

ORDINANCE NO. 2016-29

AN ORDINANCE ADOPTING 25 MPH SPEED LIMITS ON CERTAIN ROADWAYS WITHIN THE CITY OF BRIDGEPORT, TEXAS; DIRECTING THE ERECTION OF SIGNS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Bridgeport is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, pursuant to Section 545.356 of the Texas Transportation Code, the City of Bridgeport, Texas has the authority to establish prima facie maximum reasonable and prudent speeds within its corporate boundaries for vehicles on streets and highways; and

WHEREAS, pursuant to Section 545.352 of the Texas Transportation Code, the prima facie speed limit in an urban district is 30 miles per hour; and

WHEREAS, pursuant to Section 545.356 of the Texas Transportation Code, the governing body of the City may declare a speed limit of not less than 25 miles per hour if the governing determines that the prima facie speed limit is unreasonable or unsafe; and

WHEREAS, the City Council finds that the 30 mile per hour prima facie speed limit on the following described portions of City streets are unreasonable and unsafe, and the Council hereby determines that a speed limit of 25 miles per hour is appropriate and reasonable taking into consideration the width and condition of the pavement, as well as any special hazards that exist and the usual traffic on the portions of the streets described below.

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

SECTION 1.

The prima facie maximum reasonable and prudent speed on the portion of the streets or highways designated in this section shall be the speed in miles per hour (mph) designated, as follows, provided that an appropriate sign giving notice of such speed zone is erected:

STREET	SPEED LIMIT (MPH)
600 through 1200 block of Halsell Street	25 MPH

The inventory or speed limit map kept pursuant to Section 12.304 of the Bridgeport City Code shall be updated to indicate the above referenced speed limit change, including the date the new speed limit signs were erected and the number of the ordinance authorizing the change in speed limit.

SECTION 2.

The City Manager, or her designee, is hereby directed to ensure that appropriate signs are erected and maintained giving notice of the speed limits adopted in this ordinance.

SECTION 3.

This ordinance shall be cumulative of all provisions of ordinances of the City of Bridgeport, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

SECTION 4.

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 5.

Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be fined not more than Two Hundred Dollars (\$200.00) for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

SECTION 6.

All rights and remedies of the City of Bridgeport are expressly saved as to any and all violations of the provisions of the Bridgeport City Code or any other ordinances affecting speed limits which have accrued at the time of the effective date of this ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.

SECTION 7.

The City Secretary of the City of Bridgeport is hereby directed to publish a descriptive caption, penalty clause, and the effective date clause in the official City newspaper one time as authorized by Section 3.11 of the City Charter and Section 52.013 of the Texas Local Government Code.

SECTION 8.

This ordinance shall be in full force and effect from and after its passage and publication as required by law, and it is so ordained.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF BRIDGEPORT, TEXAS, BY A VOTE OF 5 TO 0, ON THIS THE 23 DAY OF August, 2016.

APPROVED:



Randy Singleton, Mayor

ATTEST:



Erika McComis, City Secretary

