

ORDINANCE #07-10-12

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANGER, TEXAS, AMENDING ARTICLE 12.500, SPEED LIMITS IF IT CONFORMS TO THE FOLLOWING REQUIREMENTS: IN THE CODE OF ORDINANCES OF THE CITY OF SANGER, TEXAS, IS HEREBY AMENDED; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SANGER, TEXAS:

Section 1. That Chapter 12, Article 12.500 "SPEED LIMITS" in the Code of Ordinances of the City of Sanger, Texas, Is Hereby Amended, which said article shall read as follows:

ARTICLE 12.500 SPEED LIMITS

Sec. 12.501 Generally

(a) No person shall ride or drive any animal or operate a vehicle on any street, alley or highway in the city limits of Sanger at a speed greater than is reasonable and prudent under the conditions and having regard to the actual and potential hazards then existing. In every event, speed shall be so controlled as may be necessary to avoid colliding with any person, vehicle or other conveyance on or entering a highway in compliance with legal requirements, and it shall be the duty of all persons to use due care.

(b) If any person shall operate or drive any motor vehicle or other vehicle within the corporate limits of the City of Sanger on any street or highway at a greater speed than thirty (30) miles per hour, or in any alley or park at a greater speed than fifteen (15) miles per hour, it shall be prima facie evidence of violation of this article, unless signs are erected designating another speed limit.

(1992 Code of Ordinances, Chapter 10, Article 10.500, Section 10.501)

Sec. 12.502 Procedure for Establishing Special Speed Limits

Whenever the city shall determine upon the basis of an engineering and/or traffic investigation that the thirty (30) miles per hour speed limit hereinbefore set forth is greater or less than is reasonable or safe under the conditions found to exist at any intersection or other place, or upon any part of the street or highway, the city shall upon authorization by the city council by appropriate ordinance, establish such speed limit as shall be effective at all times when appropriate signs giving notice thereof are erected at such intersection or other place or part of the highway or street. (1992 Code of Ordinances, Chapter 10, Article 10.500, Section 10.502)

Sec. 12.503 Slow Speed

No person shall drive a motor vehicle at such a slow speed as to impede the normal and reasonable movement of traffic except when reduced speed is necessary for safe operation, is in compliance with law or at the direction of a police officer. Police officers are hereby authorized to enforce this provision by directions to drivers and, in the event of apparent willful disobedience to this provision and refusal to comply with the direction of an officer in accordance herewith, the continued slow operation of a motor vehicle by a driver shall be a misdemeanor. (1992 Code of Ordinances, Chapter 10, Article 10.500, Section 10.503)

Sec. 12.504 Animals

Where no special hazard exists that requires a lower speed for compliance with Section 12.501(a) of this article, the speed of riding or driving any animal and the speed of animal drawn vehicles shall be governed by this section. No person shall ride or drive any animal or operate any animal drawn vehicle on any highway, road, street, alley or other public place within the city limits of Sanger, Texas, at a speed in excess of eight (8) miles per hour. (1992 Code of Ordinances, Chapter 10, Article 10.500, Section 10.504)

Sec. 12.505 Special Speed Zones

Pursuant to Section 12.502 above, the following highways, streets or portions thereof shall be designated as special speed zones and it shall be unlawful for any person to drive any vehicle thereon at a speed greater than indicated.

(1) From and after the date of the passage of this speed zone article, no motor vehicle shall be operated along and upon F.M. Highway No. 455 within the corporate limits of the city in excess of the speeds now set forth in the following limits:

(A) Beginning at said point approximately 300 feet east of F.M. 455 and F.M. 2450 intersection being the west city limits of Sanger, Texas, thence continuing along F.M. 455 in an easterly direction for a distance of 3.143 miles, approximately, a maximum speed of 55 miles per hour;

(B) Thence continuing along F.M. 455 in an easterly direction for a distance of 0.450 mile, approximately, a maximum speed of 40 miles per hour; and

School speed limit of 25 miles per hour when so signed for F.M. 455 eastbound and F.M. 455 westbound;

25 miles per hour from approximately 555' east of the North Tejas and F.M. 455 intersection easterly to a point approximately 190' east of the Keaton Road and F.M. 455 intersection;

(C) Thence continuing along F. M. 455 in an easterly direction for a distance of 0.875 mile, approximately, a maximum speed of 30 miles per hour;

(D) Thence continuing along F.M. 455 in an easterly direction for a distance of 0.200 mile, approximately, a maximum speed of 45 miles per hour;

(E) Thence continuing along F.M. 455 in an easterly direction for a distance of 3.598 miles, approximately, said point being east city limits of Sanger, a maximum speed of 55 miles per hour.

(2) Kathryn, 20 miles per hour.

(3) Diane, 20 miles per hour.

(4) Hillcrest Drive, 20 miles per hour.

(5) Houston (west of 5th), 20 miles per hour.

(6) Jackilu, 20 miles per hour.

(7) Wayne, 20 miles per hour.

(8) Easley Addition (all streets), 20 miles per hour.

(9) 7th Street (north of F.M. 455), 20 miles per hour.

(10) 7th Street (south of FM 455 to Houston Street), 20 miles per hour

(11) 8th Street (north of F.M. 455), 20 miles per hour.

(12) 8th Street (south of F.M. 455 to Willow Street including all segments), 20 miles per hour.

(13) Southland Drive, 20 miles per hour.

(14) South Meadow, 20 miles per hour.

(15) Southside Drive, 20 miles per hour.

(16) South Park Court, 20 miles per hour.

(17) South Manor Court, 20 miles per hour.

(18) Fifth Street (Also Commonly Known as IH-35 Business). From and after the date of the passage of this article, no motor vehicle shall be operated along and upon Fifth Street within the corporate limits of the city in excess of the speeds now set forth in the following limits:

(A) Beginning at said point being the intersection of Fifth Street and IH-35 frontage road, thence continuing along Fifth Street in a southerly direction for a distance of 0.330 mile, to the intersection of Fifth Street and Chapman Street (F.M. 455) approximately, a maximum speed of 40 miles per hour.

(B) Thence continuing along Fifth Street in a southerly direction for a distance of 0.860 mile, approximately, from said intersection of Fifth Street and Chapman Street (F.M.

455) to said intersection of Wayne Street/Turtle Creek, a maximum speed of 30 miles per hour.

*School speed limit 20 miles per hour when so signed;

Fifth Street northbound and Fifth Street southbound;

20 MPH - From approximately 75 feet north of Pecan and Fifth St. intersection a distance of 500 feet southerly direction to approximately 150 feet south of the intersection of Elm and Fifth Street and;

20 MPH - From approximately 75 feet south of Locust and Fifth St. intersection a distance of 550 feet in a southerly direction to approximately 100 feet north of the intersection of Wood and Fifth Street.

(C) Thence continuing along Fifth Street in a southerly direction for a distance of 0.533 mile, approximately, from said intersection of Wayne Street/Turtle Creek and Fifth Street to the IH-35 Frontage Road, a maximum speed of 40 miles per hour.

(17) Interstate Highway 35 Frontage Roads Segments (Northbound and Southbound) from and after the date of the passage of this speed zone article, no motor vehicle shall be operated along and upon Interstate Highway 35 frontage roads within the corporate limits of the city in excess of the speeds now set forth in the following limits:

(A) Beginning at said approximately (M.P. 476.20) being at south city limits thence continuing along IH-35 frontage roads in a northerly direction for a distance of 3.200 miles, approximately, a maximum speed of 50 miles per hour.

(B) Thence continuing along IH-35 frontage roads in a northerly direction for a distance of 3.400 miles, approximately; said point (M.P. 482.80) being the north city limits, a maximum speed of 55 miles per hour.

(18) Based upon an engineering and traffic investigation heretofore made as authorized by the provisions of Tex. Rev. Civ. Stat. Ann. Article 6701d, Section 169, the following speed limit is hereby determined and declared to be prima facie the maximum reasonable and safe speed for traffic on Brook Dr., Benjamin Dr., and Laney Dr. The present speed limits shall be revoked and new ones shall be fixed for all vehicles traveling upon the hereinafter designated streets. The change is as follows:

Speed Zone	Speed Limit
Brooke Dr.	20 mph
Benjamin Dr.	20 mph
Laney Dr.	20 mph

The above speed limits fixed and established for the respective speed zones shall be applicable to all vehicles traveling within each zone.

(19) Sable Creek Subdivision (All Phases):

(A) Sable Creek Boulevard, 25 miles per hour.

(B) North Highland Drive, 25 miles per hour.

(C) Creek Side Drive, 25 miles per hour.

(D) Quail Run, 25 miles per hour.

(E) Mocking Bird Lane, 25 miles per hour.

(F) Pleasant Valley, 25 miles per hour.

(G) Heron Drive, 25 miles per hour.

(H) Heron Bay, 25 miles per hour.

(I) South Highland Drive, 25 miles per hour.

(J) Kramer Lane, 25 miles per hour.

(K) Kramer Court, 25 miles per hour.

(L) Sandpiper Drive, 25 miles per hour.

(M) Chukar Lane, 25 miles per hour.

(N) Bluebird Lane, 25 miles per hour.

(20) Quail Run Subdivision (All Phases):

(A) Deer Run Drive, 25 miles per hour.

(B) Quail Crossing Drive, 25 miles per hour.

(C) Mandarin Drive, 25 miles per hour.

(D) Pintail Lane, 25 miles per hour.

(E) Ringneck Drive, 25 miles per hour.

(F) Primrose Drive, 25 miles per hour.

(G) First Street, 25 miles per hour.

(H) Eider Drive, 25 miles per hour.

(I) Kincaid Drive, 25 miles per hour.

(J) South First Street, 25 miles per hour.

(21) School Speed Zones. School speed limit 20 miles per hour when so signed.

(A) Indian Lane. Beginning from approximately 165 feet south of F.M. 455 (Chapman Drive) and Indian Lane intersection continually in a southerly direction to approximately 220 feet north of the intersection of Indian Lane and Willow Road;

(B) Keaton Road. Beginning from approximately 170 feet south of F.M. 455 (Chapman Drive) and Keaton Road intersection continually in a southerly direction to approximately 250 feet south of the intersection of Porter's Place and Keaton Road;

(C) Keaton Road: Beginning from at the intersection of Fifth Street and Keaton Road South continue in a southerly direction approximately 1,500.

(22) (A) Porter Place. Starting at the west end of Porter Place from Keaton Road east to Acker Street 20 miles per hour;

(B) Peach Street from 5th to 7th, posted 20 miles per hour;

(C) Elm Street from 5th to 7th, and 7th street from Elm to Peach, posted 20 miles per hour;

(D) 10th Street from Bolivar to Wood, posted 20 miles per hour;

(E) Keaton Road from Duck Creek South to Interstate 35 Frontage Road, posted 20 miles per hour.

Section 2. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 3. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, phrases and words of this ordinance are severable and, if any word, 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 unconstitutionally shall not affect any of the remaining portions of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional word, phrase, clause, sentence, paragraph or section.

Section 4. Any person, firm or corporation who shall violate any of the provisions of this article shall be guilty of a misdemeanor and upon conviction shall be fined in accordance with the general penalty provision found in section 1.109 of this code.

Section 5. This ordinance will take effect immediately from and after its passage and the publication of the caption, as the law and Charter in such cases provide.

DULY PASSED, APPROVED, AND ADOPTED, this the 16 day of July, 2012
by the City Council of the City of Sanger, Denton County, Texas.

ATTEST:
Tami Taber
Tami Taber, City Secretary



APPROVED:

Thomas E. Muir
Thomas Muir, Mayor