

CERTIFICATE FOR ORDER

THE STATE OF TEXAS

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COUNTY OF FORT BEND

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On this the 11th day of September, 2018, at a **Regular Session** meeting of the Commissioners Court of Fort Bend County, Texas, there came on for consideration and approval a motion for the Commissioners Court to approve and adopt "An Order of the Commissioners Court of Fort Bend County, Texas Imposing Thru Trucks Restriction on Charles Lane in Precinct 3 and Imposing a Criminal Penalty for Violation of This Order," in accordance with the Order attached hereto and incorporated herein. The authority for imposing said traffic regulations derives from Chapter 251, Subchapter E, Texas Transportation Code. A public hearing as required by Texas Transportation Code Section 251.152 was held on this date.

Motion was made by Commissioner Meyers and seconded by Commissioner Morales that said Commissioners Court does hereby approve and adopt the attached Order for Fort Bend County.

Said Motion being put to vote, it carried by a vote of 5 "aye" votes to 0 "nay" votes.

THEREFORE, ITS IS HEREBY APPROVED AND ORDERED that the attached "Order of the Commissioners Court of Fort Bend County, Texas Imposing Thru Trucks Restriction on Charles Lane in Precinct 3 and Imposing a Criminal Penalty for Violation of This Order" shall be implemented and applicable, effective October 1, 2018, under the authority of Section 251.151 of the Texas Transportation Code, thereby prohibiting through traffic by trucks used to transport construction materials on Charles Lane in Precinct 3, Fort Bend County, Texas.

SIGNED AND SEALED this 11th day of September 2018.

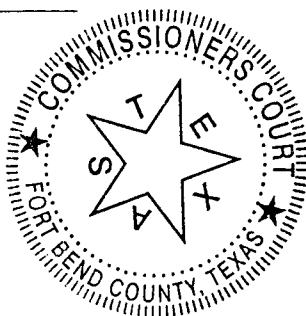
FORT BEND COUNTY, TEXAS



Robert H. Hebert, County Judge



Laura Richard, County Clerk
(SEAL)



**AN ORDER OF THE COMMISSIONERS COURT OF FORT BEND COUNTY, TEXAS
IMPOSING THRU TRUCKS RESTRICTION ON
CHARLES LANE
IN PRECINCT 3
AND IMPOSING A CRIMINAL PENALTY FOR
VIOLATION OF THIS ORDER**

WHEREAS, the Commissioners Court of Fort Bend County, Texas has determined that imposing a Thru Trucks restriction on Charles Lane in Precinct 3 would be a valuable law enforcement tool of benefit to the public by lessening the danger to the public, increasing the efficiency of traffic flow and control, and decreasing the number of accidents to which public safety agencies must respond at the expense of the taxpayers; and

WHEREAS, Section 251.151 of the Texas Transportation Code establishes authority for the Commissioners Court of Fort Bend County to regulate traffic on a county road that is under the jurisdiction of the Commissioners Court; and

WHEREAS, Section 251.155(a) of the Texas Transportation Code establishes authority for the Commissioners Court of Fort Bend County to adopt regulations establishing a system of traffic control devices in restricted traffic zones; and

WHEREAS, Section 251.161 of the Texas Transportation Code establishes authority for the Commissioners Court of Fort Bend County to impose a criminal penalty for violations of said regulations; and

WHEREAS, a public hearing as required by Texas Transportation Code Section 251.152 was held on September 4, 2018, prior to the Commissioners Court of Fort Bend County imposing a Thru Trucks restriction on Charles Lane, which is a public road located in the unincorporated area of Fort Bend County; and

WHEREAS, the Commissioners Court of Fort Bend County finds and determines that it is necessary for safety to the public to impose a Thru Trucks restriction for traffic flow on Charles Lane located in Precinct 3.

NOW, THEREFORE, BE IT ORDERED BY THE COMMISSIONERS COURT OF FORT BEND COUNTY, TEXAS:

Article I. Definitions

Section 1.1 In this Order, the following words and phrases shall have the meaning ascribed in this Section 1.1:

Commissioners Court: Fort Bend County, Texas, acting by and through its Commissioners Court.

Person: An individual, company, partnership, firm, corporation, association, or other legal entity.

Thru Truck: A Truck accessing Eldridge Road (FM 1876) or Florence Road from Charles Lane by traveling on Villa Del, or a Truck accessing Charles Lane from FM 1876 or Florence Road by traveling on Villa Del.

Truck: A motor vehicle or combination of motor vehicles used to transport construction materials, equipment or debris, other motor vehicles, machinery, or bulk or consumer goods.

Article II. Thru Trucks Restriction

Section 2.1 The Commissioners Court of Fort Bend County, Texas, imposes a restriction prohibiting Thru Trucks traveling on Charles Lane, from the intersection of Charles Lane and Villa Del to the Eldridge Park Village, Section 1, plat boundary (approximately 150' west of the Charles Lane at Villa Del intersection). Only trucks with a destination accessible solely by travel on this section of Charles Lane are permitted.

Section 2.2 The Commissioners Court of Fort Bend County, Texas, shall cause signs to be installed along Charles Lane, Eldridge Villa Drive and Eldridge Villa Way designating the Thru Trucks restriction imposed by this Order.

Section 2.3 The signs must be within 100 feet of the intersections described in Section 2.1 or located according to standards established in the manual adopted by the Texas Transportation Commission under Section 544.001 of the Texas Transportation Code. The signs must be easily readable to any operator of a motor vehicle approaching the intersections.

Article III. Offense

Section 3.1 It shall be unlawful for any person to operate a Truck in violation of this Order.

Section 3.2 A person commits a misdemeanor offense punishable by a fine not to exceed \$200.00 if the person operates a Truck in violation of this Order, as authorized by Section 251.161(b) of the Texas Transportation Code.

Article IV. Effective Date

Section 4.1 The effective date of this Order shall be October 1, 2018.


Article V. General Provisions

Section 5.1 All orders or parts of orders inconsistent with the terms of this Order are hereby repealed; provided, however, that such repeal shall be only to the extent of such inconsistency of other orders regulating and governing the subject matter covered by this Order.


Section 5.2 If any provision, section, exception, subsections, paragraph, sentence, clause, or phrase of this Order, or the application of same to any person or set of circumstances, shall for any reason be held unconstitutional, void, or invalid, such provision(s) of this Order or its(their) application to other sets of circumstances are declared to be severable.

Approved by the Commissioners Court of Fort Bend County, Texas, this ^{11th TB} ~~19th~~ day of September, 2018.

FORT BEND COUNTY, TEXAS

By: 
Robert E. Hebert, County Judge

ATTEST:


Laura Richard, County Clerk

