AN ORDINANCE REGULATING THE RATE AND SPEED OF MOTOR VEHICLES ON CERTAIN SECTIONS OF ABBOTT AVENUE; PROVIDING FOR A PENALTY; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; CONTAINING A SEVERABILITY CLAUSE; AND, PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

WHEREAS, in Hillsboro, Texas, a traffic investigation has been made to determine the reasonable and safe *prima facie* maximum speed of motor vehicles on a certain section of Abbott Avenue; and

WHEREAS, it has been determined by traffic investigation that the reasonable and safe *prima facie* maximum speed for motor vehicles on said section of the herein above mentioned roadway in Hillsboro, Texas, should be as set out hereinafter; and

WHEREAS, public hearings in relation thereto, at which parties in interest and citizens had an opportunity to be heard, were held by the City Council after due notice in the manner provided by law;

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

Section 1:

The speed limit for the section of the main lanes of Abbott Avenue starting at a point shown on the attached exhibit, but roughly at the intersection with Cross Street, and continuing to the south, shall be forty (40) miles per hour for a distance of 0.233 miles to the next point of speed transition. From that point and continuing south until the intersection with I-35, the speed limit shall be fifty (50) miles per hour.

The speed limit for the service roads of Abbott Avenue starting at a point shown on the attached exhibit, but roughly at the intersection with CR 2452, and continuing for .925 miles southward to the next point of speed transition, shall be forty-five (45) miles per hour. From the next point of speed transition south, the speed limit shall be fifty (50) miles per hour.

Within both of the areas above, there shall be a school zone that reduces the speed limit by 15 miles per hour as shown on the attached exhibit beginning at mile point 19.058 and ending at mile point 19.546. Speed limit in this school zone shall therefore be thirty-five (35) miles per hour on the main lanes and thirty (30) miles per hour on the service roads.

The aforementioned portion of Abbott Avenue is hereby regulated as to the speed of motor vehicles traveling within said section in any direction as evidenced by the

attached plan, attached hereto and incorporated by reference herein as "Exhibit A," and it shall be unlawful for any person to drive a vehicle at a speed in excess of any speed so declared in this ordinance when signs are in place giving notice thereof.

Section 2:

The City Manager is hereby directed to erect or arrange to have erected appropriate speed limit signs at the appropriate locations to implement the provisions of this Ordinance.

Section 3

Any person violating any provision of this ordinance, if convicted, will be guilty of a Class C misdemeanor.

Section 4:

It is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public as required and that public notice of said meeting was given as required by law.

Repeal of Conflicting Ordinances

All ordinances or parts of ordinances and provisions of the Code of Ordinances, City of Hillsboro, inconsistent with or in conflict herewith are hereby repealed.

Savings Clause

If any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be judged invalid or held unconstitutional, the same shall not in any amount be construed as to affect the validity of the remainder of this ordinance as a whole or any part or provision hereof, other than the parts so decided to be invalid or unconstitutional.

Effective Date

This ordinance shall take effect after its passage and publication in an issue of the official newspaper of the City of Hillsboro, in accordance with the provisions of the laws of the State of Texas and the Charter of the City of Hillsboro, Texas.

PASSED AND APPROVED on the 20th day of February, 2024.

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M. Scott Johnson, DC, Mayor

ATTEST:

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Jasmine Guy, City Secretary