

**BASTROP COUNTY
ORDINANCE IMPOSING THRU TRUCK RESTRICTION ON CERTAIN BASTROP COUNTY ROADS
ORDINANCE #2021-01**

**AN ORDINANCE OF BASTROP COUNTY, TEXAS
IMPOSING THRU TRUCKS RESTRICTION ON
CERTAIN COUNTY ROADS AND IMPOSING A
CRIMINAL PENALTY FOR VIOLATION OF THIS ORDINANCE**

WHEREAS, the Commissioners Court of Bastrop County, Texas, has determined that regulating Thru Trucks on certain county roads 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 Bastrop County, Texas, 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 Bastrop County, Texas, 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 Bastrop County, Texas to impose a criminal penalty for violations of said regulations; and

WHEREAS, public hearings were held as required by Texas Transportation Code Section 251.152, prior to the Commissioners Court of Bastrop County, Texas imposing a Thru Trucks restriction on certain county roads, as listed herein, all of said roads being public roads located in the unincorporated area of Bastrop County, Texas; and

WHEREAS, the Commissioners Court of Bastrop County, Texas finds and determines that it is necessary for safety of the public, including residents on the roads listed herein, to impose a Thru Trucks restriction for traffic flow for these roads.

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

ARTICLE I: Definitions

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

Commissioners Court: Bastrop 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 traveling on the roads designated as No Thru Trucks on the roads named herein in to a destination accessible by travel on roads other than the roads listed herein as No Thru Truck roads. This phrase shall have the same meaning as the spelling "No Through Trucks".

Truck: means any truck having a gross vehicle rating of 60,000 pounds or more.

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Article II. Thru Trucks Restriction

Section 2.1 The Commissioners Court of Bastrop County, Texas, imposes a regulation on thru trucks on the roads named below, except for trucks with a destination accessible solely by travel on the roadways listed herein, and makes it unlawful for any person to operate any truck with a gross vehicle rating of 60,000 pounds or more upon any of the streets so restricted and signed, after public hearings and Commissioners Court votes held on the following dates:

Public Hearing and Commissioners Court vote held April 26th, 2021, to add a truck prohibition to the following roadways:

1. Fohn Road, from FM 20 to FM 535, in Bastrop County, Precinct Three;
2. High Grove Road, from FM 812 to FM535, in Bastrop County, Precinct Three;
3. Pleasant Chapel Road, from FM 20 to FM 535, in Bastrop County, Precinct Three;
4. Watts Lane, from FM 812 to SH 21, in Bastrop County, Precinct Three.

Public Hearing held May 24th, 2021 and Commissioners Court vote held June 14th, 2021, to add a truck prohibition to the following roadways:

1. Old San Antonio Road, from the Caldwell County line to FM 812, in Bastrop County, Precinct Three.

Public Hearing and Commissioners Court vote held August 23rd, 2021, to add a truck prohibition to the following roadways:

1. Friendship Road, from FM 2104 to US290, in Bastrop County, Precinct Two;
2. Hofferek Road, from SH304 to Jeddo Road, in Bastrop County, Precinct Two;
3. Jeddo Road, from FM 535 to FM 713, in Bastrop County, Precinct Two;
4. Main Street (Paige), from US 290 to SH 21, in Bastrop County, Precinct Two;
5. McAllister Road, from SH71 to Crafts Prairie Road, in Bastrop County, Precinct Two;
6. Peach Creek Road, from SH 304 to FM 713, in Bastrop County, Precinct Two.

Public Hearing and Commissioners Court vote held December 27, 2021, to add a truck prohibition to the following roadways:

1. Monkey Road, from FM 1704 to County Line Road, in Bastrop County, Precinct Four.

Public Hearing and Commissioners Court vote held March 14, 2022, to add a truck prohibition to the following roadways:

1. Old Lake Road, from SH 71 to , in Bastrop County, Precinct Two;
2. Zapalac Road, from , in Bastrop County, Precinct Two; to SH 95 to FM 2237, in Bastrop County, Precinct Two.

Public Hearing and Commissioners Court vote held March 28, 2022, to add a truck prohibition to the following roadways:

1. Ginsel Lane, from County Line Road to Littig Road, in Bastrop County, Precinct Four;
2. Huff Lane, from Pleasant Grove Road to FM 3000, in Bastrop County, Precinct Four.

Public Hearing and Commissioners Court vote held May 9, 2022, to add a truck prohibition to the following roadways:

1. Caballo Road, from Mesa Drive to Privada Drive, in Bastrop County, Precinct Three;

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2. Privada Drive, from Caballo Road to Elm Forest Loop, in Bastrop County, Precinct Three;
3. Elm Forest Loop, from Privada Drive to Thousand Oaks Drive, in Bastrop County, Precinct Three;
4. Post Oak Trail, from Elm Forest Loop to Thousand Oaks Drive, in Bastrop County, Precinct Three;
5. Thousand Oaks Drive, from Post Oak Trail to FM 535, in Bastrop County, Precinct Three.

Public Hearing and Commissioners Court vote held September 12, 2022, to add a truck prohibition to the following roadways:

1. Legend Oaks Drive, from SH 21 to the End of Legend Oaks Drive, in Bastrop County, Precinct Three.

Public Hearing and Commissioners Court vote held December 27, 2022, to add a truck prohibition to the following roadways:

1. Balch Road, from FM 1704 to the End of Balch Road, in Bastrop County, Precinct Four.

Public Hearing and Commissioners Court Vote held on March 27, 2023, to add a truck prohibition to the following roadways:

1. Arbor Hills Way, from FM 812 to Woods View Court, in Bastrop County, Precinct Three;
2. Creekwood Trail, from FM 812 to Arbor Hills Way, in Bastrop County, Precinct Three;
3. Woods View Court, from Arbor Hills Way to Texas Oak Dr, in Bastrop County, Precinct Three;
4. Deep Woods Court, from Arbor Hills Way to end of Deep Woods Court, in Bastrop County, Precinct Three;
5. Deep Woods Drive, from Deep Woods Court to end of Deep Woods Drive, in Bastrop County, Precinct Three.

Public Hearing and Commissioners Court Vote held on April 10, 2023, to add a truck prohibition to the following roadways:

1. Antioch Road, from Old Pin Oak Road to South Old Potato Road, in Bastrop County, Precinct Two;
2. South Old Potato Road, from SH 21 to Gotier Trace Road, in Bastrop County, Precinct Two;
3. Old Pin Oak Road, from East US 290 to Gotier Trace Road, in Bastrop County, Precinct Two;
4. Upper Elgin River Road, from FM 969 to the intersection at Littig Road, in Bastrop County, Precinct Four.

Public Hearing and Commissioners Court Vote held on May 8, 2023, to remove the truck prohibition from the following roadways:

1. Old San Antonio Road, from the Caldwell County line to FM 812, in Bastrop County, Precinct Three;
2. Friendship Road, from FM 2104 to US290, in Bastrop County, Precinct Two;
3. Jeddo Road, from FM 535 to FM 713, in Bastrop County, Precinct Two;
4. Monkey Road, from FM 1704 to County Line Road, in Bastrop County, Precinct Four;
5. Old Lake Road, from SH 71 to Zapalac Road, in Bastrop County, Precinct Two;
6. Zapalac Road, from SH 95 to FM 2237, in Bastrop County, Precinct Two;
7. Balch Road, from FM 1704 to the End of Balch Road, in Bastrop County, Precinct Four;
8. Deep Woods Court, from Arbor Hills Way to end of Deep Woods Court, in Bastrop County, Precinct Three;
9. Deep Woods Drive, from Deep Woods Court to end of Deep Woods Drive, in Bastrop County, Precinct Three.

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Public Hearing and Commissioners Court Vote held on May 8, 2023, to add a truck prohibition to the following roadways:

1. Monkey Road, from FM 1704 to Littig Road, in Bastrop County, Precinct Four;
2. Old Lake Road, from SH 71 to Joe Cole Lane, in Bastrop County, Precinct Two;
3. Joe Cole Lane, From Old Lake Road to Zapalac Road, in Bastrop County, Precinct Two;
4. Zapalac Road, from , in Bastrop County, Precinct Two; to SH 95, in Bastrop County, Precinct Two;
5. Balch Road, from FM 1704 to Upper Elgin River Road, in Bastrop County, Precinct Four.

Section 2.2 The sign shop of Bastrop County, Texas, shall cause signs to be installed along each roadway that leads to a junction with the roads listed herein designating the No Thru Trucks restriction imposed by this ordinance.

Section 2.3 The signs must be at least 100 feet from the junction or located according to standards established in the manual adopted by the Texas Transportation Committee under Section 544.001 of the Texas Transportation Code. The signs must be easily readable to any operator of a motor vehicle approaching the intersection.

ARTICLE III. OFFENSE

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

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

Section 3.3 Exception to application of ordinance: Such vehicles as described in this Ordinance may be operated thereon for the purpose of delivering or picking up materials or merchandise and then only by entering such street at the intersection nearest the destination of the vehicle and proceeding thereon no farther than the nearest intersection thereafter.

ARTICLE IV. EXEMPTED VEHICLES

Section 4.1 School buses and emergency vehicles are exempt from the application of this Ordinance.

ARTICLE V. EFFECTIVE DATE

Section 5.1 The effective date of this ordinance shall be October 1, 2021.

ARTICLE VI. GENERAL PROVISIONS


Section 6.1 All ordinances or parts of ordinances inconsistent with the terms of this ordinance are hereby repealed; provided, however, that such repeal shall be only to the extent of the inconsistency of other ordinances regulating and governing the subject matter covered by this Ordinance.

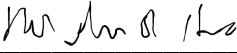
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Section 6.2 If any provision, section, exception, subsection, paragraph, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, shall for any reason be held unconstitutional, void, or invalid, such provision(s) of this Ordinance or its (their) application to other sets of circumstances are declared to be severable.

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APPROVED this 8th day of May 2023, by the Commissioners Court of Bastrop County, Texas.

DocuSigned by:

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Gregory Klaus, County Judge


DocuSigned by:

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Commissioner Mel Hamner, Pct. 1

DocuSigned by:

2649BCCB1A9A469...
Commissioner Clara Beckett, Pct. 2

DocuSigned by:

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Commissioner Mark Meuth, Pct. 3

DocuSigned by:

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Commissioner David Glass, Pct. 4

Attest: DocuSigned by:

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County Clerk