

ORDINANCE # 009-75

SPEED ZONE ORDINANCE

AN ORDINANCE ALTERING THE PRIMA FACIE SPEED LIMITS ESTABLISHED FOR VEHICLES UNDER THE PROVISIONS OF ARTICLE 6701D, SECTION 169(b), VERNON'S TEXAS CIVIL STATUTES, UPON THE BASIS OF AN ENGINEERING AND TRAFFIC INVESTIGATION, UPON CERTAIN STREETS AND HIGHWAYS, OR PARTS THEREOF, WITHIN THE CORPORATE LIMITS OF THE CITY OF ORCHARD, AS SET OUT IN THIS ORDINANCE; DECLARING ON EMERGENCY; AND PROVIDING A PENALTY OF A FINE NOT TO EXCEED \$200 FOR THE VIOLATION OF THIS ORDINANCE.

WHEREAS, Article 6701D, Section 169(b), Vernon's Texas Civil Statutes, provides that whenever the governing body of the City shall determine upon the basis of an engineering and traffic investigation that any prima facie speed therein 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 a street or highway within the City, taking into consideration the width and condition of the pavement and other circumstance on such portion of said street or highway, as well as the usual traffic thereon, said governing body may determine and declare a reasonable and safe prima facie speed limit thereat or thereon by the passage of an ordinance, which shall be effective when appropriate signs giving notice thereof are erected at such intersection or other place or part of the street or highway, now therefore,

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF ORCHARD:

Section 1. Upon the basis of any engineering and traffic investigation heretofore made as authorized by the provisions of Article 6701D, Section 169(b), Vernon's Texas Civil Statutes, the following prima facie speed limits hereafter indicated for vehicles are hereby determined and declared to be reasonable and safe; and such speed limits are hereby fixed at the rate of speed indicated for vehicles traveling upon the named streets and highways, or parts thereof, described as follows:

Along State Highway 36 from the Orchard East City Limits to the Orchard West City Limits,  
45 MPH.

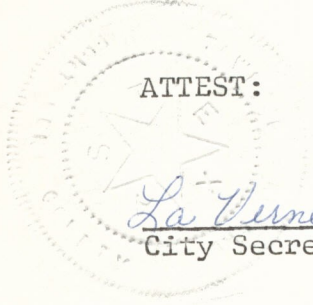
Section 2. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not more than Two Hundred Dollars (\$200).

Section 3. The fact that the speed of the present traffic flow through the City of Orchard exceeds that which is considered safe by the Board of Commissioners commensurate with the health and welfare of the city population as a whole creates an emergency and an imperative public necessity that the customary readings required for approval of such ordinances be suspended, and such rule is hereby suspended, and this ordinance shall take effect and be in

force from and after its adoption.

19 75. PASSED AND APPROVED THIS 12<sup>th</sup> DAY OF November,

ATTEST:

  
La Vene Cromians  
City Secretary

APPROVED:

Jess P. Losack  
Mayor

NOTICE

On the 12<sup>th</sup> day of November, A.D. 19 75, the Board of Commissioners of the City of Orchard, Texas, passed an ordinance, the descriptive caption of which is as follows:

AN ORDINANCE ALTERING THE PRIMA FACIE SPEED LIMITS  
Along State Highway 36 from the Orchard East City  
Limits to the Orchard West City Limits, 45 MPH.

The penalty upon conviction for violation of this ordinance shall be by fine of not more than \$200.00.

This will therefore give notice by publication of the passage of said ordinance as directed by the City Charter.

Given under my hand and the seal of said City, the 12 day of November, A.D. 19 75.

Mrs. LaVerne Cromeans  
Mrs. LaVerne Cromeans  
City Secretary  
City of Orchard, Texas

(SEAL)



STATE OF TEXAS  
COUNTY OF FORT BEND  
CITY OF ORCHARD

*Speed Zone*

Mrs. LaVerne Cromeans, City Secretary of the City of Orchard, Texas, hereby certifies that she gave notice of the passage of the foregoing and attached ordinance by causing the descriptive caption thereof, including the penalty therein provided, to be published in the Herald Coaster, a newspaper of general circulation published in the City of Rosenberg, Texas, and that the same was published in said newspaper on the 20 day of November A.D. 19 75, said publication date being within ten (10) days after the passage of said ordinance.

GIVEN under my hand and seal of said City, on the 12<sup>th</sup> day of November, A.D. 19 75.

Mrs. La Verne Cromeans  
MRS. LAVERNE CROMEANS  
City Secretary  
City of Orchard, Texas

(SEAL)