

City of Houston Ordinance No. 2023- 998

**AN ORDINANCE ALTERING AND ESTABLISHING PRIMA FACIE SPEED LIMITS IN CERTAIN ZONES IN THE CITY OF HOUSTON; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING A REPEALER; CONTAINING A SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY; DECLARING CERTAIN CONDUCT TO BE UNLAWFUL AND PROVIDING A PENALTY; AND DECLARING AN EMERGENCY.**

\* \* \* \*

**WHEREAS**, on January 26, 2022, City Council passed Ordinance No. 2022-73 establishing the maximum and minimum speed limits on certain City of Houston ("City") streets; and

**WHEREAS**, upon the basis of an engineering and traffic investigation, the City Council has determined that speed limits established on certain City streets by Ordinance No. 2022-73 should be changed; and

**WHEREAS**, upon the basis of an engineering and traffic investigation, the City Council has determined that the maximum and minimum speed limits set forth hereinafter in the zones indicated are reasonable and safe; **NOW, THEREFORE**,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOUSTON, TEXAS:**

**Section 1.** That the findings contained in the preamble of this Ordinance are determined to be true and correct and are hereby adopted as a part of this Ordinance.

**Section 2.** That the maximum prima facie speed limits in the zones set out in **Exhibit A**, attached, are hereby altered, and the speeds set out opposite each such zone are hereby established as maximum prima facie speed limits. Any speed in excess of such maximum speed limits upon the streets, highways and other thoroughfares so designated and within such respective zones shall be prima facie evidence that the speed is not reasonable or prudent and that it is unlawful. No person shall drive a vehicle at a speed in excess of that which is reasonable and prudent under the circumstances then existing.

**Section 3.** That the minimum prima facie speed limit in the zone set out in **Exhibit A** and the speed set out opposite such zone is hereby established as the minimum prima facie speed limit. Any speed less than such speed limit upon the

designated street, highway or other thoroughfare so designated and within such respective zone shall be prima facie evidence that the speed is not reasonable or prudent and that it is unlawful. No person shall drive a vehicle at a speed less than that which is reasonable and prudent under the circumstances then existing.

**Section 4.** That **Exhibit A**, attached, is hereby incorporated by reference into this Ordinance for all purposes. The speed limit established by this Ordinance for any street, highway or other thoroughfare in any specified zone, and in the direction(s) indicated in the near right-hand column immediately opposite such zone and headed by the term "DIR", shall be that which appears opposite such zone in the far right-hand column headed by the term "MPH".

**Section 5.** That the foregoing speed limits shall be effective in the said respective zones and for the designated directions when appropriate signs giving notice thereof shall have been erected by Houston Public Works, the Texas Department of Transportation, or another governmental agency acting under authority of law.

**Section 6.** That every person violating any of the provisions of this Ordinance shall be guilty of a misdemeanor and shall be punished by a fine of not less than One Dollar (\$1.00) nor more than Two Hundred Dollars (\$200.00).

**Section 7.** That Ordinance No. 2022-73 is hereby repealed to the extent that it conflicts with this Ordinance, except as provided in Section 8, below.

**Section 8.** That this Ordinance is subject to the operation of Section 1-5 of the Code of Ordinances, Houston, Texas, and the provisions of Ordinance No. 2022-73 that are in conflict with this Ordinance are expressly saved from repeal for the limited purpose of the trial and punishment of all offenses arising thereunder prior to the repeal of those provisions by this Ordinance.

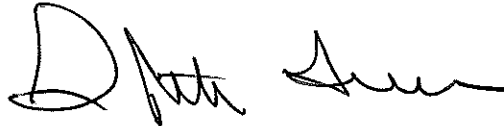
**Section 9.** That, if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this

Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

**Section 10.** That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this 15<sup>th</sup> day of November, 2023.

APPROVED this 15<sup>th</sup> day of November, 2023.



\_\_\_\_\_  
Mayor of the City of Houston

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is \_\_\_\_\_.

\_\_\_\_\_  
City Secretary

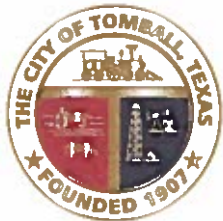
DocuSigned by:  
Lizet Lolos

Prepared by Legal Dept. \_\_\_\_\_  
LI/kro 10/30/2023      49310E8DAB544E9...  
Assistant City Attorney  
Requested by Carol E. Haddock, P.E., Director, Houston Public Works  
L.D. G.C. Number 0000000225

**TABLE 2  
CITY OF HOUSTON  
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
TRAFFIC OPERATIONS DIVISION  
REGULAR SPEED ZONES**

| <u>STREET:</u>                       | <u>ZONE LIMITS:</u>  | <u>DIR:</u> | <u>SPEED:</u> |
|--------------------------------------|--|-------------|---------------|
| TELEPHONE RD                         | FROM THE INTERSECTION OF AIRPORT BLVD TO THE SOUTH CITY LIMITS                           | N&S         | 45            |
| TIDWELL RD                           | FROM THE CENTERLINE OF AIRLINE TO THE EAST CITY LIMIT                                    | E&W         | 40            |
| TOMBALL PKWY,<br>EAST SERVICE<br>RD  | FROM THE SOUTH CITY LIMIT 1188 FEET NORTH OF HIGH LIFE RD TO THE CENTERLINE OF GREENS RD | N           | 50            |
| TOMBALL PKWY,<br>EAST SERVICE<br>RD  | FROM THE CENTERLINE OF GREENS RD TO CENTERLINE OF GRANT RD                               | N           | 45            |
| TOMBALL PKWY,<br>WEST SERVICE<br>RD  | FROM THE CENTERLINE OF GRANT RD TO THE CENTERLINE OF GREENS RD                           | S           | 45            |
| TOMBALL PKWY,<br>WEST SERVICE<br>RD  | FROM THE CENTERLINE OF GREENS RD TO SOUTH CITY LIMIT 1188 FEET NORTH OF HIGH LIFE RD     | S           | 50            |
| TURNING BASIN<br>DR                  | FROM THE CENTERLINE OF FLAGSHIP TO THE CENTERLINE OF INDUSTRIAL                          | N&S         | 45            |
| US-90 (CROSBY<br>FWY), SERVICE<br>RD | FROM THE CENTERLINE OF OATES RD TO THE CENTERLINE OF CURRENCY ST                         | W           | 40            |
| UVALDE ST                            | FROM THE NORTH CITY LIMIT TO THE CENTERLINE OF THE EAST FWY                              | N&S         | 35            |
| VETERANS<br>MEMORIAL                 | FROM THE CENTERLINE OF W. MOUNT HOUSTON TO THE CENTERLINE OF N. SHEPHERD                 | N&S         | 45            |

005859334



# City of Tomball

**Gretchen Fagan**  
Mayor

**Jan Belcher**  
City Manager

August 25, 2009

Roger Rubico  
Texas Department of Transportation  
Traffic Engineering Section  
7600 Washington Ave.  
Houston, TX. 77007

RE: Ordinance 2009-18 – Adopting Speed Zones

Dear Mr. Rubico:

Enclosed please find your original executed document of the Ordinance adopting the recommended speed zones.

If you have any questions, please contact me at 281-290-1019.

Sincerely,

Betsy Gates  
Assistant City Secretary



ORDINANCE NO. 2009-18

AN ORDINANCE ALTERING THE *PRIMA FACIE* SPEED LIMITS ESTABLISHED FOR VEHICLES UNDER THE PROVISIONS OF §545.356, TEXAS TRANSPORTATION CODE, UPON THE BASIS OF AN ENGINEERING AND TRAFFIC INVESTIGATION, UPON CERTAIN STREETS AND HIGHWAYS, OR PARTS THEREOF WITHIN THE CORPORATE LIMITS OF THE CITY OF TOMBALL, INCLUDING BROWN ROAD AND SH 249/TOMBALL EXPRESSWAY MAIN LANES AND BYPASS, AS SET OUT IN THIS ORDINANCE; AND PROVIDING A PENALTY OF A FINE IN AN AMOUNT NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) FOR THE VIOLATION OF THIS ORDINANCE.

\* \* \* \* \*

WHEREAS, §545.356, Texas Transportation Code, provides that whenever the governing body of the City shall determine, upon the basis of an engineering and traffic investigation, that any *prima facie* speed therein set forth is greater or less than is reasonable or safe under the conditions found to exist at any intersection or other place or upon any part of a street or highway within the City, taking into consideration the width and condition of the pavement and other circumstances on such portion of said street or highway, as well as the usual traffic thereon, said governing body may determine and declare a reasonable and safe *prima facie* speed limit thereat or thereon by the passage of an Ordinance, which shall be effective when appropriate signs giving notice thereof are erected at such intersection or other place or part of the street or highway;

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

Section 1. Upon the basis of an engineering and traffic investigation heretofore made as authorized by the provisions of §545.356, Texas Transportation Code, the following *prima facie* speed limits hereafter indicated for vehicles are hereby determined and declared to be

reasonable and safe; and such speed limits are hereby fixed at the rate of speed indicated for vehicles traveling upon the named streets and highways, or parts thereof, described as follows:

- (A) Along SH 249/Tomball Expressway (Bypass) from 180-ft. south of Alice Road to 1,621 ft. north of Alice Road, a distance of approximately 0.341 miles, the speed limit shall be "45 MPH."
- (B) Along SH 249/Tomball Expressway Main Lane (Bypass) from 1,621 feet north of Alice Street to 1,568 feet south of Brown Road, a distance of approximately 1.280 miles, the speed limit shall be "55 MPH."
- (C) Along SH 249/Tomball Expressway (Bypass) frontage Roads from 1,621 feet north of Alice Road to 1,568 feet south of Brown Road, a distance of approximately 1.280 miles, the speed limit shall be "45 MPH."
- (D) Along SH 249 from 1,568 feet south of Brown Road to the centerline of Heidi Lane, a distance of approximately 1.000 miles, the speed limit shall be "45 MPH."

Section 2. Any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in any sum not more than Two Hundred Dollars (\$200.00).

FIRST READING:


READ, PASSED, AND APPROVED AS SET OUT BELOW AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL, HELD ON THE 3<sup>RD</sup> DAY OF AUGUST, 2009.

|                     |            |
|---------------------|------------|
| COUNCILMAN QUINN    | <u>AYE</u> |
| COUNCILMAN STOLL    | <u>AYE</u> |
| COUNCILMAN WEBB     | <u>AYE</u> |
| COUNCILMAN TOWNSEND | <u>AYE</u> |
| COUNCILMAN DRIVER   | <u>AYE</u> |

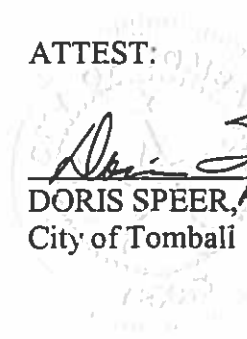

SECOND READING:

READ, PASSED, AND APPROVED AS SET OUT BELOW AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL, HELD ON THE 17<sup>TH</sup> DAY OF AUGUST, 2009.

|                     |            |
|---------------------|------------|
| COUNCILMAN QUINN    | <u>AYE</u> |
| COUNCILMAN STOLL    | <u>AYE</u> |
| COUNCILMAN WEBB     | <u>AYE</u> |
| COUNCILMAN TOWNSEND | <u>AYE</u> |
| COUNCILMAN DRIVER   | <u>AYE</u> |

  
\_\_\_\_\_  
GRETCHEN EAGAN, Mayor  
City of Tomball

ATTEST:

  
  
\_\_\_\_\_  
DORIS SPEER, City Secretary  
City of Tomball



TEXAS TRANSPORTATION COMMISSION  
MINUTE ORDER

VARIOUS Counties

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VARIOUS Districts

Transportation Code, §545.352 establishes prima facie reasonable and prudent speed limits for various categories of public roads, streets and highways.

Transportation Code, §545.353 empowers the Texas Transportation Commission (commission) to alter those prima facie limits on any part of the state highway system as determined from the results of an engineering and traffic investigation conducted according to the procedures adopted by the commission.

The Texas Department of Transportation (department) has conducted the prescribed engineering and traffic investigations to determine reasonable and safe prima facie maximum speed limits for those segments of the state highway system shown in Exhibits A and B.

Exhibit A lists construction speed zones in effect when signs are displayed within construction projects. The completion and/or acceptance of each project shall cancel the provision of this minute order applying to said project and any remaining construction speed zone signs shall be removed.

Exhibit B lists speed zones for sections of highways where engineering and traffic investigations justify the need to alter the speeds.

It has also been determined that the speed limits on the segments of the state highway system, previously established by the commission by minute order and listed in Exhibit C, are no longer necessary or have been incorporated by the city which has the authority to set the speed limits on these sections of the highway.

The department, in consultation with the Texas Commission on Environmental Quality, has also determined that environmental speed limits on the segment of highway established by Minute Order 108409, dated January 25, 2001 and listed in Exhibit D, are no longer necessary.

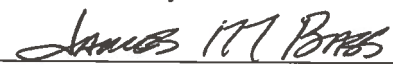
IT IS THEREFORE ORDERED by the commission that the reasonable and safe prima facie maximum speed limits determined in accordance with the department's "Procedures for Establishing Speed Zones" and shown on the attached Exhibits A and B are declared as tabulated in those exhibits. The executive director is directed to implement this order for control and enforcement purposes by the erection of appropriate signs showing the prima facie maximum speed limits.

IT IS FURTHER ORDERED that a provision of any prior order by the commission which is in conflict with a provision of this order is superseded to the extent of that conflict, and that the portions of minute orders establishing speed zones shown on the attached Exhibits C and D are canceled.

Submitted and reviewed by:

  
Director, Traffic Operations Division

Recommended by:

  
Executive Director

115192 MAR 29 18  
Minute Number Date Passed

# REGULAR SPEED ZONES

| County<br>(City)               | Highway<br>Control Section | BEGIN     | Limits<br>MP-Milepoint | END | Length<br>(Miles) | Speed<br>(MPH) |
|--------------------------------|----------------------------|-----------|------------------------|-----|-------------------|----------------|
| <b><i>Dallas District</i></b>  |                            |           |                        |     |                   |                |
| Denton<br>(Carrollton)         | IH 35 E FR<br>196-2        | MP 1.001  | MP 1.644               |     | 0.643             | 50             |
| Denton<br>(Carrollton)         | IH 35 E<br>196-2           | MP 1.001  | MP 1.644               |     | 0.643             | 70             |
| Denton<br>(Lewisville)         | IH 35 E FR<br>196-2        | MP 1.644  | MP 8.571               |     | 6.927             | 50             |
| Denton<br>(Lewisville)         | IH 35 E<br>196-2           | MP 1.644  | MP 10.664              |     | 9.020             | 70             |
| Denton<br>(Lewisville)         | IH 35 E FR<br>196-2        | MP 8.571  | MP 10.664              |     | 2.093             | 55             |
| Denton<br>(Hickory Creek)      | IH 35 E<br>196-2           | MP 10.664 | MP 10.951              |     | 0.287             | 70             |
| Denton<br>(Hickory Creek)      | IH 35 E FR<br>196-2        | MP 10.664 | MP 10.951              |     | 0.287             | 55             |
| <b><i>Houston District</i></b> |                            |           |                        |     |                   |                |
| Harris                         | SH 249 FR<br>720-3         | MP 4.892  | MP 12.730              |     | 7.838             | 50             |
| Harris                         | SH 249<br>720-3            | MP 8.000  | MP 12.730              |     | 4.730             | 65             |

# REGULAR SPEED ZONES

| County<br>(City)               | Highway<br>Control Section | BEGIN     | Limits<br>MP-Milepoint | END | Length<br>(Miles) | Speed<br>(MPH)      |
|--------------------------------|----------------------------|-----------|------------------------|-----|-------------------|---------------------|
| <b><i>Houston District</i></b> |                            |           |                        |     |                   |                     |
| Harris                         | SH 249 WFR<br>720-3        | MP 15.125 | MP 16.156              |     | 1.015             | 45                  |
| Harris                         | SH 249 EFR<br>720-3        | MP 15.125 | MP 16.503              |     | 1.362             | 45                  |
| Harris                         | SH 249<br>720-3            | MP 15.125 | MP 16.050              |     | 0.909             | 60                  |
| Harris                         | SH 249<br>720-3            | MP 16.050 | MP 22.855              |     | 6.805             | 50                  |
| Harris                         | SH 249<br>720-3            | MP 22.288 | MP 22.588              |     | 0.300             | 35 (School<br>Zone) |
| Harris                         | SH 249 FR<br>720-6         | MP 2.690  | MP 2.827               |     | 0.137             | 50                  |
| Montgomery                     | FM 149<br>720-2            | MP 30.850 | MP 32.380              |     | 1.530             | 40                  |
| Montgomery                     | SH 249<br>720-2            | MP 32.380 | MP 33.275              |     | 0.895             | 45                  |
| <b><i>Lufkin District</i></b>  |                            |           |                        |     |                   |                     |
| Houston                        | US 287<br>109-3            | MP 23.910 | MP 25.070              |     | 1.160             | 60                  |

TEXAS TRANSPORTATION COMMISSION

VARIOUS Counties

MINUTE ORDER

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VARIOUS Districts

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Transportation Code, §545.353 empowers the Texas Transportation Commission (commission) to alter those prima facie limits on any part of the state highway system as determined from the results of an engineering and traffic investigation conducted according to the procedures adopted by the commission.

The Texas Department of Transportation (department) has conducted the prescribed engineering and traffic investigations to determine reasonable and safe prima facie maximum speed limits for those segments of the state highway system shown in Exhibits A and B.

Exhibit A lists construction speed zones in effect when signs are displayed within construction projects. The completion and/or acceptance of each project shall cancel the provision of this minute order applying to said project and any remaining construction speed zone signs shall be removed.

Exhibit B lists speed zones for sections of highways where engineering and traffic investigations justify the need to alter the speeds.

It has also been determined that the speed limits on the segments of the state highway system, previously established by the commission by minute order and listed in Exhibit C, are no longer necessary or have been incorporated by the city which has the authority to set the speed limits on these sections of the highway.

The department, in consultation with the Texas Commission on Environmental Quality, has also determined that the environmental speed limit on the segment of highway established by Minute Order 109064, dated October 31, 2002 and listed in Exhibit D, is no longer necessary.

IT IS THEREFORE ORDERED by the commission that the reasonable and safe prima facie maximum speed limits determined in accordance with the department's "Procedures for Establishing Speed Zones" and shown on the attached Exhibits A and B are declared as tabulated in those exhibits. The executive director is directed to implement this order for control and enforcement purposes by the erection of appropriate signs showing the prima facie maximum speed limits.

IT IS FURTHER ORDERED that a provision of any prior order by the commission which is in conflict with a provision of this order is superseded to the extent of that conflict, and that the portions of minute orders establishing speed zones shown on the attached Exhibits C and D are canceled.

Submitted and reviewed by:

WDA Chason, PE.  
Director, Traffic Safety Division

Recommended by:

James M. Bass  
Executive Director

115582 AUG 29 19

Minute Date  
Number Passed

# REGULAR SPEED ZONES

| County<br>(City)                  | Highway<br>Control Section | Limits    |              |       | Length<br>(Miles) | Speed<br>(MPH) |
|-----------------------------------|----------------------------|-----------|--------------|-------|-------------------|----------------|
|                                   |                            | BEGIN     | MP-Milepoint | END   |                   |                |
| <b><i>Houston District</i></b>    |                            |           |              |       |                   |                |
| Harris                            | SH 249 FR<br>720-3         | MP 6.100  | MP 8.945     | 2.845 | 45                |                |
| <b><i>Laredo District</i></b>     |                            |           |              |       |                   |                |
| Val Verde                         | SS 317<br>299-12           | MP 0.000  | MP 0.852     | 0.852 | 55                |                |
| Val Verde                         | SS 317<br>299-12           | MP 0.852  | MP 1.083     | 0.231 | 45                |                |
| Val Verde                         | SS 317<br>299-12           | MP 1.083  | MP 1.283     | 0.200 | 35                |                |
| Val Verde                         | SS 317<br>299-12           | MP 1.283  | MP 2.797     | 1.514 | 60                |                |
| <b><i>Lubbock District</i></b>    |                            |           |              |       |                   |                |
| Lynn                              | US 380<br>297-5            | MP 14.708 | MP 14.973    | 0.265 | 60                |                |
| <b><i>San Angelo District</i></b> |                            |           |              |       |                   |                |
| Real                              | SH 55<br>235-3             | MP 0.094  | MP 0.307     | 0.213 | 60                |                |
| Real                              | SH 55<br>235-3             | MP 2.517  | MP 2.875     | 0.358 | 65                |                |

TEXAS TRANSPORTATION COMMISSION

VARIOUS Counties

MINUTE ORDER

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Exhibit B lists speed zones for sections of highways where engineering and traffic investigations justify the need to alter the speeds.

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IT IS FURTHER ORDERED that a provision of any prior order by the commission which is in conflict with a provision of this order is superseded to the extent of that conflict, and that the portions of minute orders establishing speed zones shown on the attached Exhibit C are canceled.

Submitted and reviewed by:

*Michael A. Chason, P.E.*  
Director, Traffic Safety Division

Recommended by:

*James M. Brass*  
Executive Director

115679     JAN 30 '20  
Minute             Date  
Number             Passed

# REGULAR SPEED ZONES

| County<br>(City)                  | Highway<br>Control Section | BEGIN     | Limits<br>MP-Milepoint | END | Length<br>(Miles) | Speed<br>(MPH) |
|-----------------------------------|----------------------------|-----------|------------------------|-----|-------------------|----------------|
| <b><i>Fort Worth District</i></b> |                            |           |                        |     |                   |                |
| Parker                            | FM 730<br>1601-1           | MP 12.111 | MP 12.179              |     | 0.068             | 60             |
| Parker                            | FM 730<br>1601-1           | MP 12.182 | MP 14.195              |     | 2.013             | 60             |
| <b><i>Houston District</i></b>    |                            |           |                        |     |                   |                |
| Harris<br>(Houston)               | SH 249<br>720-3            | MP 14.900 | MP 15.125              |     | 0.225             | 60             |
| Harris<br>(Houston)               | SS 527<br>27-15            | MP 1.022  | MP 1.685               |     | 0.663             | 50             |