

ORDINANCE NO. 0-2010-81

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, AMENDING CHAPTER 17, "TRAFFIC", ARTICLE III., "SPEED REGULATIONS", OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS, BY ADDING A NEW SECTION 17-66, "TEMPORARY CONSTRUCTION SPEED LIMITS" PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, temporary speed limits for construction areas are needed from time to time; and

WHEREAS, in the past such temporary speed limit ordinances were approved but not codified in City Code Chapter 17 along with all other speed limit regulations; and

WHEREAS, codification of these speed limits into the same chapter as all other speed limits will provide easier access if questions arise about the limits as well as create a better historical record;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS;

PART 1. That City Code Chapter 17, "Traffic", Article III., "Speed" is hereby amended by adding a new Section 17-66, "Temporary Construction Speed Limits" to read as follows:

Sec. 17- 66. Temporary Construction Speed Limits.

In accordance with the terms of this Chapter and when signs are erected giving notice thereof, the prima facie temporary construction speed limit shall be as set forth in this schedule upon those streets or portions of streets named herein and at all times unless otherwise specifically provided for the duration of the construction project or during the time specified per project set out in each ordinance.

Street	Speed (miles per hour	Extent	Time Period

(Ord. 0-2010-81, 8/11/10)

PART 2: That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 3. That any person, firm, or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine as provided in Section 1-4 of the Tyler Code. Each day such violation shall continue, or be permitted to continue, shall be deemed a separate offense. Since this ordinance has a penalty for violation, it shall not become effective until its publication in the newspaper as provided by Section 85 of the Charter of the City of Tyler, Texas, which date is expected to be Friday, August 13, 2010.

PASSED AND APPROVED this 11th day of August, A. D., 2010.

Barbara Bass

BARBARA BASS, MAYOR
THE CITY OF TYLER, TEXAS

ATTEST:

Cassandra Brager
CASSANDRA BRAGER, CITY CLERK

APPROVED:

Gary C Landers
GARY C. LANDERS, CITY ATTORNEY

