

AN ORDINANCE OF THE CITY [SAN MARCOS](#), TEXAS, ZONING FOR TRAFFIC AND RATE OF SPEED THEREIN, ON [FM 110](#) IN THE CITY LIMITS OF THE CITY OF [SAN MARCOS](#); DEFINING SPEEDING AND FIXING A PENALTY THEREFORE; DECLARING WHAT MAY BE A SUFFICIENT COMPLAINT IN PROSECUTIONS HEREUNDER; WITH A SAVING CLAUSE REPEALING CONFLICTING LAWS AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY OF [SAN MARCOS](#):

Section 1

It is hereby determined upon the basis of an Engineering and Traffic investigation that the prima facie maximum speed limit on those portions of [FM 110](#) routed in the city of [San Marcos](#), is hereby stated, which prima facie maximum speed limit shall be effective at all times and signs will be erected giving notice of the prima facie maximum speed limit so declared to wit.

Speed Zone

FOR SOUTHBOUND TRAFFIC

Beginning under Control-Section 3545-01 starting from milepoint 7.976 (1.116 miles North of SH 21) to milepoint 8.674 (0.418 miles North of SH 21), a distance of 0.698 miles, a prima facie maximum speed limit of 65 miles per hour.

From milepoint 9.070 (0.022 miles North of SH 21) to milepoint 9.418 (0.326 miles South of SH 21), a distance of 0.348 miles, a prima facie maximum speed limit of 65 miles per hour.

Control-Section 3545-01 milepoint 9.418 is equivalent to Control-Section 3545-03 milepoint 0.000.

Beginning under Control-Section 3545-03 starting from milepoint 0.000 (0.326 miles South of SH 21) to milepoint 0.173 (0.499 miles South of SH 21), a distance of 0.173 miles, a prima facie maximum speed limit of 65 miles per hour.

From milepoint 0.524 (0.008 miles South of the Union Pacific Railroad line) to milepoint 0.840 (0.324 miles South of the Union Pacific Railroad line), a distance of 0.316 miles, a prima facie maximum speed limit of 65 miles per hour.

FOR NORTHBOUND TRAFFIC

Beginning under Control-Section 3545-03 starting from milepoint 0.840 (0.324 miles South of the Union Pacific Railroad line) to milepoint 0.524 (0.008 miles South of the Union Pacific Railroad line), a distance of 0.316 miles, a prima facie maximum speed limit of 65 miles per hour.

From milepoint 0.173 (0.499 miles South of SH 21) to milepoint 0.000 (0.326 miles South of SH 21), a distance of 0.173 miles, a prima facie maximum speed limit of 65 miles per hour.

Control-Section 3545-03 milepoint 0.000 is equivalent to Control-Section 3545-01 milepoint 9.418.

Beginning under Control-Section 3545-01 starting from milepoint 9.418 (0.326 miles South of SH 21) to milepoint 9.070 (0.022 miles North of SH 21), a distance of 0.348 miles, a prima facie maximum speed limit of 65 miles per hour.

From milepoint 8.674 (0.418 miles North of SH 21) to milepoint 7.976 (1.116 miles North of SH 21), a distance of 0.698 miles, a prima facie maximum speed limit of 65 miles per hour.

SECTION II

That all of the streets of this city, and all portions of any such streets, are hereby declared to be public streets and that the driving or operating of any motor vehicle on or along any portion of any street of this city at a rate of speed that is greater than the maximum rate of speed for said portion of said street, as fixed by this ordinance shall be guilty of a misdemeanor, which is named “ The Offense of Speeding “ and that the said offense is punishable by a fine in any sum not to exceed Two Hundred dollars (\$200.00). That the use of the word “ Speeding “ shall be sufficient to designate the said offense, and shall mean that a motor vehicle has been driven upon a public street at a greater rate of speed than fixed by City Ordinance for the street and for the zone thereof, that such motor vehicle was so being driven upon, if zoned.

That in prosecutions under this ordinance, for the offense of speeding, the complaint, if in other respects sufficient in form, shall as to the portion thereof seeking to acknowledge the offense, be sufficient if it in substance alleges that the defendant did while driving a motor vehicle in said city commit the offense of “ Speeding “.

SECTION III

That should any section or any portion of any section hereof be decreed to be void, the invalidity of such section or such portion thereof shall not affect the validity of the remaining portions of this ordinance; and that each section and each portion thereof not decreed to be invalid shall remain valid and enforceable.

That all ordinances and parts of ordinances that are in conflict with this ordinance are hereby repealed.

That the fact that prompt action should be taken in the regulation of traffic, on the streets of this city, in the manner provided for in this ordinance creates an emergency requiring that the rules that provide that an ordinance shall be read at three separate meetings of the city council before final passage, be suspended; and that the said rules are hereby suspended, and this ordinance is here and now passed, and that it is ordered that it take effect from and after its passage and publication.

Passed and approved this the _____ day of _____, _____

Mayor, City of [San Marcos](#)

Attest:

City Secretary