

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

**AN ORDINANCE AMENDING CHAPTER 28, TRAFFIC, ARTICLE IX, MISCELLANEOUS RULES OF THE CITY OF KILLEEN'S CODE OF ORDINANCES BY REPEALING CONSTRUCTION ZONE SPEED LIMITS AND ESTABLISHING THE MAXIMUM SPEED LIMIT ON CERTAIN DESIGNATED STREETS; PROVIDING A PENALTY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN 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 Texas Local Government Code; and

**WHEREAS**, construction has ceased on State Highway 195, U.S. Highway 190, U.S. Highway 190 frontage roads, and FM 2410 within the City limits; and

**WHEREAS**, the City Council of the City of Killeen deems it appropriate to repeal the construction zone maximum speed limits where no construction exists;

**WHEREAS**, Chapter 545 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 recommendations in the ordinance are based on completed speed studies (engineering and traffic investigations) performed by either City staff or TxDOT showing that any prima facie speed limit set by statute is greater or less than is reasonable or safe under the conditions found to exist, taking into consideration the width and condition of the pavement and other circumstances on that portion of roadway, as well as the usual traffic on it, in accordance with the Texas Transportation Code; and

**WHEREAS**, the City of Killeen seeks to exercise its lawful authority to enact all reasonable legislation for the promotion of public health, safety and welfare.

**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 repealing Sections 28-245, 28-246, 28-247, 28-248, 28-249, 28-250, 28-254, 28-255, 28-256, 28-257, 28-258, 28-259, 28-260, and 28-261 in their entirety and adding the following section to read as follows:

**Section 28-245. - Speed Limits on Certain Roads.**

The state traffic laws regulating the speed of vehicles shall be applicable upon all streets within this city except as this section, as authorized by state law, hereby declares and determines upon the basis of an engineering and traffic investigation that certain speed regulations shall be applicable upon specified streets or in certain areas, in which event it shall be unlawful for any person to drive a vehicle at a speed in excess of any speed so declared in this section when signs are in place giving notice thereof. The maximum speed limit shall be set forth upon those streets or portions thereof as follows:

- (a) The reasonable and safe prima facie maximum speed limit shall be 20 miles per hour along the following streets:

Street	Begin	End
Lake Inks Avenue	Rancier Ave. (FM 439)	Branch Drive
Lake Inks Circle	Branch Drive	End
Branch Drive	Rancier Ave. (FM 439)	Lake Road
Brushy Creek Drive	Montague County Drive	Briar Patch Lane
Briar Patch Lane	Brushy Creek Drive	Bunny Trail
Lakeshore Drive	Entire Roadway	Entire Roadway
Lakeview Loop	Entire Roadway	Entire Roadway

- (b) The reasonable and safe prima facie maximum speed limit shall be 35 miles per hour along the following streets:

Street	Begin	End
Bunny Trail	Clear Creek Road (SH 201)	Stan Schlueter Loop (FM 3470)
Elms Road	Fort Hood Street (SH 195)	Clear Creek Road (SH 201)
Stagecoach Road	City Limits	East Trimmier Road
Florence Road	Elms Road	Jasper Drive
Rosewood Drive	Central Texas Expressway	End
Turkey Trot Road	Stagecoach Road	Trimmier Road
West Central Texas Expressway	400' west of Athens	475' west of Dubroc
East Central Texas Expressway	Western City Limits	475' west of Gateway Boulevard

- (c) The reasonable and safe prima facie maximum speed limit shall be 40 miles per hour along the following streets:

40 MPH		
Street	Begin	End
Cunningham Road	Stagecoach Road	Stan Schlueter Loop (FM 3470)
Elms Road	Stan Schlueter Loop (FM	Fort Hood Street (SH 195)

**State law references**—Texas Transportation Code, Chapter 545, Subchapter H, Speed Restrictions.

	3470)	
Robinett Road	Stan Schlueter Loop (FM 3470)	Edgefield Street
Stagecoach Road	East Trimmier Road	Fort Hood Street (SH 195)
Trimmier Road	Kelly Lane	Bacon Ranch Road
WS Young Drive	Stagecoach Road	350' north of Lowes Boulevard
Old 440 Road	450' North of Ginger Road	Stan Schlueter Loop (FM 3470)
38th Street	Veterans Memorial Boulevard	Rancier Avenue (FM 439)
Stan Schlueter Loop (FM 3470)	FM 2410	1,100' east of Elms Road
Veterans Memorial Boulevard	Western City Limits	350' west of WS Young Drive
Fort Hood Street (SH 195)	East Central Texas Expressway	225' south of Stephen Street

(d) The reasonable and safe prima facie maximum speed limit shall be 45 miles per hour along the following streets:

Street	Begin	End
Featherline Road	Chaparral Road	Stagecoach Road
Roy Reynolds Drive	Veterans Memorial Boulevard (Bus. US 190)	Rancier Avenue (FM 439)
Trimmier Road	Chaparral Road	Kelly Lane
Twin Creek Drive	Veterans Memorial Boulevard (Bus. US 190)	Rancier Avenue (FM 439)
Watercrest Road	Clear Creek Road (SH 201)	Willow Springs Road
Onion Road	Stagecoach Road	Stan Schlueter Loop (FM 3470)
Stan Schlueter Loop (FM 3470)	600' west of Old Florence Road	300' west of Saddle Ridge Drive
Fort Hood Street (SH 195)	225' south of Stephen Street	150' south of Industrial Boulevard
East Central Texas Expressway	475' west of Gateway Boulevard	Eastern City Limits
Veterans Memorial Boulevard	350' west of WS Young Drive	200' east of Rio Boulevard
West Central Texas Expressway	Eastern City Limits	400' west of Athens Street
West Central Texas Expressway	475' west of Dubroc	Western City Limits

(e) The reasonable and safe prima facie maximum speed limit shall be 50 miles per hour along the following streets:

Street	Begin	End
East Trimmier Road	Stagecoach Road	City Limits
Fort Hood Street (SH 195)	150' south of Industrial Boulevard	350' north of Leifester Circle
Veterans Memorial Boulevard	200' east of Rio Boulevard	Eastern City Limits
Clear Creek Road (SH 201)	Northern City Limits	600' south of Stan Schlueter Loop

(f) The reasonable and safe prima facie maximum speed limit shall be 55 miles per hour along the following streets:

Street	Begin	End
Stan Schlueter Loop (FM 3470)	1,100' east of Elms Road	600' west of Old Florence Road
Stan Schlueter Loop (FM 3470)	300' west of Saddle Ridge Drive	Clear Creek Road (SH 201)
Fort Hood Street (SH 195)	350' north of Leifester Circle	600' south of Stan Schlueter Loop (FM 3470)
Clear Creek Road (SH 201)	600' South of Stan Schlueter Loop	100' south of Prewitt Ranch Road

(g) The reasonable and safe prima facie maximum speed limit shall be 60 miles per hour along the following streets:

Street	Begin	End
IH-14/US 190	Killeen/Harker Heights City Limits	Western City Limits
Fort Hood Street (SH 195)	600' south of Stan Schlueter Loop (FM 3470)	City Limits
Clear Creek Road (SH 201)	100' South of Prewitt Ranch Road	SH 195

**SECTION II.** That violating this Ordinance shall be an offense punishable according to the Texas Transportation Code.

**SECTION III.** 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 IV.** 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 V.** 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 VI.** 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 26th day of February, 2019, at which meeting a quorum was present, held in accordance with the provisions of V.T.C.A., Government Code, §551.001 *et seq.*

**APPROVED:**

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Jose Segarra, MAYOR

**ATTEST:**

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Lucy C. Aldrich, CITY SECRETARY

**APPROVED AS TO FORM:**

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Kathryn H. Davis, CITY ATTORNEY  
ORD \_\_\_\_\_ Date: \_\_\_\_\_