

ORDINANCE NO. 2024-07

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, ESTABLISHING NEW SPEED LIMITS FOR THOSE SEGMENTS STATE HIGHWAY 29 FROM ITS INTERSECTION WITH HOOVER VALLEY ROAD WESTWARDLY TO ITS INTERSECTION WITH THE CITY LIMITS LINE AND PROVIDING FOR PENALTY

WHEREAS, the Texas Department of Transportation has established State Highway 29 as an East/West corridor through the City of Burnet that intersects with US Route 281; and

WHEREAS, an engineering and traffic investigation has been conducted by the Texas Department of Transportation to determine the reasonable and safe prima facie maximum speed of motor vehicles on that certain section of Texas Highway 29 between its intersection with Hoover Valley Road westwardly to its intersection with the city limit line; and

WHEREAS, it has been determined by the engineering study and traffic investigation that the reasonable and safe prima facie maximum speed for motor vehicles on Texas Highway 29 should be hereinafter reduced from 65-mph to 60-mph; and

WHEREAS, City Council deems it beneficial to public health, safety and welfare to adopt the findings of the engineering study and traffic investigation in this Ordinance; and

WHEREAS, City Council, finds, determines, and declares that publication of notice of this Ordinance, as required by Section 3.14 of the City Charter and the laws of the State of Texas, was made by the City Secretary within the period prescribed by Section 3.14; and

WHEREAS, City Council, finds, determines, and declares that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given as required by Chapter 551 of the Texas Government Code.

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

Section one. Findings. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

Section two. Speed Limit Application. This Ordinance shall apply to Texas Highway 29, in both easterly and westwardly directions from its intersection with Hoover Valley Road to its intersection with the western city limits line.

Section three. Speed Limit Established. It is hereby found, determined and declared that the reasonable and safe prima facie maximum speed for motor vehicles traveling on the segment of Texas Highway 29, described in section two immediately above, shall hereinafter be 60-mph.

Section four. Speed Limit Signs. The City Manager is hereby authorized and directed to coordinate with the Texas Department of Transportation to have signs placed on Texas Highway 29 advising motorists of the speed limit imposed by this ordinance.

Section five. Penalty. Violation of this Ordinance is a class C misdemeanor subject to criminal penalty in a monetary amount not to exceed \$200.00.

Section six. Cumulative. This ordinance shall be cumulative of all provisions of all ordinances and codes, or parts thereof, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinances, in which event the more restrictive provision shall apply.

Section seven. Repealer. All ordinances and codes, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters resolved herein.

Section eight. Severability. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City hereby declares that this Ordinance would have been enacted without such invalid provision.


Section nine. Publication. The publishers of the City Code are authorized to amend said Code to reflect the changes adopted herein and to correct typographical errors and to format and number paragraphs to conform to the existing Code.

Section ten. Effective Date. This ordinance shall be effective upon final passage, approval, and adoption.

Passed and approved on first reading on the 13th day of February, 2024.


Passed, approved, and adopted on the 27th day of February, 2024.

CITY OF BURNET



Gary Wideman, Mayor

ATTEST:



Kelly Dix, City Secretary

