

ORDINANCE NO. 372

AN ORDINANCE OF THE CITY OF BANDERA, TEXAS ESTABLISHING THE PRIMA FACIE MAXIMUM SPEED LIMIT; ORDERING THE ERECTION OF TRAFFIC CONTROL SIGNS; PROVIDING A PENALTY CLAUSE; PROVIDING SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Bandera finds it necessary to regulate vehicular traffic through the use of traffic control signs including speed zone signs in the City of Bandera; and

WHEREAS, an engineering and traffic investigation has been made to determine the maximum, reasonable and prudent speeds on the section of SH 16 from MP 1.000, at SH 173, easterly to MP 1.784, at approximately 1,980 feet east of 15th Street, for a total distance of 0.784 miles approximately; and,

WHEREAS, the City of Bandera desires to implement those rules and regulations in order to protect health, life, and property and preserve good government, order and security of the City and its inhabitants.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BANDERA, TEXAS THAT:

SECTION 1. ESTABLISHMENT OF SPEED LIMIT ON THE SECTION OF SH 16 FROM MP 1.000, AT SH 173, EASTERLY TO MP 1.784, AT APPROXIMATELY 1,980 FEET EAST OF 15TH STREET

The maximum, reasonable and prudent speeds for the section of highway described herein has been determined by the engineering and traffic investigation. The following prima facie maximum speed limit hereinafter indicated for motor vehicles are hereby determined and declared to be reasonable and safe. Such maximum speed limits are hereby fixed at the rate of speed indicated for motor vehicles traveling upon SH 16 from MP 1.000, at SH 173, easterly to MP 1.784, at approximately 1,980 feet east of 15th Street, and no motor vehicle shall be operated along or upon such portions of the named streets within the corporate limits of the City in excess of the speeds set forth and depicted on the attached Exhibit A.

SECTION 2. AUTHORIZATION FOR THE INSTALLATION OF SPEED ZONE SIGNS

Signs indicating the maximum rate of speed shall be installed on the subject streets as set forth and depicted on the attached Exhibit A.

SECTION 3. SPEED LIMITATIONS

The speed limitations on the streets of the city shall be on file in the city secretary's office

SECTION 4. RELATION TO OTHER ORDINANCES.

This ordinance shall not be construed to require or allow any act which is prohibited by any other ordinance. This ordinance is specifically subordinate to any ordinance or regulations of the City

of Bandera pertaining to building and construction safety or to pedestrian and traffic safety.

SECTION 5. SAVINGS CLAUSE.

The repeal or amendment of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue or as affecting any rights of the City Bandera under any section or provisions of any ordinances in effect at the time of passage of this ordinance.

SECTION 6. CUMULATIVE.

The provisions of this ordinance shall be cumulative of all ordinances not repealed by this ordinance and ordinances governing or regulating the same subject matter as that covered herein. This ordinance shall not be construed to require or allow any act which is prohibited by any other ordinance.

SECTION 7. SEVERABILITY.

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and section of this ordinance be severable, and, if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared invalid by judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance and the remainder of this ordinance shall be enforced as written.

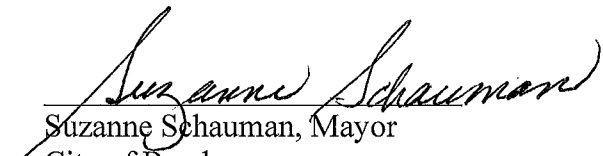
SECTION 8. PROPER NOTICE AND MEETING.

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 as required by the Open Meetings Act, Chapter 551 of the Texas Government Code. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

SECTION 9. EFFECTIVE DATE

This Ordinance shall become effective and shall be in full force upon adoption and publication.

PASSED AND ADOPTED this 6th day of April 2020.


Suzanne Schauman, Mayor
City of Bandera

ATTEST:


Jill Shelton, City Secretary
City of Bandera

Exhibit A

