

**ORDINANCE NO. 0167
AMENDMENT NO. 1**

AN ORDINANCE AMENDING ORDINANCE NO. 0167 OF THE TOWN OF HORIZON CITY AS ADOPTED ON APRIL 7, 2009 (AMENDMENT NO. 1), ESTABLISHING SPEED LIMITS WITHIN THE MUNICIPAL LIMITS OF THE TOWN OF HORIZON CITY, TO REVISE OR ESTABLISH SPEED ZONES ON HORIZON BOULEVARD, DARRINGTON ROAD, ASHFORD STREET, AND RYDERWOOD DRIVE; TO REPEAL THE SPEED ZONE FOR RODMAN STREET; TO PROVIDE FOR THE REPEAL OF ANY AND ALL PRIOR ORDINANCES NUMBERED AS 0167 THAT WERE ENACTED ON OR BEFORE MARCH 24, 2009; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT, REPEALER, AND SEVERABILITY.

WHEREAS, the City Council of the Town of Horizon City (“City Council”) is authorized by the Texas Government Code, Section 51.001, to adopt an ordinance that is for the good government, peace, or order of the City and is necessary or proper for implementing a power granted by law to the City; and

WHEREAS, Chapter 545 of the Texas Transportation Code authorizes a municipality to establish speed zones within the territorial limits of the municipality; and

WHEREAS, the City Council has determined that Ord. No. 0167 should be amended to consolidate the establishment of all speed zones in one ordinance and establish, revise or include within this Ordinance, the speed zones on Horizon Boulevard, revised or updated speed zones on Darrington Road, Ashford Street and Ryderwood Drive; to repeal the speed zone for Rodman Street; and to clearly and specifically provide for the repeal of any and all prior ordinances numbered as 0167 that were adopted on or before March 24, 2009.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF HORIZON CITY, TEXAS that;

ARTICLE I. AMENDMENT OF ORDINANCE NO. 0167

Pursuant to Sections 51.001 and 51.012 of the Texas Local Government Code, the City Council of the Town of Horizon City hereby amends Ordinance No. 0167, as adopted on April 7, 2009, as follows:

Section 2b. of Ordinance No. 0167 is amended to read as follows, to establish new speed zones on Horizon Boulevard, Darrington Road, Ashford Street, and Ryderwood Drive; and to eliminate the speed zone on Rodman Street within the provisions of this Ordinance:

b. The prima facie maximum reasonable and prudent speed at the following locations, identified by the inclusive listing of block numbers by limited as set forth under “Extent,” shall be as designed below, effective when an appropriate sign giving notice thereof is erected, under the authority of the Texas Transportation Code, Section 545.356.

STREET	EXTENT	MAXIMUM SPEED (MPH)
Horizon Blvd.	Ashford St. (West City Limits) to Darrington Rd.	50
Horizon Blvd.	Darrington Rd. to Antwerp Rd.	45
Horizon Blvd.	Antwerp Rd. to the East City Limits	55
Kenazo Ave.	Horizon Blvd. to Eastlake Rd.	45
Eastlake Dr.	Darrington Rd. to Kenazo Dr.	45
N. Darrington Rd.	Horizon Blvd. to Eastlake Rd.	35
S. Darrington Rd.	Horizon Blvd. to the South City Limits	40
Ryderwood Dr.	Darrington Rd. to the West City Limits	35
Ashford St.	Horizon Blvd. to Ryderwood Dr.	40

**ARTICLE II. REPEAL OF PRIOR ORDINANCES NUMBERED 0167,
ADOPTED ON OR BEFORE MARCH 24, 2009**

The City Council of the Town of Horizon City hereby repeals all prior ordinances numbered as Ordinance No. 0167 of the Town of Horizon City that were adopted on or before March 24, 2009 and any and all amendments thereto.

ARTICLE III. FINDINGS OF FACT

That this ordinance was duly enacted with all requisites and formalities incident thereto the enactment of ordinance, and such is evidenced by the signatures below; and further that the foregoing recitals are incorporated into this ordinance by reference as findings of fact as if expressly set forth herein.

ARTICLE IV. REPEALER

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the effect of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

ARTICLE V. SEVERABILITY


Should any of the clauses, sentences, paragraphs, sections or parts of this ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

ARTICLE VI. PROPER NOTICE AND MEETING

It is officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52, Texas Local Government Code.

PASSED AND APPROVED this the 8th day of April 2014, by a vote of 7 (ayes) to 0 (nays) to 0 (abstentions) of the Town Council of Horizon City, Texas.


Town of Horizon City

By: 
Walter L. Miller, Mayor

ATTEST:

By: 
Elvia Schuller, City Clerk

APPROVED AS TO FORM:


Elaine S. Hengen, Assistant City Attorney

First Reading: 3/18/2014
Second Reading: 4/8/2014