

**CITY OF THE COLONY, TEXAS**

**ORDINANCE NO. 2025 - 2594**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF THE COLONY, TEXAS, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 19, SECTION 19-10, ENTITLED “SPEED LIMITS—GENERALLY,” BY AMENDING SUBSECTION (B), BY ESTABLISHING A SPEED LIMIT OF 45 MILES PER HOUR FOR MAIN STREET (F.M. 423) FROM LAKE HIGHLANDS DRIVE TO THE NORTHERN CITY LIMITS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A PENALTY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Section 545.356, Texas Transportation Code, provides that whenever the governing body of the City of The Colony, Texas, 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; and

**WHEREAS**, the City Council of the City of The Colony, Texas, has discussed and considered such revisions and has determined that it is in the best interest of the City of The Colony, Texas, to amend the current Chapter 19, Section 19-10(b) to regulate speed limits on F.M. 423, located within the City of The Colony, Texas, in accordance with State law; and

**WHEREAS**, the City Council of the City of The Colony, Texas, has determined that the following regulation is necessary in order to protect public health, safety, and welfare of the citizens of the City of The Colony, Texas.

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

**SECTION 1.** The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

**SECTION 2.** That the Code of Ordinances of the City of The Colony, Texas be, and the same is, hereby amended by amending Chapter 19, Section 19-10, entitled “Speed limits – Generally,” by amending subsection (b) to include the following speed limits:

**Sec. 19-10. Speed limits—Generally.**

...

- (b) Upon the basis of an engineering and traffic investigation, the city council hereby alters the maximum prima facie speed limits upon the following named public streets, highways and alleys of the city, and determines and declares such speed limits to be reasonable and safe, having regard to the actual and potential hazards, for vehicles traveling thereon:

...

| Street                        | Extent   | Speed (mph) |
|-------------------------------|--|-------------|
| Anderlan Drive                | All of Anderlan Drive within city limits                                       | 20          |
| Destination Drive             | All of Destination Drive within city limits                                    | 35          |
| Grandscape Boulevard          | All of Grandscape Boulevard within city limits                                 | 35          |
| Lebanon Road                  | All of Lebanon Road within city limits   | 35          |
| Main Street (FM 423)          | From the northern city limits to 550 feet north of Witt Road                   | 45          |
| Main Street (FM423)           | From 550 feet north of Witt Road to State Highway 121 Northbound frontage road | 45          |
| McKamy Trail                  | All of McKamy Trail within city limits   | 35          |
| Memorial Drive                | From the west city limits to Paige Road  | 40          |
| Memorial Drive                | From Paige Road to South Colony Boulevard                                      | 40          |
| Memorial Drive                | From South Colony Boulevard to the east city limits                            | 40          |
| Morning Star Drive            | From State Highway 121 Southbound frontage road to Memorial Drive              | 35          |
| Nebraska Furniture Mart Drive | All of Nebraska Furniture Mart Drive within city limits                        | 35          |
| North Colony Boulevard        | From Sample Drive to Ethridge Drive  | 35          |
| North Colony Boulevard        | From Ethridge Drive to Pecan Crossing  | 30          |
| North Colony Boulevard        | From Pecan Crossing to cul-de-sac in Stewart Creek Park                        | 20          |
| Oak Street                    | All parts of Oak Street within city limits                                     | 20          |
| Paige Road                    | All of Paige Road within city limits   | 40          |
| Plano Parkway                 | From State Highway 121 to 1000' south of Destination Drive                     | 45          |
| Plano Parkway                 | From 1000' south of Destination Drive to the south city limits                 | 50          |
| South Colony Boulevard        | All of South Colony Boulevard within city limits                               | 35          |
| State Highway 121             | All of State Highway 121 within city limits                                    | 50          |
| Stewart Creek Park Roads      | All roads in Sewart Creek Park, except North Colony Boulevard                  | 10          |
| Sunset Circle                 | All of Sunset Circle within city limits  | 20          |
| Windhaven Parkway             | All of Windhaven Parkway within city limits                                    | 40          |

**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 are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation of this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 4.** That all provisions of the Ordinances of the City of The Colony, Texas, in conflict with the provisions of this Ordinance be, and the same are hereby amended, repealed, and all other provisions of the Ordinances of the City not in conflict with the provisions of this Ordinance shall remain in full force and effect.

**SECTION 5.** Any person, firm, or corporation violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction in the municipal court of the City of The Colony, Texas, shall be punished by a fine not to exceed the sum of Two Hundred Dollars (\$200.00) for each offense. Every day a violation occurs shall constitute a separate offense.

**SECTION 6.** This Ordinance shall become effective from and after its date of passage in accordance with law.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF THE COLONY, TEXAS, THIS THE 18<sup>th</sup> DAY OF FEBRUARY, 2025.**

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/s/Richard Boyer, Mayor  
City of The Colony, Texas

**ATTEST:**

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/s/Tina Stewart, TRMC, CMC, City Secretary

**APPROVED AS TO FORM:**

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/s/Jeffrey L. Moore, City Attorney