

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 22 “MOTOR VEHICLES AND TRAFFIC,” ARTICLE III “OPERATION OF VEHICLES,” SECTION 22-86 “SPEEDING,” SUBSECTION (i) OF THE CODE OF THE CITY OF FORT WORTH, TEXAS (2015), AS AMENDED, TO CHANGE THE LOCATIONS, EXTENT, AND SPEED LIMITS OF CERTAIN SPEED ZONES; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL PRIOR ORDINANCES AND REPEAL CONFLICTING ORDINANCES; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Fort Worth’s Transportation and Public Works (TPW) Department routinely reviews the speed limits in the Code of the City of Fort Worth, Texas (2015), as amended, (“City Code”) in order to make corrections, additions or amendments, where appropriate;

WHEREAS, the TPW Department desires to amend the speed zone tables included in the City Code to provide for adjustments as a result of development and to make text, speed limit, and block range corrections;

WHEREAS, City staff completed speed surveys (engineering and traffic investigations), which took into consideration the width and condition of the pavement, other circumstances on that portion of roadway, and the usual traffic on it, to show that any prima facie speed limit set by statute is greater or less than is reasonable or safe under the conditions found to exist at any intersection or on any part of the roadway system under the City's jurisdiction;

WHEREAS, the Texas Transportation Code Section 545.356 specifies the procedures for a municipality to set speed zones and to post speed limits; and

WHEREAS, this ordinance incorporates the above recommendations and amends the Speed Zone Tables of Chapter 22 “Motor Vehicles and Traffic,” Article III “Operation of Vehicles,” Section 22-86 “Speeding,” Subsection (i) of the City Code as recommended by the TPW Department;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, THAT:

SECTION 1.

Chapter 22 “Motor Vehicles and Traffic,” Article III “Operation of Vehicles,” Section 22-86 “Speeding,” Subsection (i) of the Code of the City of Fort Worth, Texas (2015), as amended, is hereby amended as indicated:

Streets			
Street	Block	Extent	Speed (mph)
Hemphill Street	100-4700	West Vickery Boulevard to West Felix Street	35 mph

SECTION 2.

This ordinance shall be cumulative of all provisions of ordinances of the Code of the City of Fort Worth, Texas, (2015), as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event conflicting provisions of such ordinances and such Code are hereby repealed.

SECTION 3.

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 4.

All rights and remedies of the City of Fort Worth, Texas, are expressly saved as to any and all violations of the provisions of the Code of the City of Fort Worth, or any other ordinances of the City, that 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 5.

Any person 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 an amount not exceeding two hundred dollars (\$200.00) for each offense.

SECTION 6.

The City Secretary of the City of Fort Worth, Texas is hereby directed to publish the caption, penalty clause and effective date of this ordinance for two (2) days in the official newspaper of the City of Fort Worth, Texas, as authorized by Texas Local Government Code, Section 52.013.

SECTION 7.

All other provisions of Chapter 22 of the Code of the City of Fort Worth, Texas, (2015), as amended, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 8.

This ordinance shall take effect upon adoption and publication as required by law, and it is so ordained.

APPROVED AS TO FORM AND LEGALITY:

ATTEST:

Douglas W Black
Sr. Assistant City Attorney

Mary J. Kayser, City Secretary

Date: _____

ADOPTED: _____

EFFECTIVE: _____