

**ORDINANCE \_\_\_\_\_**

**AN ORDINANCE AMENDING CHAPTER 28, TRAFFIC, ARTICLE IX, MISCELLANEOUS RULES OF THE CITY OF KILLEEN'S CODE OF ORDINANCES TO MODIFY THE DISTANCE OF SPEED LIMITS FOR SCHOOL ZONES AND IDENTIFY CHANGES MADE TO SCHOOL BUILDING NAMES AND SERVICES; PROVIDING A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.**

**WHEREAS**, the City of Killeen, Texas is a home-rule city acting under its charter adopted by the electorate pursuant to Article XI., Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS**, Section 545.356 of the Texas Transportation Code authorizes the City of Killeen to alter by ordinance prima facie speed limits from the results of an engineering and traffic investigation; and

**WHEREAS**, the City Council of the City of Killeen is concerned with the public's safety and welfare and the protection of the lives of children; and

**WHEREAS**, the uniformity of school zones, speeds and signs will aid in the protection of the children in addition to promoting the orderly flow of traffic within the city; and

**WHEREAS**, the City Council of the City of Killeen deems it necessary to establish prima facie speed limits near public and private elementary and secondary schools within its territorial limits; and

**WHEREAS**, construction and changes to school building names and services provided necessitate updating the school zone ordinance, **NOW THEREFORE**,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KILLEEN:**

SECTION I. That Chapter 28, Traffic, Article IX., Miscellaneous Rules of the City of Killeen Code of Ordinances is hereby amended by adding the following sections which read as follows:

Sec. 28-251. - School zones, maximum speed limits.

- (a) A person commits an offense if he operates or drives a vehicle in a school traffic zone in the following designated areas or on the following designated streets at a speed greater than the speed designated by this section for that area or street or portion thereof, and any speed in excess of the limit provided in this section shall be prima facie evidence that the speed is not reasonable nor prudent and is unlawful. On the basis of recommendations of the traffic engineer, determined on the basis of engineering and traffic studies, the city council shall designate school speed zones with appropriate pavement markings or signs, which street markings, warnings, or signs shall be placed at the school speed zones by the traffic engineer. The speed limit designated for school speed zones shall be effective only during official school days and at times when appropriate flashing warnings and/or signs advising motorists of the speed limit are placed in conspicuous places.
- (b) In accordance with the recommendations of the traffic engineer, the following designated locations and areas are declared to be school speed zones and the maximum speed limit for all motor vehicles operated within such areas and locations and on such streets on school days, when either a flashing warning signal is in operation or when appropriate signs are in place and conspicuous shall be as follows:

Street Corridor	Speed Limit	School Speed Zone —Beginning	School Speed Zone —Ending	School
38 <sup>th</sup> Street	20	200 feet west of Westcliff Road	Haven Drive	Brookhaven and Rancier Middle
<del>Abererombie Drive</del>	<del>20</del>	<del>200 feet south of Taft Street</del>	<del>200 feet north of School Property</del>	<del>Marlboro Student Support Center</del>

			Line	
Adrian Barnes Drive	20	Elms Road	Weiss Drive	C. E. Ellison High
Alamacitos Creek Drive	20	Bunny Trail	200 feet East of Bunny Trail	Haynes Elementary
Alexander Street	20	200 feet north of F. M. 439	200 feet south of F. M. 439	East Ward Elementary
Alta Vista Drive	20	200 feet south of Wheeler Avenue	U S 190 Eastbound Frontage Road	Pershing Park Elementary
Ambrose Drive	20	200 feet west of Robinett Road	Robinett Road	Live Oak Middle
Arkansas Avenue	20	160 feet west of South W. S. Young	South W. S. Young	Manor Middle
Aspen Drive	20	230 feet east of Hunters Ridge Trail	Shawn Drive	Timber Ridge Elementary
Atkinson Avenue	20	300 feet west of School Property Line	334 feet west of North 38 <sup>th</sup> Street	Career and Tech Center
Atkinson Drive	20	North 38 <sup>th</sup> Street	150 feet west of North 42 <sup>nd</sup> Street	Killeen High
Bacon Ranch Road	20	127 feet east of Trimmier Road	104 feet east of Covey Lane (East)	Grace Lutheran School
Barbara Lane	20	Janis Drive	200 feet east of Pamela Drive	Sugarloaf Elementary
Basset Court	20	200 feet west of Herndon Drive	300 feet east of Gowan Drive	Ira Cross Jr. Elementary

Biels Loop	20	North intersection of Biels Loop and West Trimmier Road	South intersection of Biels Loop and West Trimmier Road	Charles E. Patterson Middle School
Bigpine Drive	20	300 feet south of Eastwood Drive	Westwood Drive	Maxdale Elementary
Bonnie Drive	20	200 feet south of Wheeler Avenue	U S 190 Eastbound Frontage Road	Pershing Park Elementary
Breeze Drive	20	200 feet south of Bull Run Drive	Thunder Creek Drive	Live Oak Middle
Bull Run Drive	20	200 feet west of Robinett Road	200 feet east of Breeze Drive	Live Oak Middle
Bundrant Drive	20	300 feet north of Saint Francis Drive	Rancier Avenue	St. Joseph Catholic School
Bunny Trail	20	200 feet north of Alamacitos Creek Dr.	300 feet south of Canadian River Loop	Haynes Elementary
Catalina Drive	20	Breeze Drive	200 feet east of Breeze Drive	Live Oak Middle
Canadian River Loop	20	Bunny Trail	200 feet east of Bunny Trail	Haynes Elementary
Chantz Drive	20	300 feet north of Mallard Lane	200 feet south of Fawn Drive	Cedar Valley Elementary
Chantz Drive	20	200 feet north of Kit Carson Trail	300 feet south of Golden Drive	Liberty Hill Middle
Clear Creek Road (SH 201)	35	317 feet north of Desert Willow Drive	670 feet south of Elms Road	Shoemaker High School

Colorado Drive	20	20 feet south Shawn Drive	Yellow Pine Court	Timber Ridge Elementary
Commerce Drive	20	Rail Road Tracks	322 feet west of North 38 <sup>th</sup> Street	Career and Tech Center
Creek Land Road	35	200 feet north of Katy Creek Lane	150 feet south of Katy Creek Lane	Dr. J. Fowler Elementary
Daisy Drive	20	200 feet north of Marigold Drive	200 feet south of Marigold Drive	Bellaire Elementary
Dartmouth Drive	20	300 feet south of Granex Drive	Granex Drive	Trimmier Elementary
Dean Road	20	200 feet west of Hillcrest Drive	200 feet east of Garth Drive	West Ward Elementary
Dubrock Drive	20	300 feet south of Florence Road	Florence Road	Nolan Middle
Eastwood Drive	20	300 feet west of Bigpine Drive	Southhill Drive	Maxdale Elementary
Edgefield Street	20	212 feet west of Tallwood Drive	200 feet east of Tallwood Drive	Palo Alto Middle
Elms Road	20	300 feet west of Roundrock Drive	200 feet east of Tallwood Drive	Palo Alto Middle
Elms Road	25	185 feet west of Windfield Drive	Clear Creek Road (SH 201)	Shoemaker High School
Elms Road	25	300 feet west of Adrian Barnes Drive	112 feet west of Christie Drive	C. E. Ellison High
Eppinette Drive	20	Schorn Drive	Oster Drive	Saegert Elementary

Estelle Avenue	20	200 feet north of Carrollton Avenue	200 feet south of Grandon Drive	Clifton Park Elementary
<del>Estelle Avenue</del>	<del>20</del>	<del>200 feet north of Hermosa Drive</del>	<del>300 feet south of Hermosa Drive</del>	<del>Fowler Elementary</del>
Excel Drive	20	Courage Avenue	300 feet east of Success Drive	Trimmier Elementary
F. M. 439	20	200 feet west of Alexander Street	210 feet east of Patton Road	East Ward Elementary
Fawn Drive	20	280 feet west of Chantz Drive	200 feet east of Mesa Drive	Cedar Valley Elementary
Florence Road	20	430 feet south of Marigold Drive	Jasper Drive	Bellaire Elementary
Florence Road	20	155 feet north of Jasper Drive	300 feet north of Lydia Drive	Nolan Middle
Foster Lane	20	200 feet south of Michael Drive	200 feet north of Vahrenkamp Drive	Iduma Elementary
<del>Fowler Avenue</del>	<del>20</del>	<del>200 feet west of Trimmier Road</del>	<del>200 feet east of Trimmier Road</del>	<del>Fowler Elementary</del>
Garth Drive	20	200 feet south of Dean Road	Central Drive	Fairway Middle
Golden Drive	20	Chantz Drive	300 feet east of Leadville Drive	Liberty Hill Middle
Gowan Drive	20	150 feet north of Iredell Drive	200 feet north of Basset Court	Ira Cross Jr. Elementary
Gowen Drive	20	Zephyr Road	150 feet north of Peaks Drive	<del>Haynes Elementary</del> <u>Gateway High/Middle</u>

Grandon Drive	20	200 feet east of Estelle Avenue	Trimmier Road	Clifton Park Elementary
Granex Drive	20	Courage Avenue	300 feet east of Success Drive	Trimmier Elementary
Haven Drive	20	88 feet south of Blackburn Drive	Hilliard Avenue	Brookhaven and Rancier Middle
Herndon Drive	20	150 feet north of Iredell Drive	200 feet north of Basset Court	Ira Cross Jr. Elementary
<del>Highland Avenue</del>	<del>20</del>	<del>200 feet northwest of Rev. R. A. Abererombie Drive</del>	<del>Rev. R. A. Abererombie Drive</del>	<del>Marlboro Student Support Center</del>
Hillcrest Drive	20	200 feet south of Dean Road	Williamson Avenue	West Ward Elementary
Hilliard Avenue	20	Haven Drive	207 feet east of Remington Drive	Brookhaven and Rancier Middle
Hunters Ridge Trail	20	Colorado Drive	300 feet south of School Property	Timber Ridge Elementary
Illinois Avenue	20	22 feet east of Ohio Street	217 feet of west Goode Drive	Manor Middle
Jackson Street	20	200 feet north of F. M. 439	F. M. 439	East Ward Elementary
Janis Drive	20	200 feet south of Barbara Lane	200 feet north of Kimberly Lane	Sugarloaf Elementary
Jasper Drive	20	300 feet west of Daisy Drive	300 feet east of 2 <sup>nd</sup> Street	Bellaire Elementary
Katy Creek Lane	20	170 feet west of Creek Land Road	End of Katy Creek Lane	Dr. J. Fowler Elementary

Kimberly Lane	20	Janis Drive	200 feet east of Pamela Drive	Sugarloaf Elementary
Kit Carson Trail	20	282 feet south of Chantz Drive	300 feet east of Leadville Drive	Liberty Hill Middle
Lake Road	20	300 feet west of North 42 <sup>nd</sup> Street	400 feet east of Pudd Lane	Killeen Adventist Jr.
Lake Road	20	200 feet south of Ruiz Drive	200 feet north of Ruiz Drive	Peebles Elementary
Leadville Drive	20	300 feet south of Golden Drive	Kit Carson	Liberty Hill Middle
Lily Drive	20	200 feet south of Marigold Drive	Marigold Drive	Bellaire Elementary
Lisa Lane	20	Atkinson Drive	300 feet north of Atkinson Drive	Killeen High
Littlepine Drive	20	300 feet west of Bigpine Drive	Bigpine Drive	Maxdale Elementary
Louise Lane	20	190 feet north of Katy Creek Lane	Katy Creek Lane	Dr. J. Fowler Elementary
Marigold Drive	20	200 feet west of Daisy Drive	Florence Road	Bellaire Elementary
Michael Drive	20	200 feet west of Foster Lane	Pennington Avenue	Iduma Elementary
Mikulec Drive	20	Horne Drive	Oster Drive	Saegert Elementary
Napier Drive	20	Schorn Drive	Oster Drive	Saegert Elementary
Nyla Drive	20	200 feet north of Katy Creek Lane	Katy Creek Lane	Dr. J. Fowler Elementary

Oster Drive	20	Napier Drive	Mikulec Drive	Saegert Elementary
North 38 <sup>th</sup> Street	25	1508 feet south of Atkinson Drive	187 feet north of Atkinson Drive	Killeen High
North W. S. Young	20	300 feet south of Poage Avenue	300 feet north of Peebles Drive	Peebles Elementary
Patton Road	20	52 feet south of F. M. 439	Stone Avenue	East Ward Elementary
Pennington Avenue	20	200 feet south of Michael Drive	300 feet north of School Property Line	Iduma Elementary
<del>Phyllis Drive</del>	<del>20</del>	<del>200 feet west of Trimmier Road</del>	<del>Trimmier Road</del>	<del>Fowler Elementary</del>
Poage Avenue	20	200 feet west of North W. S. Young	300 feet east of Peebles Drive	Peebles Elementary
Rambling Range Drive	20	200 feet west of Robinett Road	Robinett Road	Live Oak Middle
Rancier Avenue	25	300 feet west of School Property Line	200 feet east of Bundrant Drive	St. Joseph Catholic School
Rancier Avenue	35	240 feet west of Westcliff Road	240 feet east of Westcliff Road	Haybranch Elementary
<del>Redondo Drive</del>	<del>20</del>	<del>Estelle Avenue</del>	<del>200 feet east of Trimmier Road</del>	<del>Fowler Elementary Rev. R. A.</del>
Roadrunner Drive	20	Westwood Drive	300 feet north of Westwood Drive	Maxdale Elementary
Robinett Road	20	200 feet south of Bull Run Drive	200 feet north of Thunder Creek	Live Oak Middle

			Drive	
Ronstan Drive	20	197 feet west of Janis Drive	Janis Drive	Sugarloaf Elementary
Ronstan Drive	20	Pamela Drive	200 Feet east of Pamela Drive	Sugarloaf Elementary
Ruger Drive	20	300 feet south of Hilliard Drive	Hilliard Drive	Brookhaven and Rancier Middle
South 2 <sup>nd</sup> Street	20	200 feet south of Jasper Drive	300 feet north of Lydia Drive	Nolan Middle
South W. S. Young	20	300 feet south of Illinois Avenue	Richard Drive	Manor Middle
Southhill Drive	20	300 feet south of Eastwood Drive	Westwood Drive	Maxdale Elementary
Southport Drive	20	Success Drive	200 feet east of Success Drive	Trimmier Elementary
Stagecoach Road	30	Rosewood Drive	200 feet west of Chantz Drive	Liberty Hill Middle School
Stagecoach Road	25	200 feet east of West Trimmier Road	1750 feet west of West Trimmier Road	Pathways Academy, Career & Tech Education, Charles Patterson Middle School
Starfish Drive	20	Breeze Drive	200 feet east of Breeze Drive	Live Oak Middle
Stone Avenue	20	128 feet west of Goodnight Drive	200 feet east of Patton Road	East Ward Elementary
Success Drive	20	Granex Drive	Excel Drive	Trimmier Elementary
Tallwood Drive	20	200 feet south of	175 feet north of	Palo Alto Middle

		Elms Road	Anna Lee Drive	
<del>Terrace Drive</del>	20	<del>200 feet west of Rev. R. A. Abererombie Drive</del>	<del>Rev. R. A. Abererombie Drive</del>	<del>Marlboro Student Support Center</del>
Thunder Creek Drive	20	200 feet west of Robinett Road	200 feet east of Breeze Drive	Live Oak Middle
Trimmier Road	20	200 feet north of Jasper Drive	137 feet south of Grandon Drive	Clifton Park Elementary
<del>Trimmier Road</del>	20	<del>300 feet north of School Property Line</del>	<del>300 feet south of Redondo Drive</del>	<del>Fowler Elementary</del>
Trimmier Road	25	233 feet north of Elms Road	300 feet north of Weiss Drive	C. E. Ellison High
U.S. 190 Eastbound Frontage Road	20	312 feet west of Alta Vista Drive	256 feet east of Bonnie Drive	Pershing Park Elementary
U.S. 190 Eastbound Frontage Road	20	<del>372</del> 500 feet north of Jasper Drive	97 feet south of Florence Road	Bellaire Elementary
U.S. 190 Westbound Frontage Road	20	<del>200</del> 430 feet south of Jasper Drive	371 feet north of Dubrock Drive	Nolan Middle
Vahrenkamp Drive	20	200 feet west of Foster Lane	Pennington Avenue	Iduma Elementary
Weiss Drive	20	300 feet west of Adrian Barnes Drive	Trimmier Road	C. E. Ellison High

West Stan Schlueter Loop	30	129 feet west of Delores Drive	128 feet east of Kaulean Drive	Reeces Creek Elementary
West Stan Schlueter Loop	35	24 feet east of Wade Drive	18 feet west of Hitchrock Drive	Willow Springs Elementary
West Trimmier Road	25	2090 feet south of Stagecoach Road	375 feet north of Stagecoach Road	Pathways Academy, Career & Tech Education, Charles Patterson Middle School
Westcliff Road	20	Rancier Avenue	339 feet north of Dan Drive	Haybranch Elementary
Wheeler Avenue	20	300 feet west of Alta Vista Drive	200 feet east of Bonnie Drive	Pershing Park Elementary
White Rock Drive	20	80 feet south of Fawn Dr.	300 feet south of School Property Line	Timber Ridge Elementary
Whitlow Drive	20	Williamson Avenue	Garth Drive	Fairway Middle
Williamson Avenue	20	300 feet west of Walton Walker Drive	Garth Drive	West Ward Elementary
Zephyr Road	20	76 feet west of Hammond Drive	300 feet east of Gowen Drive	<del>Haynes Elementary</del> <u>Gateway High/Middle</u>

**SECTION II:** That all ordinances or resolutions or parts of ordinances or resolutions in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

**SECTION III:** That should any section or part of any section or paragraph of this ordinance be declared invalid or unconstitutional for any reason, it shall not invalidate or impair

the validity, force or effect of any other section or sections or part of a section or paragraph of this ordinance.

**SECTION IV:** That the Code of Ordinances of the City of Killeen, Texas, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

**SECTION V:** That this ordinance shall be effective after its passage and publication according to law.

**PASSED AND APPROVED** at a regular meeting of the City Council of the City of Killeen, Texas, this 13th day of October 2015, at which meeting a quorum was present, held in accordance with the provisions of V.T.C.A., Government Code, Section 551.001, *et seq.*

**APPROVED**

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Scott Cospers, MAYOR

**ATTEST:**

**APPROVED AS TO FORM:**

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Dianna Barker, CITY SECRETARY

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Kathryn H. Davis, CITY ATTORNEY