

**GENERAL MEETING OF THE BOARD OF DIRECTORS
OF THE NORTH EAST TEXAS
REGIONAL MOBILITY AUTHORITY**

RESOLUTION NO. 16-94

WHEREAS, the North East Texas Regional Mobility Authority ("NET RMA") was created pursuant to the request of Gregg and Smith Counties and in accordance with provisions of the Transportation Code and the petition and approval process established in 43 Tex. Admin. Code § 26.1, *et seq.* (the "RMA Rules"); and

WHEREAS, the Board of Directors of the NET RMA has been constituted in accordance with the Transportation Code and the RMA Rules; and

WHEREAS, subsequent to the initial formation of the NET RMA the Counties of Cherokee, Rusk, Harrison, Upshur, Bowie, Panola, Wood, Van Zandt, Titus, and Kaufman joined the Authority and are represented on the Board of Directors; and

WHEREAS, in Resolution No. 13-02, dated January 22, 2013, the NET RMA Board of Directors adopted Tolling and Road Use Policies for the NET RMA (the "Tolling Policies"); and

WHEREAS, the Tolling Policies have since been amended by the Board of Directors to revise toll rates and toll escalation rates on Toll 49, address use of NET RMA projects by various classes of vehicles, clarify speed limits, and provide for additional toll enforcement procedures; and

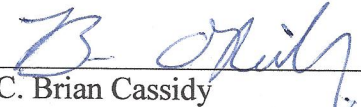
WHEREAS, the NET RMA Executive Director recommends that the Tolling Policies be further amended to provide for a process to notify law enforcement of unattended or illegally parked vehicles located on NET RMA facilities, as reflected on Attachment "A".

NOW THEREFORE, BE IT RESOLVED, that the NET RMA Board of Directors approves of the adoption of the amended Tolling Policies, attached hereto as Attachment "A"; and

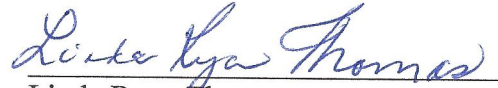
BE IT FURTHER RESOLVED, that such Tolling Policies may be further amended from time to time at the discretion of the Board of Directors.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 11th day of October, 2016.

Submitted and reviewed by:


C. Brian Cassidy
General Counsel for the North East
Texas Regional Mobility Authority

Approved:


Linda Ryan Thomas
Chair, Board of Directors
Date Passed: 10/11/16



4.2 Speed Limits

Subchapter H, Chapter 545, Transportation Code, "Speed Restrictions," governs speeds on highways in the State of Texas. Under Section 370.033, Transportation Code, the authority may alter prima facie speed limits on its toll roads, provided the Texas Department of Transportation Procedures for Establishing Speed Zones, current edition, are followed.

Guidelines established by Texas Department of Transportation Procedures for Establishing Speed Zones, current edition, will be used in conducting Speed Zone Studies and establishing Speed Limits on NET RMA operated toll facilities. The data collected during the Speed Zone Studies are analyzed to determine the 85th Percentile Speed. The 85th Percentile Speed is the speed at which 85% of the traffic at a specific test site is traveling at or slower. The 85th Percentile Speed will be the basis for how the posted speed limit is determined.

To the extent that the maximum speed limit provided by law for a vehicle or class of vehicles is lower than the minimum speed limit established on a NET RMA operated toll facility, then such vehicle or class of vehicles shall observe the maximum speed limit provided by law. In no event shall a vehicle be driven in excess of the legal speed limit.

Maximum speeds within construction, transitional or reduced speed zones or during any period of adverse atmospheric or weather conditions shall be in accordance with signs displayed for such zones. All regulatory and zoning signs displayed on NET RMA operated toll facilities shall be obeyed.

Motor vehicles shall not be driven in excess of the mechanical limits of vehicles or tires. If traffic, weather, pavement or other conditions render the maximum allowable speed hazardous, the speed of motor vehicles shall be reduced consistent with such conditions.

4.3 Parking

Parking or stopping of vehicles on any traffic lane, deceleration lane, acceleration lane or on any bridge is prohibited with exceptions provided for vehicles which become disabled, law enforcement and emergencies. All wheels and projecting parts of the vehicle or load shall be completely clear of the traffic lane.

During the period beginning 30 minutes after sunset and ending 30 minutes before sunrise or at any other time when insufficient light or unfavorable atmospheric or weather conditions require, any parked or disabled vehicle shall display illuminated parking and tail lights or lighted flares to indicate its location.

Unnecessary parking or parking of vehicles for extended periods of time ~~(in excess of 24 hours)~~ is prohibited, and the driver of a disabled vehicle shall arrange for its prompt removal from NET RMA operated toll facilities.

For an offense under this section, it is presumed that the registered owner of the vehicle is the person who parked the vehicle at the time and place an offense under this section occurs.

The NET RMA will monitor all NET RMA facilities for vehicles in violation of this section. Upon identification of an unattended or illegally parked vehicle located on any portion of a NET RMA facility, including the associated right-of way, the NET RMA shall notify the appropriate law enforcement agency of the vehicle's location. The law enforcement agency may, in its own discretion, remove the vehicle from the NET RMA facility in accordance with state law.

4.4 Median Strip

The median strip is the area between the entrance/exit ramps and main traffic lanes for the purpose of separating traffic. Crossing, driving, parking or stopping on the median strip is prohibited on any NET RMA toll facilities except as necessary for official maintenance, operational, law enforcement and emergency uses.