

ORDINANCE NO. 2025-59

AN ORDINANCE OF THE CITY OF BASTROP, TEXAS; AMENDING THE CODE OF ORDINANCES, RELATED TO CHAPTER 12 TITLED "TRAFFIC AND VEHICLES," AMENDING ARTICLE 12.05.006 TITLED "SH 21 FRONTAGE ROAD SPEED LIMITS", REMOVING SECTION (1) (B) AND SECTION (2) (B), AMENDING SECTION (1) (A) AND (2) (A); AUTHORIZING THE EXECUTION OF ALL NECESSARY DOCUMENTS; PROVIDING FOR FINDINGS OF FACT, ENACTMENT, EFFECTIVE DATE, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the City of Bastrop ("City") has the responsibility to address any public health and safety problems; and

WHEREAS, the Bastrop City Council ("Council") has received information from the Police Department, Public Works Department and the Texas Department of Transportation (TXDOT) regarding the safety of the following specific locations: Eastbound traffic: FM 20 (mile point 11.718) to Water Street (mile point 15.061); and Westbound traffic: SH 95 – Jackson Street (mile point 5.664) to FM 20 (mile point 11.718); and

WHEREAS, Eastbound traffic: FM 20 (mile point 11.718) to Water Street (mile point 15.061); and Westbound traffic: SH 95 – Jackson Street (mile point 5.664) to FM 20 (mile point 11.718) are public roadways within the incorporated limits of the city; and

WHEREAS, the Texas Department of Transportation has determined upon the basis of engineering and traffic investigation that the prima facie maximum speed limit on those portions of FM 20 (mile point 11.718) to Water Street (mile point 15.061); and Westbound traffic: SH 95 – Jackson Street (mile point 5.664) to FM 20 (mile point 11.718) routed in the City of Bastrop, is hereby stated, which prima facie maximum speed limit shall be effective at all times and signs will be erected giving notice of the prima facie speed limit so declared to wit; and

WHEREAS, for eastbound traffic: beginning at Control Section 0265-04 at mile point 11.718 (at FM 20) to mile point 15.061 (at Water Street), a distance of 3.343 miles, a prima facie maximum speed limit of 50 miles per hour. Control Section 0265-04 mile point 3.343 is equivalent to Control Section 0265-05 MP 5.000. Beginning at Control Section 0265-05 at mile point 5.000 (at Water Street) to mile point 5.664 (at SH 95- Jackson Street), a distance of 0.664 miles, a prima facie maximum speed limit of 50 miles per hour; and

WHEREAS, for westbound traffic: Beginning at Control Section 0265-05 at mile point 5.664 (at SH 95- Jackson Street) to mile point 5.000 (at Water Street), a distance of 0.664 miles, a prima facie maximum speed limit of 45 miles per hour. Control Section 0265-05 MP 5.000 is equivalent to Control Section 0265-04 mile point 3.343. Beginning at Control Section 0265-04 at mile point 15.061 (at Water Street) to mile point 11.718 (at FM 20), a distance of 3.343 miles, a prima facie maximum speed limit of 45 miles per hour; and

WHEREAS, the City has the authority to alter speed limits of a highway or a part of a highway in the municipality, including a highway or part of a highway that is not an officially designated or marked highway or road of the state highway system, pursuant to Texas Transportation Code Section 545.356;

WHEREAS, the City Council has exclusive control over and under its public streets and may control or regulate certain aspects of the movement of vehicles pursuant to Texas Transportation Code Chapter 311; and

WHEREAS, the city has the full power of local self-government as recognized by Tex. Loc. Gov't Code § 51.072; and

WHEREAS, the City Council desires to change the current prima facie speed limits on SH 21 in the city of Bastrop, as provided herein to better protect the convenience, health, safety and welfare of the residents of the City and the motoring public.

WHEREAS, the City Council finds the attached amendments reasonable and necessary.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, THAT:

Section 1: FINDINGS OF FACT

The facts and recitations set forth in the preamble of this ordinance are hereby found to be true and correct.

Section 2: AMENDMENT

Chapter 12 Article 12.05.006 is hereby amended as set forth with the underlines being additions, double underlines being moved text, and strikethroughs being deletions.

- (a) Due to an imminent threat to public health and safety, the speed limits on SH 21 within the city shall be as follows:

(1) Eastbound.

~~(A) On SH 21 from mile point 14.813 to mile point 15.041, a distance of 0.228 miles, shall hereby be a maximum speed limit of fifty-five (55) miles per hour.~~

~~(B) On SH 21 from mile point 14.041 to mile point 14.709 (at Jackson St.), a distance of 0.668 miles, shall hereby be a maximum speed limit of fifty-five (55) miles per hour.~~

(A) Beginning at Control Section 0265-04 at mile point 11.718 (at FM 20) to mile point 15.061 (at Water Street), a distance of 3.343 miles, a prima facie maximum speed limit of 50 miles per hour. Control Section 0265-04 mile point 3.343 is equivalent to Control Section 0265-05 MP 5.000. Beginning at Control Section 0265-05 at mile point 5.000 (at Water Street) to mile point 5.664 (at SH 95- Jackson Street), a distance of 0.664 miles, a prima facie maximum speed limit of 50 miles per hour.

(2) Westbound.

~~(A) On SH 21 from mile point 14.709 (at Jackson St.) to mile point 14.041, a distance of 0.668 miles, shall hereby be a maximum speed limit of fifty-five (55) miles per hour.~~

~~(B) On SH 21 from mile point 15.041 to mile point 14.813, a distance of 0.228 miles, shall hereby be a maximum speed limit of fifty-five (55) miles per hour.~~

(A) Beginning at Control Section 0265-05 at mile point 5.664 (at SH 95- Jackson Street) to mile point 5.000 (at Water Street), a distance of 0.664 miles, a prima facie maximum speed limit of 45 miles per hour. Control Section 0265-05 MP 5.000 is equivalent to Control Section 0265-04 mile point 3.343. Beginning at Control Section 0265-04 at mile point 15.061 (at Water Street) to mile point 11.718 (at FM 20), a distance of 3.343 miles, a prima facie maximum speed limit of 45 miles per hour.

Section 3: REPEALER

To the extent reasonably possible, ordinances are to be read together in harmony. However, all ordinances, or parts thereof, that 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 regulated herein.

Section 4: SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this ordinance.

Section 5: CODIFICATION The City Secretary is hereby directed to record and publish the attached rules, regulations and policies in the City's Code of Ordinances as authorized by Section 52.001 of the Texas Local Government Code.


Section 6: EFFECTIVE DATE

This ordinance shall take effect upon the date of final passage noted below, or when all applicable publication requirements, if any, are satisfied in accordance with the City's Charter, Code of Ordinances, and the laws of the State of Texas.


READ & ACKNOWLEDGED on the First Reading on this, the 8th day of July, 2025.

READ & APPROVED on the Second Reading on this, the 22nd day of July, 2025.

APPROVED:

by: 
Ishmael Harris, Mayor

ATTEST:


Michael Muscarello, City Secretary

APPROVED AS TO FORM:


City Attorney
Denton Navarro Rocha Bernal & Zech, P.C.



EXHIBIT B – Amendment to;

City of Bastrop Code of Ordinances Chapter 12; Traffic and Vehicles

Article 12.05. Speed limits – Section 12.05.006; SH 21 Frontage Road Speed Limits

- (a) Due to an imminent threat to public health and safety, the speed limits on SH 21 within the city shall be as follows:

(1) *Eastbound.*

~~(A) On SH 21 from mile point 14.813 to mile point 15.041, a distance of 0.228 miles, shall hereby be a maximum speed limit of fifty-five (55) miles per hour.~~

~~(B) On SH 21 from mile point 14.041 to mile point 14.709 (at Jackson St.), a distance of 0.668 miles, shall hereby be a maximum speed limit of fifty-five (55) miles per hour.~~

- (A) Beginning at Control Section 0265-04 at mile point 11.718 (at FM 20) to mile point 15.061 (at Water Street), a distance of 3.343 miles, a prima facie maximum speed limit of 50 miles per hour. Control Section 0265-04 mile point 3.343 is equivalent to Control Section 0265-05 MP 5.000. Beginning at Control Section 0265-05 at mile point 5.000 (at Water Street) to mile point 5.664 (at SH 95- Jackson Street), a distance of 0.664 miles, a prima facie maximum speed limit of 50 miles per hour.

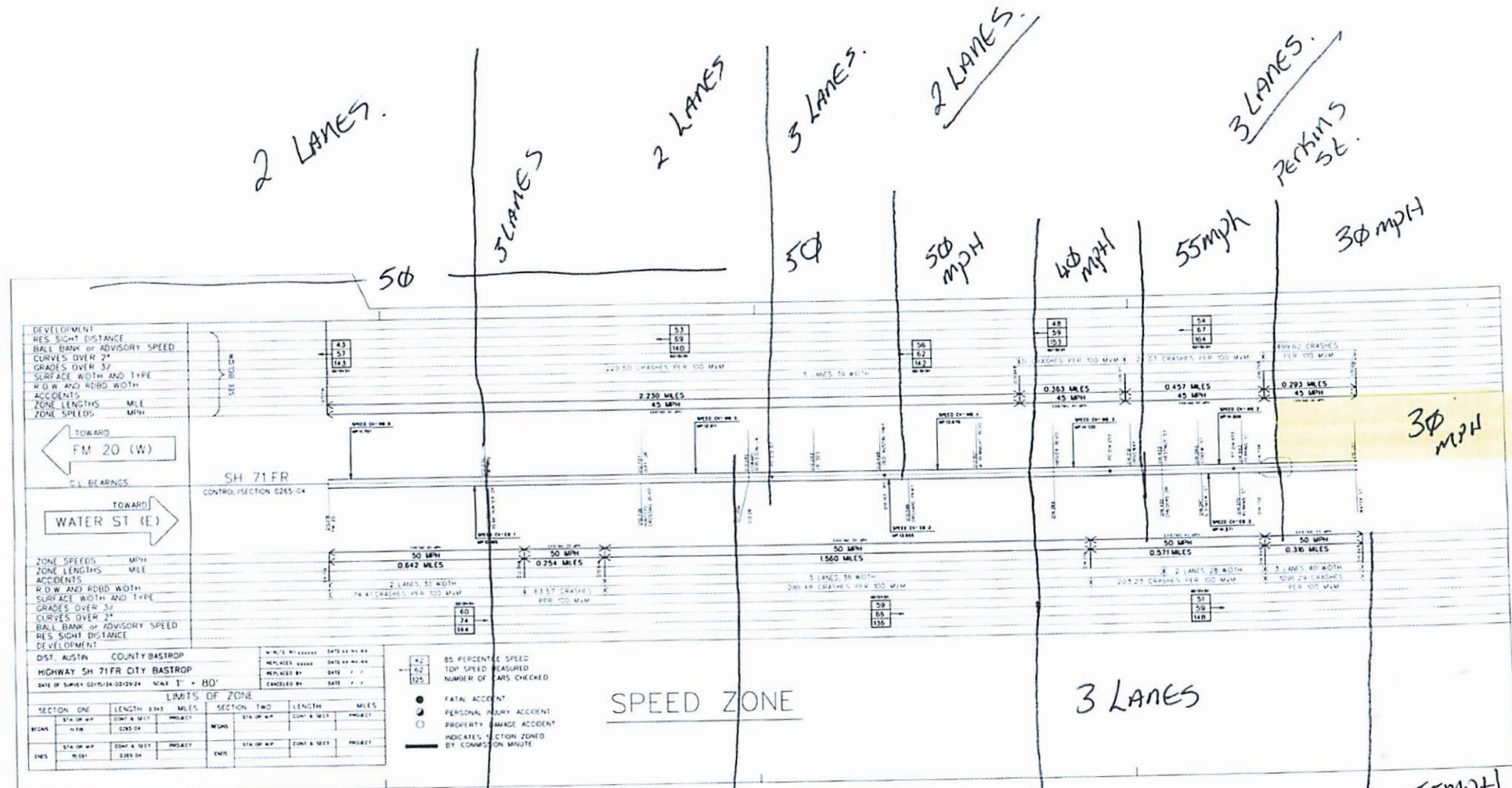
(2) *Westbound.*

~~(A) On SH 21 from mile point 14.709 (at Jackson St.) to mile point 14.041, a distance of 0.668 miles, shall hereby be a maximum speed limit of fifty-five (55) miles per hour.~~

~~(B) On SH 21 from mile point 15.041 to mile point 14.813, a distance of 0.228 miles, shall hereby be a maximum speed limit of fifty-five (55) miles per hour.~~

- (A) Beginning at Control Section 0265-05 at mile point 5.664 (at SH 95- Jackson Street) to mile point 5.000 (at Water Street), a distance of 0.664 miles, a prima facie maximum speed limit of 45 miles per hour. Control Section 0265-05 MP 5.000 is equivalent to Control Section 0265-04 mile point 3.343. Beginning at Control Section 0265-04 at mile point 15.061 (at Water Street) to mile point 11.718 (at FM 20), a distance of 3.343 miles, a prima facie maximum speed limit of 45 miles per hour.

current 1/2
15



2 LANES.

3 LANES

2 LANES

3 LANES.

2 LANES.

3 LANES.
PERKINS ST.

50

50

50 mph

40 mph

55 mph

30 mph

30 mph

SPEED ZONE

3 LANES

55 mph!

50 mph!

40 mph!

55 mph!
TX DOT
BRIDGES.

No posted
Sign (speed)
from
21 - Bear
Hunter

5/

DEVELOPMENT
RES. SIGHT DISTANCE
BALL BANK OR ADVISORY SPEED
CURVES OVER 3°
GRADES OVER 3%
SURFACE WIDTH AND TYPE
R.O.W. AND R.O.B. WIDTH
ACCIDENTS
ZONE LENGTHS MILE
ZONE SPEEDS MPH

TOWARD
FM 20 (W)
C.L. BEARINGS
SH 71FR
CONTROL/SECTION 0255-04

TOWARD
WATER ST (E)

ZONE SPEEDS MPH
50 MPH
45 MPH
40 MPH
35 MPH
30 MPH
25 MPH
20 MPH
15 MPH
10 MPH
5 MPH

ZONE LENGTHS MILE
0.642 MILES
0.394 MILES
1.560 MILES
0.571 MILES
0.316 MILES

ACCIDENTS
2 LINES, 30' WIDTH
74.41 CRASHES PER 100 MVM
3 LINES, 30' WIDTH
220.50 CRASHES PER 100 MVM
3 LINES, 30' WIDTH
499.62 CRASHES PER 100 MVM
2 LINES, 20' WIDTH
203.23 CRASHES PER 100 MVM
3 LINES, 40' WIDTH
1096.23 CRASHES PER 100 MVM

R.O.W. AND R.O.B. WIDTH
2 LINES, 30' WIDTH
3 LINES, 30' WIDTH
2 LINES, 20' WIDTH
3 LINES, 40' WIDTH

SURFACE WIDTH AND TYPE
74.41 CRASHES PER 100 MVM
220.50 CRASHES PER 100 MVM
499.62 CRASHES PER 100 MVM
203.23 CRASHES PER 100 MVM
1096.23 CRASHES PER 100 MVM

GRADES OVER 3%
50 MPH
45 MPH
40 MPH
35 MPH
30 MPH
25 MPH
20 MPH
15 MPH
10 MPH
5 MPH

CURVES OVER 3°
50 MPH
45 MPH
40 MPH
35 MPH
30 MPH
25 MPH
20 MPH
15 MPH
10 MPH
5 MPH

BALL BANK OR ADVISORY SPEED
50 MPH
45 MPH
40 MPH
35 MPH
30 MPH
25 MPH
20 MPH
15 MPH
10 MPH
5 MPH

RES. SIGHT DISTANCE
50 MPH
45 MPH
40 MPH
35 MPH
30 MPH
25 MPH
20 MPH
15 MPH
10 MPH
5 MPH

DEVELOPMENT
DIST. AUSTIN COUNTY BASTROP
HIGHWAY SH 71FR CITY BASTROP
DATE OF SURVEY 02/15/24-02/15/24 SCALE 1" = 80'
LIMITS OF ZONE
SECTION ONE LENGTH 0.642 MILES
SECTION TWO LENGTH 0.394 MILES
SECTION THREE LENGTH 1.560 MILES
SECTION FOUR LENGTH 0.571 MILES
SECTION FIVE LENGTH 0.316 MILES

REPLACES NO. 1000000 DATE 02/15/24
REPLACES NO. 1000000 DATE 02/15/24
REPLACES NO. 1000000 DATE 02/15/24
REPLACES NO. 1000000 DATE 02/15/24

LEGEND
● FATAL ACCIDENT
○ PERSONAL INJURY ACCIDENT
○ PROPERTY DAMAGE ACCIDENT
○ INDICATES SECTION ZONE
BY COMMISSION MINUTE

SPEED ZONE

TXDOT SPEED
Study 2/2.
1/3.

