

ORDINANCE NO. ORD-2018-10084

AN ORDINANCE AMENDING SUBSECTION (a) OF SECTION 21-88 OF CHAPTER 21 ENTITLED “MOTOR VEHICLES AND TRAFFIC” OF THE CODE OF CIVIL AND CRIMINAL ORDINANCES OF THE CITY OF IRVING, TEXAS, BY ESTABLISHING SPEED LIMITS ON STATE HIGHWAY 114 MAIN LANES, STATE HIGHWAY 114 EXPRESS LANES, AND ALL SEGMENTS OF JOHN W. CARPENTER FRONTAGE ROADS BETWEEN WEST CITY LIMITS AND STATE HIGHWAY 183; PROVIDING FOR SIGNS; PROVIDING A PENALTY; PROVIDING A SAVINGS CLAUSE; AND PROVIDING A SEVERABILITY CLAUSE.

WHEREAS, Section 545.356 of the Texas Transportation Code, provides that whenever the governing body of the City shall determine upon the basis of an engineering and traffic investigation that any prima facie speed therein set forth is greater or less than is reasonable or safe under the conditions found to exist at any intersection or other place or upon any part of a street or highway within the City, taking into consideration the width and condition of the pavement and other circumstances on such portion of said street or highway, as well as the usual traffic thereon, said governing body may determine and declare a reasonable and safe speed limit at that location by the passage of an ordinance, which shall be effective when appropriate signs giving notice at that location thereof are erected at such intersection or other place or part of the street or highway;

WHEREAS, an engineering and traffic investigation was made to determine the reasonable and safe prima facie maximum speed on John W. Carpenter Freeway State Highway 114 general purpose freeway lanes, express lanes (toll lanes), and frontage roads between the west City Limits and State Highway 183 in compliance with the Texas Manual on Uniform Traffic Control Devices and Section 545.356, Texas Transportation Code;

WHEREAS, let it be known that the general purpose limited access freeway traffic lanes shall be referred to as “State Highway 114”, express lanes shall be referred to as “State Highway 114 Express Lanes”, and frontage roadways, including associated distributor/collector roadways, shall collectively be referred to as “John W. Carpenter Freeway”;

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

SECTION 1. That Chapter 21 of The Code of Civil and Criminal Ordinances of the City of Irving, Texas, is hereby amended by adding a portion to Section 21-88(a) pertaining to the specified segments of John W. Carpenter Freeway.

SECTION 2. Based upon an engineering and traffic investigation previously made as authorized by the provisions of Texas Transportation Code, Section 545.356, the following speed limit indicated for vehicles are hereby determined and declared to be reasonable and safe, and subsection (a) of Section 21-88 of Chapter 21 of The Code of Civil and Criminal Ordinances of the City of Irving, Texas, is hereby amended to establish the rate of speed indicated for vehicles traveling upon the named streets and highways, or parts thereof, described as follows:

<i>Street</i>	<i>Portion of Street</i>	<i>Speed Limit</i>
State Highway 114 Main Lanes	Between West City Limits and State Highway 183	70 MPH
State Highway 114 Express Lanes	Between West City Limits and State Highway 183	75 MPH
E. John W. Carpenter Freeway Westbound Frontage Road	Between State Highway Spur 482 and O'Connor Blvd.	45 MPH
W. John W. Carpenter Freeway Westbound Frontage Road	Between O'Connor Blvd. and 700 Feet West of O'Connor Blvd.	45 MPH
W. John W. Carpenter Freeway Westbound Frontage Road	Between 700 Feet West of O'Connor Blvd. and Connection Drive	55 MPH
W. John W. Carpenter Freeway Westbound Frontage Road	Between Connection Drive and 500 Feet West of Longhorn Drive	50 MPH
W. John W. Carpenter Freeway Westbound Frontage Road	Between Belt Line Road and Freeport Parkway	50 MPH
W. John W. Carpenter Freeway Eastbound Frontage Road	Between Freeport Parkway and Esters Road	45 MPH
W. John W. Carpenter Freeway Eastbound Frontage Road	Between Shorthorn Drive and 1,000 Feet East of Fuller Drive	55 MPH
W. John W. Carpenter Freeway Eastbound Frontage Road	Between 1,000 Feet East of Fuller Drive and O'Connor Blvd.	50 MPH
E. John W. Carpenter Freeway Eastbound Frontage Road	Between O'Connor Blvd. and State Highway Spur 482	50 MPH

SECTION 3. The City Manager or his designee is authorized to erect signs giving notice of the speed limits established by this ordinance in accordance with applicable law, including the Texas Transportation Code and the Texas Manual on Uniform Traffic Control Devices.

SECTION 4. Any person violating or failing to comply with any provision of this ordinance shall be fined upon conviction, not less than One Dollar (\$1.00) nor more than Two Hundred Dollars (\$200.00).

SECTION 5. That it is the intent of the Irving City Council that pending prosecutions, brought under the previous code, which this ordinance replaces, should continue under the terms and penalties of said code and be saved from dismissal as if said prior code had not been repealed.

SECTION 6. That the terms and provisions of this ordinance shall be deemed to be severable and that if the validity of any section, subsection, sentence, clause or phrase of this ordinance should be declared to be invalid, the same shall not affect the validity of any other section, subsection, sentence, clause or phrase of this ordinance.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF IRVING, TEXAS, on July 19, 2018.

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RICHARD H. STOPFER  
MAYOR

ATTEST:

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Shanae Jennings  
City Secretary

APPROVED AS TO FORM:

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Kuruvilla Oommen  
City Attorney