

**ORDINANCE NO. 105**

**AN ORDINANCE OF THE CITY OF UHLAND, HAYS COUNTY, TEXAS, ESTABLISHING A TEMPORARY CONSTRUCTION SPEED LIMIT OF 55 M.P.H., WHEN SO POSTED OR INDICATED, FOR TRAFFIC TRAVELING NORTH AND SOUTH ON SH 21 FROM 1150 ± FEET SOUTH OF CR 127 (HIGH ROAD) AT CENTERLINE STATION 515+45, NORTH TO CENTERLINE STATION 532+45, 500 FEET NORTH OF CR 127 (HIGH ROAD); PROVIDING FOR FINDINGS OF FACT; SEVERABILITY CLAUSE; ESTABLISHING AN EFFECTIVE DATE; AND PROPER NOTICE AND MEETING.**

**WHEREAS**, the City Council of the City of Uhland has in the Code of Ordinances provided for the orderly regulation of traffic and vehicles; and

**WHEREAS**, it is the intent of the City Council to protect the public health, safety, and Welfare of its citizens as well as other members of the public who may drive on the streets and highways in the City of Uhland; and

**WHEREAS**, the Texas Department of Transportation is preparing to begin the widening of SH 21 to construct a left turn lane from SH 21 at CR 127 (High Road) which is within the corporate limits of the City of Uhland; and

**WHEREAS**, the Texas Department of Transportation has determined that construction speed zones of 55 m.p.h. will be required for the project while under construction;

**WHEREAS**, the Council seeks to temporarily amend its current traffic regulations by lowering the speed limit to 55 miles per hour along the portion of State Highway 21 affected by the road improvement construction for the duration of said construction.

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

**PART 1.**     Findings of Fact. All of the above premises are hereby found to be true and correct legislative and factual findings of the City of Uhland and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.


**PART 2.**     Construction Speed Limit. It is hereby determined, under the selection criteria for determining regulatory speeds for construction zones pursuant to 43 Texas Administrative Code § 25.22 ©(3)(D), that the prima facia maximum speed on State Highway 21, for the limits shown below, shall be 55 miles per hour. This prima facia maximum speed shall be effective at all times from its effective date of passage until completion of Project STP 2011(290)ES, SH 21, Hays County. Signs shall be erected giving notice of the prima facia maximum speed limit so declared. The speed zones on SH 21 within the project limits in the City of Uhland are hereby temporarily revised as follows:

• The limits for SH 21 traffic traveling both North and South for which a maximum speed of 55 miles per hour applies, when said speed is so posted and/or indicated, is hereby ordained and shall extend from 1150 ± feet South of CR 127 (High Road) at Centerline Station 515+45, North to Centerline Station 532+45, 500 feet North of CR 127 (High Road).

**PART 3.** Severability Clause. That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

**PART 4.** Proper Notice and Meeting. It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code. Notice was also provided as required by Chapter 52 of the Texas Local Government.

**PASSED AND APPROVED** this 14 day of July, A. D., 2010.

  
*Daniel R. Heideman*  
DANIEL HEIDEMAN, MAYOR OF  
THE CITY OF UHLAND, TEXAS

ATTEST: APPROVED:

*Karen Gallaher*  
KAREN GALLAHER, CITY SECRETARY  
THE CITY OF UHLAND, TEXAS