

ORDINANCE 2017-08

AN ORDINANCE OF THE CITY OF LA FERIA TEXAS AMENDING SECTION 12.00 OF THE CODE OF ORDINANCES BY ADDING 12.02.037 TO REDUCE THE PRIMA FACIE SPEED LIMIT ON A PORTION OF E. FIRST STREET, AUTHORIZING THE INSTALLATION OF SIGNAGE RELATED THERETO; ESTABLISHING PENALTIES FOR VIOLATIONS RELATED THERETO; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, in accordance with the Texas Transportation Code, a home-rule municipality has control over and under public highways, streets, and alleys of the municipality; and

WHEREAS, in accordance with applicable provisions of the Texas Transportation Code, a home-rule municipality has the authority to alter the prima facie speed limit on a municipal roadway without the necessity of a formal engineering and traffic study if such roadway is not an officially designated or marked highway or roadway of the state highway system and it is a two-way, undivided roadway; and

WHEREAS, in accordance with applicable provisions of the Texas Transportation Code, a home-rule municipality has the authority to control the type of vehicular traffic permitted on a municipal roadway; and

WHEREAS, E. First St. from N. Parker Rd. end of cul-de-sac is a two-way, undivided municipal roadway within the City of La Feria which is paved to the applicable residential standards of the City of La Feria; and

WHEREAS, the City Commission of the City of La Feria determined that it is in the best interest of the City and for the safety of residents to establish certain restrictions as to the prima facie speed limit on E. First St.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LA FERIA, THAT:

SECTION 1. The Code of Ordinances of the City of La Feria shall be amended by adding Section 12.02.037 as follows:

Sec. 12.02.037 E. First St.

The maximum vehicular speed limit on E. First St. between N. Parker Rd. to cul-de-sac is ten (10) miles per hour.

SECTION 2. The Code of Ordinances of the City of La Feria shall be amended by adding Section 12.05.008 as follows:

Sec. 12.05.008 E. First St.

- (a) Vehicles with tandem wheels or more than two (2) axles are hereby prohibited from driving on E. First St. between N. Parker Rd. to cul-de-sac unless providing services directly to properties along such portion of E. First St.
- (b) The city manager is authorized to take legal action to recover damages against any owner of a vehicle that violates or exceeds the use limitations as provided therein.

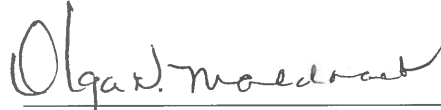
SECTION 3. The City Manager is hereby authorized to install appropriate signage alerting the public as required by the Texas Transportation Code.

SECTION 4. Any person violating any provisions of Sec. 12.02.037 or Sec. 12.05.008 shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in accordance with the general penalty in Section 1.01.009 of the Code of Ordinances.

SECTION 5. The effective date of this ordinance shall be July 1, 2017, or the date upon which the required signage is installed, whichever is later.

PASSED AND APPROVED BY THE LA FERIA CITY COMMISSION ON THIS THE 13TH DAY OF JUNE 2017

APPROVED:



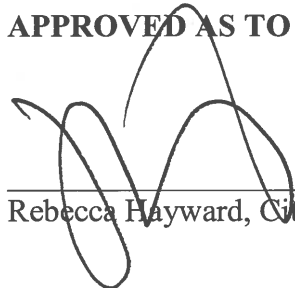
Olga H. Maldonado, Mayor

ATTEST:



Amanda Morales, City Secretary

APPROVED AS TO FORM:



Rebecca Hayward, City Attorney