

# 7

ORDINANCE NO. 296

AN ORDINANCE AMENDING ORDINANCE NO. 168 PASSED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS ON APRIL 15, 1974 BY AMENDING SECTION 31 TO PROVIDE SPEED LIMIT UPON BELT LINE ROAD BETWEEN THE EAST AND WEST CITY LIMITS OF THE CITY OF ADDISON TO BE 40 M.P.H.; REPEALING SECTION 33-2, AS AMENDED, PROVIDING FOR THE POSTING OF SIGNS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS:

SECTION 1. That the City of Addison's Ordinance No. 168, passed and approved by the City Council of the City of Addison, Texas on April 15, 1974 is hereby amended to read as follows:  
Sec. 31. Speeds greater than forty miles per hour (40 m.p.h.) on designated streets not reasonable or prudent.

Upon the basis of an engineering and traffic investigation submitted to the City Council, the City Council hereby finds and determines that the prima facie speed limits heretofore set for the public streets, roadways or highways set forth below or portions of the public streets, roadways or highways set forth below in the city is greater than is reasonable and safe under the conditions found to exist in the city, therefore, the City Council finds, determines and declares that, when no special hazard exists that requires a lower speed for compliance with the provisions of this ordinance or the Laws of the State of Texas, no person shall operate or drive any vehicle on the public

streets, roadways or highways set forth below in the city at a greater speed than forty miles per hour (40 m.p.h.) unless otherwise provided by this ordinance and any speed in excess of forty miles per hour (40 m.p.h.), unless otherwise provided by this ordinance, shall be prima facie evidence that the speed is not reasonable or prudent and is unlawful.

STREET

EXTENT

1. Belt Line Road

Between the east city limits and west city limits and being the 5200 block through 3700 block of Belt Line Road.

SECTION 2. Sec. 33-2 of the said ordinance no. 168 as amended as well as ordinance no. 210, is hereby repealed. The remaining portion of Sec. 33 shall remain in full force and effect.

SECTION 3. City Traffic Engineer is hereby directed and authorized to place appropriate signs at said locations as to be clearly visible to the public.

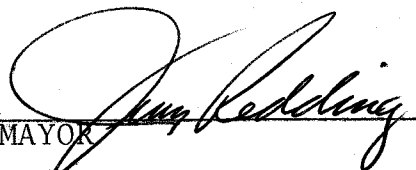
SECTION 4. It is hereby declared to be the intention of the City Council of the City of Addison, Texas that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable and if any phrase, clause, sentence, paragraph, or section hereof shall be declared unconstitutional, such unconstitutionality or invalidity shall not effect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

SECTION 5. Any person violating or failing to comply with the provisions of this ordinance shall be fined upon conviction not less than One Dollar (\$1.00) nor more than Two Hundred Dollars (\$200.00).

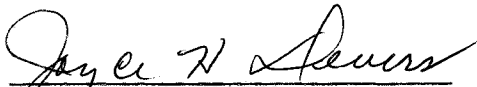
SECTION 6. The fact that the present ordinances and regulations of the City of Addison are inadequate to control the speed limit upon Belt Line Road within the corporate limits of the City of Addison, Texas creates an urgency for immediate preservation of public business, property, health safety and general welfare of the public which requires that this ordinance shall become effective from and after the date of its passage as provided by law, and it is accordingly so ordained.

PASSED AND APPROVED by the City Council of the City of Addison, Texas this the 23rd day of November, 1976.

APPROVED:

  
MAYOR

ATTEST:

  
CITY SECRETARY