

ORDINANCE # 2008-7

AN ORDINANCE ESTABLISHING A CONSTRUCTION SPEED ON INTERSTATE HIGHWAY 30 IN THE CORPORATED LIMITS OF CUMBY, HOPKINS COUNTY, TEXAS, DURING THE TEXAS DEPARTMENT OF TRANSPORTATION'S ROUTINE MAINTENANCE PROJECT, RMC 6168-64-001; FIXING PENALTIES FOR VIOLATION THEREOF; AND DECLARING AN EMERGENCY.

WHEREAS, by authority and direction of the City Cumby, Hopkins County, Texas, as requested by the Texas Department of Transportation that the following construction speed for vehicular traffic upon Interstate Highway 30 is needed during various phases of the construction project:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CUMBY, HOPKINS COUNTY, TEXAS:

No person shall drive a vehicle on Interstate Highway 30 in the City of Cumby, Texas, at a speed greater than is reasonable and prudent under the conditions and circumstances during said project. Except when a special hazard exists that requires lower speeds for compliance with the above requirements, the limits hereinafter set out for Interstate Highway 30 and portions thereof to which they apply shall be prima facie evidence that the speed is not reasonable or prudent during the times so indicated by the Texas Department of Transportation by posting speed signs for construction purposes. Otherwise the speeds shall revert back to posted speeds approved by the Commission.

I.

On IH 30 westerly from the east city limits of Cumby a distance of approximately 1.277 miles to approximate mile point 4.635, a construction speed limit of 60 (sixty) miles per hour as evidenced by the attached plan is hereby approved and made a part thereof.

II.

All ordinances and parts of ordinances in force in the City of Cumby, Texas, which conflict with the terms and provisions of this ordinance are hereby repealed insofar as they conflict with this ordinance, but all other portions of said ordinance shall remain in full force and effect.

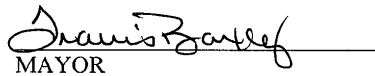
III.


Any person violating the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding TWO HUNDRED AND NO/100 (\$200.00) DOLLARS.

IV.

The fact that present traffic regulations are inadequate to control traffic in areas covered by this ordinance creates an emergency which is here and now declared, and all rules and regulations providing for the reading of ordinance is passed as an emergency measure and shall be in full force and effect from and after its passage and publication and after the installation of speed limit signs.

PASSED AND APPROVED this 1ST day of APRIL , 2008.


MAYOR


CITY SECRETARY