

Chapter 126 - TRAFFIC AND VEHICLES^[1]

Sec. 126-61. - Authority to install.

(a) ~~The chief of police~~ Public Works Department shall place and maintain traffic control signs, signals, and devices when and as required under this Code and other traffic ordinances of this city to make effective the provisions thereof and may place and maintain such additional traffic control devices as ~~he may deem~~ necessary to regulate traffic under this Code and other traffic ordinances of this city or under state law, or to guide or warn traffic.

Comment [mkh1]: Similar to the City of San Marcos

(b) The city engineer shall have the authority to install the following traffic control devices:-

- (1) Stop signs, yield signs, and multi-way stop signs and signals;
- (2) Parking restrictions delegated to the chief of police or city engineer as set out under this chapter;
- (3) Prohibited turns or lane uses;
- (4) Crosswalks;
- (5) Speed zone schedules;
- (6) Traffic lanes and pavement markings;
- (7) Loading zones or bus stop zones; and
- (8) Truck routes through the city.

(c) The installation of the following traffic control devices shall require a ~~Approval~~ from the city council by ordinance:

Comment [mkh2]: Similar to the City of San Marcos

- (1) Traffic signals;
- (2) One-way streets;
- (3) Speed limits;
- (4) Speed zone locations;
- (5) All parking regulations not specifically delegated to the chief of police or city engineer under this chapter; and
- (6) All other regulatory signs where the authority to install is not specifically delegated to the chief of police or city engineer in subsection (a) of this section.

(d) The city engineer shall maintain records of all regulatory traffic control devices authorized under his authority.

Comment [mkh3]: Similar to the City of Fredericksburg

(Code 1961, § 23-21)

State Law reference— Local traffic control devices, Vernon's Ann. Civ. St. art. 6701d, §§ 30, 31.

Sec. 126-70. - Crosswalks, safety zones, lanes; establishing and marking.

The chief of police or city engineer is hereby authorized to:

- (1) Crosswalks. Designate and maintain, by appropriate devices, marks, or lines upon the surface of the roadway, crosswalks at intersections where in his opinion there is particular danger to pedestrians crossing the roadway, and at such other places as he may deem necessary.
- (2) Safety zones. Establish safety zones of such kind and character and at such places as he may deem necessary for the protection of pedestrians.

Comment [mkh4]: Crosswalks require compliance with the TMUTCD and ADA. It is the job of the city engineer to ensure conformity to these standards.

- (3) *Traffic lanes.* Mark lanes for traffic on street pavement at such places as he may deem advisable, consistent with this Code and other traffic ordinances of this city.

(Code 1961, § 23-33)

State Law reference— Driving through safety zone, Vernon's Ann. Civ. St. art. 6701d, § 85.

Sec. 126-91. - One-way streets; signs indicating direction, obedience to.

- (a) Whenever any ordinance of this city designates any one-way street or alley, the ~~chief of police~~ **Public Works Department** shall place and maintain signs giving notice thereof, and no such regulation shall be effective unless such signs are in place. Signs indicating the direction of lawful traffic movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited.
- (b) Vehicular traffic shall move only in the indicated direction when signs indicating the direction of traffic are erected and maintained at every intersection where movement in the opposite direction is prohibited.

(Code 1961, § 23-93)

State Law reference— One-way roadways, Vernon's Ann. Civ. St. art. 6701d, § 59.

Sec. 126-131. - Regulation at traffic signals.

The ~~chief of police~~ **city engineer** is authorized to regulate the timing of traffic signals so as to permit the movement of traffic in an orderly and safe manner at speeds slightly at variance from the speeds otherwise applicable within the district or at intersections and shall erect appropriate signs giving notice thereof.

Comment [mkh5]: Replaced chief of police with city engineer to reflect actual city practice.

(Code 1961, § 23-109)

Sec. 126-136. - Speed zones—Twenty miles per hour on school days—Thirty miles per hour at other times.

- (a) No person shall drive any vehicle on the following streets within the areas designated in this subsection ~~between the hours of 7:45 a.m. and 9:15 a.m. and between 2:45 p.m. and 4:15 p.m. during the posted hours or when the school zone flashing lights are operating from 7:00 a.m. to 5:00 p.m.~~ on each scheduled school day during every authorized school term, in excess of 20 miles per hour; and 30 miles per hour at every other time:

Guenther Avenue between Business 35 and Butcher Street;

Butcher Street between Magazine Avenue and Santa Clara Avenue;

Magazine Avenue between Butcher Street and Business 35;

Nacogdoches Street between Magazine Avenue and Santa Clara Avenue;

Church Hill Drive between 0.225/10th of a mile north or Ridgewood Avenue and one-tenth of a mile southeast of the intersection of Post Road; ~~and~~

Loop 337 Frontage Road between Loop 337 and Church Hill Drive; ~~and~~

- ~~(b) No person shall drive any vehicle on the following streets within the areas designated in this subsection between the hours of 7:15 a.m. and 8:45 a.m. and between 3:15 p.m. and 4:45 p.m. on~~

each school day during every authorized school term, in excess of 20 miles per hour; and 30 miles per hour at every other time:

Oak Run Point between State Highway 46 to dead end;

- ~~(c) No person shall drive any vehicle on the following streets within the areas designated in this subsection between the hours of 8:15 a.m. and 9:35 a.m. and between 3:15 p.m. and 4:45 p.m. on each school day during every authorized school term, in excess of 20 miles per hour; and 30 miles per hour at every other time:~~

Ohio Avenue between 200 feet east of Brentwood Drive and its end southwest of Kentucky Boulevard;

- ~~(d) No person shall drive any vehicle on the following streets within the areas designated in this subsection between the hours of 7:20 a.m. and 8:50 a.m. and between 2:20 p.m. and 3:50 p.m. on each school day during every authorized school term, in excess of 20 miles per hour; and 30 miles per hour at every other time:~~

Guenther Avenue between Butcher Street and W. Coll Street;

Magazine Avenue between Butcher Street and W. Coll Street; ~~and~~

W. Coll Street between Magazine Avenue and Santa Clara Avenue;

- ~~(e) No person shall drive any vehicle on the following streets within the areas designated in this subsection between the hours of 7:00 a.m. and 8:30 a.m. and between 2:00 p.m. and 3:30 p.m. on each school day during every authorized school term, in excess of 20 miles per hour; and 30 miles per hour at every other time:~~

Howard Street between Fredericksburg Road and 190 feet east of N. Walnut Avenue;

Fredericksburg Road between 150 feet north of Wood Road and 50 feet south of Oakcrest Drive;

Bell Street between 180 feet west of Rosemary Drive and Fredericksburg Road;

Rosemary Drive between Howard Street and Starcrest Drive;

Parkview Drive between Oakcrest Drive and Bell Street;

Avery Parkway between 0.1 mile south of Whispering Way and 0.1 mile north of Conner Drive;

Goodwin Lane between 0.1 mile north of Orion Drive and 0.1 mile north of Dove Hollow Drive;

Settler's Crossing between S. Walnut Avenue and Savannah Hill Circle; ~~and~~

Klein Way between Klein Road and Settler's Crossing;

- ~~(f) No person shall drive any vehicle on the following streets within the areas designated in this subsection between the hours of 7:20 a.m. and 8:50 a.m. and between 2:20 p.m. and 3:50 p.m. on each school day during every authorized school term, in excess of 20 miles per hour; and 30 miles per hour at every other time:~~

Hidalgo Avenue between W. San Antonio Street and Spur No. 3;

Lone Star Avenue between W. San Antonio Street and IH 35 Frontage Road;

W. San Antonio Street between Grape Avenue and Lone Star Avenue; ~~and~~

Zamora Street between Hidalgo Avenue and Lone Star Avenue;

- ~~(g) No person shall drive any vehicle on the following streets within the areas designated in this subsection between the hours of 7:10 a.m. and 8:40 a.m. and between 2:10 p.m. and 3:40 p.m. on each school day during every authorized school term, in excess of 20 miles per hour; and 30 miles per hour at every other time:~~

Main Street between Houston Avenue and Veramendi Avenue;

Commerce Street between Houston Avenue and Veramendi Avenue;

Veramendi Avenue between Common Street and Camp Street;

Houston Avenue between Common Street and Camp Street; ~~and~~

Central Avenue between Common Street and Main Street and between Commerce Street and Camp Street; ~~-~~

~~(h) No person shall drive any vehicle on the following streets within the areas designated in this subsection between the hours of 7:00 a.m. and 9:00 a.m. and between 2:00 p.m. and 4:00 p.m. on each school day during every authorized school term, in excess of 20 miles per hour; and 30 miles per hour at every other time:~~

W. Bridge Street between N. Seguin Avenue and Academy Avenue;

Castell Avenue between W. Mill Street and Zink Street;

Cross Street between Guenther Avenue and Santa Clara Avenue;

Santa Clara Avenue between Cross Street and W. San Antonio Street;

Kerlick Lane from the intersection of Mission Hills Drive easterly for a distance of 1,500 feet;

Mission Hills Drive from the intersection of Kerlick Lane southwesterly for a distance of 1,500 feet;

Old Austin Road between Loop 337 and Post Road; ~~and~~

Broadway between Post Road and dead end; ~~and~~.

~~(i) No person shall drive any vehicle on the following streets within the areas designated in this subsection between the hours of 7:00 a.m. and 8:50 a.m. and between 2:00 p.m. and 3:50 p.m. on each school day during every authorized school term, in excess of 20 miles per hour; and 30 miles per hour at every other time:~~

Hanz Drive from the intersection of East Common Street westerly for a distance of 610 feet.

~~(bj)~~ Any person who shall violate any provision of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine not to exceed \$200.00.

(Code 1961, § 23-110.1; Ord. No. 94-26, § 23.110.1(b), (c), 6-13-94; Ord. No. 95-33, § I, 10-9-95; Ord. No. 96-21, § I, 4-8-96; Ord. No. 97-37, § I, 11-24-97; Ord. No. 2001-57, § I, 10-22-01; Ord. No. 2007-66, § I, 8-27-07; Ord. No. 2008-59, § I, 8-25-08; Ord. No. 2008-63, § I, 9-22-08; Ord. No. 2009-08, § I, 2-23-09; 2009-10, § I, 3-9-09; Ord. No. 2009-31, § I, 5-26-09; Ord. No. 2009-66, § I, 9-28-09; Ord. No. 2010-48, § I, 7-26-10; Ord. No. 2011-73, § I, 10-10-11; Ord. No. 2013-55, § I, 9-9-13; Ord. No. 2013-56, § I, 9-9-13; Ord. No. 2015-15, § I, 3-9-15)

Sec. 126-137. - Same—Same—Thirty-five miles per hour at other times.

(a) No person shall drive any vehicle on the following streets within the areas designated in this subsection ~~between the hours of 6:30 a.m. and 8:50 a.m. and between 2:00 p.m. and 3:50 p.m.~~ during the posted hours or when the school zone flashing lights are operating from 7:00 a.m. to 5:00 p.m. on each scheduled school day during every authorized school term, in excess of 20 miles per hour; and 35 miles per hour at every other time:

S. Walnut Avenue between County Line Road and 230 feet north of Rolling Path;

S. Walnut Avenue between County Line Road and 110 feet north of Frances Street;

County Line Road between 50 feet west of Palace Drive and 260 feet east of Sungate Drive; ~~and~~

~~(b) No person shall drive any vehicle on the following streets within the areas designated in this subsection between the hours of 7:00 a.m. and 8:50 a.m. and between 2:00 p.m. and 3:50 p.m. on~~

~~each school day during every authorized school term, in excess of 20 miles per hour; and 35 miles per hour at every other time:~~

~~E. Common Street between 380 feet north of Gruene Park Drive and 300 feet north of Hanz Drive.~~

- (eb) Any person who shall violate any provision of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punishable of a fine not to exceed \$200.00.

(Code 1961, § 23-110.3; Ord. No. 95-33, § II, 10-9-95; Ord. No. 2007-66, § I, 8-27-07; Ord. No. 2008-59, § I, 8-25-08; Ord. No. 2009-08, § I, 2-23-09; Ord. No. 2009-31, § I, 5-26-09; Ord. No. 2009-70, § I, 10-12-09; Ord. No. 2010-48, § I, 7-26-10; Ord. No. 2011-73, § I, 10-10-11; Ord. No. 2014-2, § I, 1-13-14; Ord. No. 2014-73, § I, 10-27-14)

Sec. 126-138. - Same—Same—Forty miles per hour at other times.

- (a) No person shall drive any vehicle on the following streets within the areas designated in this subsection ~~between the hours of 7:00 a.m. and 8:30 a.m. and between 2:00 p.m. and 3:30 p.m. during the posted hours or when the school zone flashing lights are operating from 7:00 a.m. to 5:00 p.m.~~ on each scheduled school day during every authorized school term, in excess of 20 miles per hour; and 40 miles per hour at every other time:

~~Morningside Drive from two-tenths of a mile north of the main entrance to Morningside Elementary to two-tenths of a mile south of the main entrance of Morningside Elementary; and:~~

- (b) ~~No person shall drive any vehicle on the following streets within the areas designated in this subsection between the hours of 7:15 a.m. and 8:45 a.m. and between 2:45 p.m. and 4:15 p.m. on each school day during every authorized school term, in excess of 20 miles per hour; and 40 miles per hour at every other time:~~

~~FM 1863 from a point of 850 feet west from the intersection of State Highway 46 West for a distance of 1,625 feet.~~

- (eb) Any person who shall violate any provision of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine not to exceed \$200.00.

(Code 1961, § 23-110.2; Ord. No. 95-33, § III, 10-9-95; Ord. No. 97-37, § II, 11-24-97; Ord. No. 2007-66, § I, 8-27-07; Ord. No. 2008-59, § I, 8-25-08; Ord. No. 2008-63, § I, 9-22-08; Ord. No. 2009-08, § I, 2-23-09; Ord. No. 2009-31, § I, 5-26-09; Ord. No. 2009-70, § I, 10-12-09; Ord. No. 2010-48, § I, 7-26-10; Ord. No. 2011-73, § I, 10-10-11)

Sec. 126-139. - Speed limits on Liberty Avenue.

~~From Easter Sunday through Labor Day of each year n~~No person shall drive any vehicle on Liberty Avenue, from the intersection of Liberty Avenue and East San Antonio Street to the intersection of Liberty Avenue and West Torrey Street, in excess of 20 miles per hour; ~~and from Labor Day to Easter Sunday the maximum reasonable and prudent speed limit on Liberty Avenue from the intersection of Liberty Avenue and East San Antonio Street to the intersection of Liberty Avenue and West Torrey Street shall be 30 miles per hour.~~

(Code 1961, § 23-110.4)

Sec. 126-142. - Speed limits on IH 35 Business and Loop 337.

- (a) *IH 35 Business.* Beginning at Hidalgo Street northeast along IH 35 Business to Castell Street, there shall be no speed greater than 45 miles per hour.

Comment [mkh6]: Revised to reflect posted speed limit (year round).

Beginning from the intersection of IH 35 Business and Guenther Avenue northeast along IH 35 Business for a distance of 0.200 mile, there shall be no speed greater than 30 miles per hour during those periods when school zone flashing lights are operating from 7:00 a.m. to 5:00 p.m. on scheduled school days, and a speed of no greater than 45 miles per hour at other times.

Beginning at the intersection of IH 35 Business and Castell Street northeast along IH 35 Business to the SB IH 35 Frontage Road, there shall be no speed limit greater than 40 miles per hour.

Beginning at a point approximately .057 of a mile from the intersection of IH 35 Business and State Highway 46 northeast along IH 35 Business for a distance of 0.550 mile, there shall be no speed greater than 25 miles per hour during those periods when school zone flashing lights are operating from 7:00 a.m. to 5:00 p.m. on scheduled school days, and a speed of no greater than 40 miles per hour at other times.

- (b) *Loop 337.* Along Loop 337 from the intersection of Interstate Highway 35 South Frontage Road and Loop 337 to the north, for a distance of 0.300 mile, there shall be no speed greater than 45 miles per hour; from such latter point for a distance of 2.662 miles there shall be no speed greater than 55 miles per hour; from such latter point for a distance of 0.930 mile there shall be no speed greater than 45 miles per hour; from such latter point for a distance of 2.780 miles there shall be no speed greater than 55 miles per hour; from such latter point for a distance of 1.325 miles there shall be no speed greater than 50 miles per hour; from such latter point for a distance of 0.300 mile, there shall be no speed greater than 45 miles per hour to a point also being the intersection of State Highway 46 and IH 35 Business in the city.

(Code 1961, § 23-110.7; Ord. No. 97-11, 4-14-97; Ord. No. 97-37, § III, 11-24-97; Ord. No. 2010-73, § I, 10-25-10)

Sec. 126-146. - Speed zones—Thirty-five miles per hour on school days—Forty-five miles per hour at other times.

- (a) No person shall drive any vehicle on the following streets within the areas designated in this subsection during the posted hours or when the school zone flashing lights are operating from 7:00 a.m. to 5:00 p.m. between the hours of 7:00 a.m. and 9:30 a.m. and between 2:00 p.m. and 4:30 p.m. on each scheduled school day during every authorized school term, in excess of 35 miles per hour; and 45 miles per hour at every other time:

FM 1101 from the intersection 0.42 miles northeast of State Highway 46 to 0.514 miles northeast of Kowald Lane.

- (b) Any person who shall violate any provision of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine not to exceed \$200.00.

(Ord. No. 2011-73, § I, 10-10-11)

Sec. 126-157. ~~— Intersection lane traffic control devices. Traffic course markers.~~

- (a) The ~~chief of police~~Public Works Department is authorized to place pavement markings, markers, ~~buttons~~, or signs within or adjacent to intersections indicating the course to be traveled by vehicles turning at such intersections, and such course to be traveled as so indicated may conform to or be other than as prescribed by law or ordinance.
- (b) When authorized pavement markings, markers, ~~buttons~~, or other indications are placed within an intersection indicating the course to be traveled by vehicles turning thereat, no driver of a vehicle shall disobey the directions of such indications.

(Code 1961, § 23-112)

State Law reference— Similar provisions, Vernon's Ann. Civ. St. art. 6701d, § 65(c).

Sec. 126-158. - Signs indicating prohibited or restricted places.

- (a) The chief of police or city engineer is hereby authorized to determine those intersections at which drivers of vehicles shall not make a right, left, or U turn, and shall place proper signs at such intersections. The making of such turns may be prohibited between certain hours of any day and permitted at other hours, in which event such information shall be plainly indicated on the signs or the signs may be removed when such turns are permitted.
- (b) Whenever authorized signs are erected indicating that no right or left or U turn is permitted, no driver of a vehicle shall disobey the directions of any such sign.

(Code 1961, § 23-113)

Sec. 126-171. - Authority to designate.

- The chief of police or city engineer is hereby authorized to determine and designate intersections where particular hazard exists and to determine whether vehicles shall stop at one or more entrances to any such stop intersection, and shall erect a stop sign at every place where a stop sign is required.

(Code 1961, § 23-115)

State Law reference— Vehicle entering stop or yield intersection, Vernon's Ann. Civ. St. art. 6701d, § 73.

Sec. 126-327. - Angle parking—Where authorized.

- (a) The chief of police or city engineer shall determine upon what streets angle parking shall be permitted and shall mark or sign such streets, but angle parking shall not be indicated upon any federal-aid or state highway within this city unless the director of the state department of transportation has determined that the roadway is of sufficient width to permit angle parking without interfering with the free movement of traffic.
- (b) Angle parking shall not be indicated or permitted at any place where passing traffic would thereby be caused or required to drive upon the left side of the street.
- (c) Angle parking shall be prohibited to all vehicles with an overall length of 19 feet or more.

(Code 1961, § 23-121)

State Law reference— Similar provisions, Vernon's Ann. Civ. St. arts. 6663, 6701d, § 96(c).

Sec. 126-328. - Same—Compliance where marked.

- Upon those streets which have been signed or marked by the chief of police or city engineer for angle parking, no person shall park or stand a vehicle other than at the angle to the curb or edge of the roadway indicated by such signs or markings.

(Code 1961, § 23-122)

State Law reference— Obedience to and required traffic control devices, Vernon's Ann. Civ. St. art. 6701d, § 32.

Sec. 126-349. - Adjacent to schools.

- | (a) The chief of police [or city engineer](#) is hereby authorized to erect signs indicating no parking upon that side of any street adjacent to any school property when such parking would, in his opinion, interfere with traffic or create a hazardous situation.
- (b) When official signs are erected indicating no parking upon that side of a street adjacent to any school property, no person shall park a vehicle in any such designated place.

(Code 1961, § 23-130)

Sec. 126-350. - Narrow streets.

- | (a) The chief of police [or city engineer](#) is hereby authorized to erect signs indicating no parking upon any street when the width of the roadway does not exceed 20 feet, or upon one side of a street as indicated by such signs when the width of the roadway does not exceed 30 feet.
- (b) When official signs prohibiting parking are erected upon narrow streets as authorized in this section, no person shall park a vehicle upon any such street in violation of any such sign.

(Code 1961, § 23-131)

Sec. 126-351. - One-way streets.

- | The chief of police [or city engineer](#) is authorized to erect signs upon the lefthand side of any one-way street to prohibit the standing or parking of vehicles, and when such signs are in place, no person shall stand or park a vehicle upon such lefthand side in violation of any such sign.

(Code 1961, § 23-132)

Sec. 126-352. - Divided, multiple-lane roadway.

If a highway includes two or more separate roadways and traffic is restricted to one direction upon any such roadway, no person shall stand or park a vehicle upon the lefthand side of such one-way roadway unless signs are erected to permit such standing or parking. The chief of police [or city engineer](#) is authorized to determine when standing or parking may be permitted upon the lefthand side of any such one-way roadway and to erect signs giving notice thereof.

(Code 1961, § 23-133)

Sec. 126-353. - Near hazardous or congested places.

- | (a) The chief of police [or city engineer](#) is hereby authorized to determine and designate by proper signs places not exceeding 100 feet in length in which the stopping, standing, or parking of vehicles would create an especially hazardous condition or would cause unusual delay to traffic.
- (b) When official signs are erected at hazardous or congested places as authorized in this section, no person shall stop, stand, or park a vehicle in any such designated place.

(Code 1961, § 23-134)

Sec. 126-366. - Authority to designate.

| The chief of police or city engineer is hereby authorized to determine the location of passenger and freight curb loading zones and shall place and maintain Appropriate signs indicating such loading zones and stating the hours during which the provisions of sections 126-367 and 126-369 are applicable.

(Code 1961, § 23-135)