

ORDINANCE NO. 1277

AN ORDINANCE OF THE CITY KYLE, TEXAS, ZONING FOR TRAFFIC AND RATE OF SPEED THEREIN, ON RM 150 IN THE CITY LIMITS OF THE CITY OF KYLE; DEFINING SPEEDING AND FIXING A PENALTY THEREFORE; DECLARING WHAT MAY BE A SUFFICIENT COMPLAINT IN PROSECUTIONS HEREUNDER; WITH A SAVING CLAUSE REPEALING CONFLICTING LAWS AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS:

Section 1

It is hereby determined upon the basis of an Engineering and Traffic investigation that the prima facie maximum speed limit on those portions of RM 150 routed in the city of Kyle, is hereby stated, which prima facie maximum speed limit shall be effective at all times and signs will be erected giving notice of the prima facie maximum speed limit so declared to wit.

Speed Zone

FOR SOUTHBOUND TRAFFIC

Beginning under Control-Section 0805-04 starting from milepoint 28.462 (at the western City Limits – 169 feet west of Treadwell Lane) to milepoint 29.986 (121 feet west of Silverado Drive), a distance of 1.524 miles, a prima facie maximum speed limit of 45 miles per hour.

From milepoint 29.986 (121 feet north of Silverado Drive) to milepoint 30.585 (at W Center Street), a distance of 0.599 miles, a prima facie maximum speed limit of 40 miles per hour.

REDUCED SPEED SCHOOL ZONES

From milepoint 30.222 (100 feet south of Porter Street) to milepoint 30.336 (300 feet north of Cockerham Street), a distance of 0.114 miles, a prima facie maximum speed limit of 25 miles per hour when flashing.

For NORTHBOUND TRAFFIC

Beginning under Control-Section 0805-04 starting from milepoint 30.585 (at W Center Street) to milepoint 29.986 (121 feet north of Silverado Drive), a distance of 0.599 miles, a prima facie maximum speed limit of 40 miles per hour.

From milepoint 29.986 (121 feet west of Silverado Drive) to milepoint 28.462 (at the western City Limits – 169 feet north of Treadwell Lane), a distance of 1.524 miles, a prima facie maximum speed limit of 45 miles per hour.

REDUCED SPEED SCHOOL ZONES

From milepoint 30.222 (300 feet north of Cockerham Street) to milepoint 30.336 (100 feet south of Porter Street), a distance of 0.114 miles, a prima facie maximum speed limit of 25 miles per hour when flashing.

SECTION II

That all of the streets of this city, and all portions of any such streets, are hereby declared to be public streets and that the driving or operating of any motor vehicle on or along any portion of any street of this city at a rate of speed that is greater than the maximum rate of speed for said portion of said street, as fixed by this ordinance shall be guilty of a misdemeanor, which is named "The Offense of Speeding" and that the said offense is punishable by a fine in any sum not to exceed Two Hundred dollars (\$200.00). That the use of the word "Speeding" shall be sufficient to designate the said offense, and shall mean that a motor vehicle has been driven upon a public street at a greater rate of speed than fixed by City Ordinance for the street and for the zone thereof, that such motor vehicle was so being driven upon, if zoned.

That in prosecutions under this ordinance, for the offense of speeding, the complaint, if in other respects sufficient in form, shall as to the portion thereof seeking to acknowledge the offense, be sufficient if it in substance alleges that the defendant did while driving a motor vehicle in said city commit the offense of "Speeding".

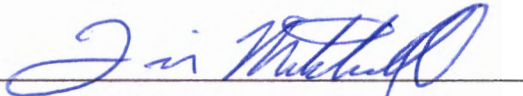
SECTION III

That should any section or any portion of any section hereof be decreed to be void, the invalidity of such section or such portion thereof shall not affect the validity of the remaining portions of this ordinance; and that each section and each portion thereof not decreed to be invalid shall remain valid and enforceable.

That all ordinances and parts of ordinances that are in conflict with this ordinance are hereby repealed.

That the fact that prompt action should be taken in the regulation of traffic, on the streets of this city, in the manner provided for in this ordinance creates an emergency requiring that the rules that provide that an ordinance shall be read at three separate meetings of the city council before final passage, be suspended; and that the said rules are hereby suspended, and this ordinance is here and now passed, and that it is ordered that it take effect from and after its passage and publication.

Passed and approved this the 18th day of July, 2023


Travis Mitchell, Mayor, City of Kyle

Attest:


Jennifer Kirkland, City Secretary