

AN ORDINANCE

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS, AMENDING THE FAIR OAKS RANCH CODE OF ORDINANCES CHAPTER 12 TRAFFIC AND VEHICLES, ARTICLE 12.01 GENERAL PROVISIONS, SECTION 12.01.003 PRIMA FACIE SPEED LIMIT BY REDUCING THE MAXIMUM SPEED LIMIT ON ROLLING ACRES TRAIL FROM AMMANN ROAD TO SILVER SPUR TRAIL TO 30 MILES PER HOUR; PROVIDING FOR REPEALING, SAVINGS, AND SEVERABILITY CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Section 545.356 of the Texas Transportation Code provides provisions for altering the City's prima facie speed limit of 30 miles per hour within its jurisdiction, and

WHEREAS, Chapter 12, Section 12.01.003 of the City of Fair Oaks Ranch Code of Ordinances provides the City's prima facie speed limit is 30 miles, and

WHEREAS, on June 27, 1989, the City Council adopted the maximum, reasonable, and prudent prima facie speed limit of 35 miles per hour on Rolling Acres Trail from Ammann Road to Silver Spur Trail, and

WHEREAS, on January 15, 2009, the City Council reaffirmed the maximum, reasonable, and prudent speed limit of 35 miles per hour on Rolling Acres Trail from Ammann Road to Silver Spur Trail, and

WHEREAS, on March 31, 2025, the City received a resident request to reduce the speed limit on Rolling Acres to 30 miles per hour, and

WHEREAS, on May 7, 2025, after a review and discussion of the request, the Fair Oaks Ranch Transportation Safety Advisory Committee made an affirmative vote to recommend reducing the maximum, reasonable, and prudent prima facie speed limit on Rolling Acres Trail to 30 miles per hour and to advance their recommendation to the City Council for consideration and final action, and

WHEREAS, after reviewing the results of a traffic study, the City Council finds, for the safety of residents and drivers, 30 miles per hour is a reasonable and prudent prima facie speed limit on Rolling Acres Trail from Ammann Road to Silver Spur Trail.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS:

Section 1. The Fair Oaks Ranch Code of Ordinances Chapter 12 Traffic and Vehicles, Article 12.01 General Provisions, Section 12.01.003 Prima Facie Speed Limit is hereby amended by reducing the maximum speed limit on Rolling Acres Trail from Ammann Road to Silver Spur Trail to the City's prima facie speed limit (30 miles per hour) as shown in **Exhibit A**.

Section 2. That the recitals contained in the preamble hereto are hereby found to be true and such recitals are hereby made a part of this ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

- Section 3.** It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance be severable, and, if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared invalid by judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance and the remainder of this ordinance shall be enforced as written.
- Section 4.** That it is officially found, determined, and declared that the meeting at which this ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.
- Section 5.** The provisions of this ordinance shall be cumulative of all ordinances not repealed by this ordinance and ordinances governing or regulating the same subject matter as that covered herein.
- Section 6.** If any provision of this ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City hereby declares that this ordinance would have been enacted without such invalid provision.
- Section 7.** All ordinances, or parts thereof, which are in conflict or inconsistent with any provision of this ordinance are hereby repealed to the extent of such conflict, and the provisions of this ordinance shall be and remain controlling as to the matters ordained herein.
- Section 8.** This ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.
- Section 9.** This ordinance shall take effect immediately from and after its second reading, passage and any publication requirements as may be required by governing law, and erecting or posting speed limit signs giving notice of the new speed limit.

PASSED and APPROVED on first reading by the City Council of the City of Fair Oaks Ranch, Texas, on this 2nd day of October 2025.

PASSED, APPROVED, and ADOPTED on second and final reading by the City Council of the City of Fair Oaks Ranch, Texas, on this 16th day of October 2025.

Gregory C. Maxton, Mayor

ATTEST:

APPROVED AS TO FORM:

Christina Picioccio, TRMC
City Secretary

Denton Navarro Rodriguez Bernal Santee & Zech
P.C., City Attorney

EXHIBIT A

Chapter 12 Traffic and Vehicles; Article 12.01 General Provisions; Section 12.01.003 Prima Facie Speed Limit is hereby amended by the following deletion:

(3) 35 mph

~~Rolling Acres Trail from Ammann Road to Silver Spur Trail~~