

ORDINANCE NO. 452

AN ORDINANCE OF THE CITY OF LYTLE ESTABLISHING THE *PRIMA FACIE* MAXIMUM SPEED LIMITS ON DIAZ STREET, LYTLE-SOMERSET STREET, NORTH BENTON STREET FROM ITS INTERSECTION WITH LAKE STREET TO ITS INTERSECTION WITH STATE HIGHWAY 132, NORTH PRAIRIE STREET FROM ITS INTERSECTION WITH F.M. 2790 NORTH TO ITS INTERSECTION WITH STATE HIGHWAY 132, AND SOMERSET STREET FOR ITS ENTIRE LENGTH FROM ITS INTERSECTION WITH LAREDO STREET TO ITS TERMINUS WITH F.M. 3175 SOUTH AT 25 MILES PER HOUR; PROVIDING THE VIOLATION OF SUCH ORDINANCE SHALL BE A MISDEMEANOR PUNISHABLE UPON CONVICTION BY FINE OF NOT LESS THAN \$10.00 NOR MORE THAN \$200.00; AND PROVIDING FOR A SEVERABILITY CLAUSE.

WHEREAS: The City of Lytle is a Type A General-Law city organized under the laws of the State of Texas; and,

WHEREAS: Section 545.356 (b-1) of the Texas Transportation Code authorizes any city to establish *prima facie* speed limits for highways in the city that are not officially designated or marked highways or roads of the state highway system of not less than 25 miles per hour, if the governing body of the city determines that the *prima facie* speed limit on the highway is unreasonable or unsafe.

WHEREAS: The City Council of the City of Lytle finds that Diaz Street, Lytle-Somerset Street, North Benton Street from its intersection with Lake Street to its intersection with State Highway 132, North Prairie Street from its intersection with F.M. 2790 North to its intersection with State Highway 132, and Somerset Street for its entire length from its intersection with Laredo Street to its terminus with F.M. 3175 South are not officially designated or marked highways or roads of the state highway system; and,

WHEREAS: The City Council of the City of Lytle finds that Diaz Street, Lytle-Somerset Street, North Benton Street from its intersection with Lake Street to its intersection with State Highway 132, North Prairie Street from its intersection with F.M. 2790 North to its intersection with State Highway 132, and Somerset Street for its entire length from its intersection with Laredo Street to its terminus with F.M. 3175 South are two-lane, undivided highways or parts of highways; and,

WHEREAS: The City Council of the City of Lytle finds that the current *prima facie* speed limit of 30 miles per hour on Diaz Street, Lytle-Somerset Street, North Benton Street from its intersection with Lake Street to its intersection with State Highway 132, North Prairie Street from its intersection with F.M. 2790 North to its intersection with State Highway 132, and Somerset Street for its entire length from its intersection with Laredo Street to its terminus with F.M. 3175 South is unreasonable or unsafe; and,

WHEREAS: The City Council of the City of Lytle is actively engaged in making its streets safer; and,

WHEREAS: Section 51.001 of the Texas Local Government Code authorizes the governing body of a municipality to adopt, publish, amend or repeal an ordinance, rule or police regulation that is for the good government, peace or order of the municipality or for the trade and commerce of the municipality and is necessary or proper for carrying out a power granted by law to the municipality;

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

Section 1. Prima Facie Speed Limit. The *prima facie* maximum speed limit on the following described streets is hereby established as 25 miles per hour:

Diaz Street, Lytle-Somerset Street, North Benton Street from its intersection with Lake Street to its intersection with State Highway 132, North Prairie Street from its intersection with F.M. 2790 North to its intersection with State Highway 132, and Somerset Street for its entire length from its intersection with Laredo Street to its terminus with F.M. 3175 South

Section 2. Penalty. Each violation of this ordinance shall be punished by a penalty of a fine of not less than \$10.00 or more than \$200.00 for each offense.

Section 3. Code of Ordinances. It is the intention of the City Council that this Ordinance shall become a part of the Code of Ordinances of the City of Lytle and may be renumbered and codified therein accordingly.

Section 4. Repeal. Any provision in the Code of Ordinances of the City of Lytle that conflicts with this ordinance is hereby repealed.

Section 5. Effective Date. This ordinance shall take effect immediately upon its passage, approval and official publication as provided by law, but not before speed limit signs are erected to advise the traveling public of the maximum speed limit.

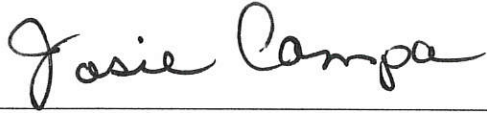
Section 6. Severability. If any section, provision, subdivision, clause or part of this ordinance shall be adjudged or held unconstitutional or invalid, it shall not affect the validity of this ordinance as a whole or any other part or provision contained herein.

PASSED, APPROVED AND ADOPTED at the regular meeting of the Lytle City Council held on the 26th day of July, 2021.



RUBEN GONZALEZ, MAYOR

ATTEST:



JOSIE CAMPA, CITY SECRETARY

