

**IN THE COMMISSIONERS COURT
OF
WOOD COUNTY, TEXAS**

**ORDER ADOPTING UNIFORM SPEED LIMITS
ON COUNTY ROADS**

ON the _____ day of _____, 2022, after due notice as required by law, the Commissioners Court of Wood County, Texas, meeting in regular session, took up consideration and action regarding the following matter: Adoption of a Uniform Prima Facie Speed Limit on County Roads.

WHEREFORE, State law provides, in §545.351 of the *Texas Transportation Code* that an operator may not drive at a speed greater than is reasonable and prudent under circumstances then existing, and

WHEREAS, State law provides, in §545.355 (b) of the *Texas Transportation Code*, authority for the Commissioners Courts of Texas to establish prima facie speed limits on roads outside of a municipality officially designated as a county road, and

WHEREAS, the Commissioners Court of Wood County, Texas, pursuant to that authority, has determined that in light of the heavy traffic imposed upon county roads within Wood County, Texas, by increased residential development and industrial traffic, specifically, heavy truck traffic related to oil and gas development in Wood County, Texas, the constant use of county roads has made the road surface of many county roads inappropriate for higher speeds, and **THEREFORE**,

IT IS THEREFORE ORDERED that the maximum prima facie reasonable and prudent speed limit on county roads in Wood County, Texas, unless otherwise posted, shall be 40 miles per hour, and that any other prima facie speed authorized by State law has been determined to be unreasonable and unsafe.

IT IS FURTHER ORDERED that the maximum prima facie reasonable and prudent speed on a county road in a residential district or urban district, as that term is defined by §545.355 of the *Texas Transportation Code*, shall be 30 miles per hour, unless otherwise posed, and any other prima facie speed authorized by State law has been determined to be unreasonable and unsafe.

IT IS FURTHER ORDERED that the maximum prima facie reasonable and prudent speed on a county road on or adjacent to a public beach, as that term is defined by §545.352 of the *Texas Transportation Code*, shall be 15 miles per hour, unless otherwise posed, and any other prima facie speed authorized by State law has been determined to be unreasonable and unsafe.

IT IS FURTHER ORDERED that signs reflecting these maximum prima facie reasonable and prudent speed limits shall be posted on appropriate county roads, and that such speed limits may be enforced by any and all law enforcement officers of the State of Texas in conformity with State law as a Class C misdemeanor, pursuant to § 542.301, *Texas Transportation Code*. A person convicted of a violation of the speed limits imposed by this Order may be punished by a fine of not less than one dollar (\$1.00), and not more than two-hundred dollars (\$200.00), plus any costs of court pursuant to § 542.401, *Texas Transportation Code*.