th day of October, 2019.

CITY OF KELLER, TEXAS

BY: _____
P.H. McGrail, Mayor

ATTEST:

Kelly Ballard, City Secretary

Approved as to Form and Legality:

L. Stanton Lowry, City Attorney