

CERTIFICATE FOR ORDER

THE STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

On this the 5 day of January, 2021, 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 Del Webb Boulevard and Great Blue Heron Lane in Precinct 1 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 ___ "aye" votes to ___ "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 Del Webb Boulevard and Great Blue Heron Lane in Precinct 1 and Imposing a Criminal Penalty for Violation of This Order" shall be implemented and applicable, effective January 31, 2021, under the authority of Section 251.151 of the Texas Transportation Code, thereby prohibiting through traffic by trucks used to transport construction materials on Del Webb Boulevard and Great Blue Heron Lane in Precinct 1, Fort Bend County, Texas.

SIGNED AND SEALED this 5 day of January, 2021.

FORT BEND COUNTY, TEXAS

By: KP George
 KP George, County Judge

ATTEST:

Laura Richard
 Laura Richard, County Clerk



**AN ORDER OF THE COMMISSIONERS COURT OF FORT BEND COUNTY, TEXAS
IMPOSING THRU TRUCKS RESTRICTION ON
DEL WEBB BOULEVARD AND GREAT BLUE HERON LANE
IN PRECINCT 1
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 Del Webb Boulevard and Great Blue Heron Lane in Precinct 1 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 January 5, 2021, prior to the Commissioners Court of Fort Bend County imposing a Thru Trucks restriction on Del Webb Boulevard and Great Blue Heron Lane, which are public roads 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 Del Webb Boulevard and Great Blue Heron Lane located in Precinct 1.

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 which accesses FM 762 via Del Webb Boulevard from Great Blue Heron Lane, or a Truck accessing Great Blue Heron Lane via Del Webb Boulevard from FM 762.

Truck: A motor vehicle or combination of motor vehicles used to transport construction materials or debris.

Article II. Thru Trucks Restriction

Section 2.1 The Commissioners Court of Fort Bend County, Texas, imposes a restriction prohibiting Thru Trucks traveling on Del Webb Boulevard and Great Blue Heron Lane, from the intersection of Great Blue Heron Lane at Erastus Smith Boulevard to the intersection of Del Webb Boulevard at Great Blue Heron Lane. Only trucks with a destination accessible solely by travel on Del Webb Boulevard and Great Blue Heron Lane are permitted.

Section 2.2 The Commissioners Court of Fort Bend County, Texas, shall cause signs to be installed along Del Webb Boulevard and Great Blue Heron Lane 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 January 31, 2021.

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 5 day of January, 2021.

FORT BEND COUNTY, TEXAS

By: KP George
KP George, County Judge

ATTEST:

Laura Richard
Laura Richard, County Clerk

