

**ORDINANCE 2019-067**

**AN ORDINANCE AMENDING CHAPTER 10 "TRAFFIC CONTROL", ARTICLE 10.03 "OPERATION OF MOTOR VEHICLES", DIVISION 2 "SPEED LIMITS" OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO, TEXAS, ALTERING THE MAXIMUM SPEED LIMIT ON EAST AVENUE D BEGINNING AT THE INTERSECTION OF SOUTH OAKES EXTENDING EAST TO RUST STREET, WITH SUCH STREET BEING LOCATED IN THE CITY OF SAN ANGELO, TEXAS; PROVIDING FOR SEVERABILITY; PROVIDING FOR A PENALTY AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the regulation of traffic, motor vehicles and conveyances upon public streets, roadways and right-of-ways within the City limits is essential and necessary to protect the traveling public and to preserve and protect the public safety of the City of San Angelo ("City"); and

**WHEREAS**, the Texas Transportation Code sets the prima facie speed limit for streets in an urban district; and

**WHEREAS**, the Texas Transportation Code authorizes municipalities to alter speed limits under certain conditions; and

**WHEREAS**, the City Operations department has reviewed posted speed limits on City of San Angelo streets and find them to be appropriate with one exception; and

**WHEREAS**, the City has conducted a traffic and engineering investigation that indicated that a speed limit of 30 miles per hour was unreasonable and unsafe for portions of East Avenue D; and

**WHEREAS**, City Council affirms the posted speed limits in San Angelo but finds it is necessary for the protection and safety of the citizens of the City of San Angelo to declare a reasonable and safe prima facie speed limit of 20 miles per hour for East Avenue D beginning at the intersection of South Oakes Street extending east to Rust Street; and

**WHEREAS**, such reasonable and safe prima facie speed limit shall be effective when appropriate signs giving notice thereof are erected giving notice of the new prima facie speed limit.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANGELO:**

**SECTION 1:** THAT, upon basis of an engineering and traffic investigation heretofore made, and as authorized by the provisions of the Texas Transportation Code, that a prima facie speed limit of 20 miles per hour for vehicles is hereby determined and declared to be reasonable and safe; and such speed limit is hereby fixed at the rate of speed indicated for vehicles traveling upon the named street or highway, or parts thereof, described as follows:

- (A) East Avenue D beginning at the intersection of South Oakes Street extending East to Rust Street.

**SECTION 2:** THAT, the following severability clause is hereby adopted with this amendment:

**SEVERABILITY:** That the terms and provisions of this Ordinance shall be deemed to be severable in that if any portion of this Ordinance shall be declared to be invalid, the same shall not affect the validity of the other provisions of this Ordinance.


**SECTION 3:** THAT, this Ordinance shall be effective on, from and after the date of adoption.

**INTRODUCED with public hearing the 7<sup>th</sup> day of May, 2019, and finally PASSED this 21st day of May, 2019.**

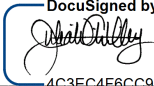
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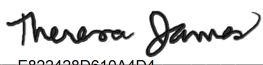
**THE CITY OF SAN ANGELO, TEXAS:**

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Brenda Gunter, Mayor

**ATTEST:**

DocuSigned by:  
  
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Julia Antilley, City Clerk

**APPROVED AS TO FORM:**

DocuSigned by:  
  
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Theresa James, City Attorney