

ORDINANCE NO. 376

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 AUTHORIZE THE CITY OF ADDISON TO PROVIDE A 35 M.P.H. SPEED LIMIT ON CERTAIN STREETS DESCRIBED HEREIN; AMENDING SECTION 32 TO AUTHORIZE THE CITY OF ADDISON TO PROVIDE A 40 M.P.H. SPEED LIMIT ON CERTAIN STREETS DESCRIBED HEREIN; AMENDING SECTION 41 TO AUTHORIZE THE CITY OF ADDISON TO PLACE AND MAINTAIN TRAFFIC CONTROL DEVICES AT CERTAIN INTERSECTIONS DESCRIBED HEREIN; AMENDING SECTION 42 TO AUTHORIZE THE CITY OF ADDISON ERECTION OF STOP SIGNS AT CERTAIN INTERSECTIONS DESCRIBED HEREIN; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; 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, be, and the same is hereby amended to change Section 31 to read as follows:

SECTION 31. SPEEDS GREATER THAN THIRTY-FIVE MILES PER HOUR (35 m.p.h.) ON DESIGNATED STREETS NOT REASONABLE NOR PRUDENT.

Upon the basis of an engineering and traffic investigation submitted to the City Council, the City Council hereby finds and determines that the maximum 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 hereby 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 thirty-five miles per hour (35 m.p.h.) unless otherwise provided by this ordinance, and any speed in excess of thirty-five miles per hour (35 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 |
|--------------------|---|
| Spring Valley Road | Between Midway Road and Marsh Lane being the 3600 Block through the 4100 Block of Spring Valley Road. |

SECTION 2. 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, be, and the same is hereby amended to change Section 32 to read as follows:

SECTION 32. SPEEDS GREATER THAN FORTY MILES PER HOUR (40 m.p.h.) ON DESIGNATED STREETS NOT REASONABLE NOR PRUDENT.

Upon the basis of an engineering and traffic investigation submitted to the City Council, the City Council hereby finds and determines that the maximum prima facie speed limits heretofore set for the public streets, roadways or high-

ways set forth below or portions of the public streets, roadways 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 hereby 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 for 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 |
|-----------------|---|
| Marsh Lane | Between Brookhaven Club Drive and the north city limits being the 13900 Block through the 15100 Block of Marsh Lane. |
| Midway Road | Between the south city limits and the north city limits and being the 14200 Block to the end of the new proposed Midway Road. |
| Inwood Road | Between the south city limits and Belt Line Road being the 14600 Block through the 15000 Block of Inwood Road. |
| Belt Line Road | Between the east city limits and west city limits and being the 3700 Block through the 5200 Block of Belt Line Road. |
| Westgrove Drive | Between Midway Road and Dallas Parkway being the 4200 Block through the 5100 Block of Westgrove Drive. |
| Dooley Road | Between Westgrove Drive and the north city limits and being the 16200 Block through the 16700 Block of Dooley Rd. |

SECTION 3. 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, be, and the same is hereby amended to change Section 41 to read as follows:

SECTION 41. TRAFFIC CONTROL DEVICES, SIGNAL LIGHTS.

Article 6701d, Section 31-a, Section 32 and Section 33 is hereby incorporated in this ordinance as the authority of the City of Addison to place and maintain traffic control devices. In accordance thereof, the Traffic Engineer is hereby authorized and directed to place a traffic control signal exhibiting different colored lights successfully one at a time in accordance with State Law at the following locations:

| ON | AT |
|-----------------------|--|
| Marsh Lane | Brookhaven Club Drive |
| Brookhaven Club Drive | Marsh Lane |
| Midway Road | Belt Line Road |
| Belt Line Road | Midway Road |
| Addison Road | Belt Line Road |
| Belt Line Road | Addison Road |
| Inwood Road | Belt Line Road |
| Belt Line Road | Inwood Road |
| Spring Valley Road | Midway Road |
| Midway Road | Spring Valley Road |
| Belt Line Road | Entrance to Fire Station in 4500 Block |
| Marsh Lane | Belt Line Road |
| Belt Line Road | Marsh Lane |

SECTION 4. 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, be, and the same is hereby amended to change Section 42 to read as follows:

SECTION 42. STOP SIGNS - AUTHORIZATION TO ERECT.

The City Traffic Engineer is hereby directed after finding by the council that a particular hazard exists to erect stop signs requiring the driver of a vehicle to stop in accordance with State Law at the following locations:

| <u>ON</u> | <u>AT</u> |
|-----------------------------|--------------------|
| Surveyor Blvd. | Belt Line Road |
| Beltwood Parkway | Belt Line Road |
| Noel Road | Belt Line Road |
| Keller Springs Road | Addison Road |
| Brookhaven Club Drive | Spring Valley Road |
| Clara Street | Addison Road |
| Mildred Street | Addison Road |
| Broadway Street | Addison Road |
| Lindberg Drive | Midway Road |
| Wiley Post Road | Midway Road |
| Wright Brothers Drive | Midway Road |
| Lake Forest Drive | Belt Line Road |
| Celestial Road | Noel Road |
| Beltway Drive | Midway Road |
| Beltway Drive | Beltway Drive |
| Westgrove Drive | Dallas Parkway |
| Westgrove Drive (E&W Bound) | Addison Road |
| Ratliff | Addison Road |

ON

AT

Factory Street

Addison Road

Marcy Drive

Belt Line Road

Lindberg Drive

Surveyor Blvd.

Billy Mitchell (W End)

Lindberg Drive

Billy Mitchell (E End)

Lindberg Drive

Sidney Drive

Marsh Lane

Sidney Drive

Spring Valley Road

AirBorn Drive

Dooley Road

SECTION 5. The traffic control signals and stop signs to be located so as to be clearly visible to the traveling public.

SECTION 6. This Ordinance repeals those provisions and only those provisions of all ordinances in conflict with the provisions thereof.

SECTION 7. That any person, firm or corporation violating any of the provisions of this ordinance shall, upon commission, be deemed guilty of a misdemeanor, and shall be subject to a fine not to exceed the sum of Two Hundred Dollars (\$200.00) for each offense, and each day such violation continues shall constitute a separate offense.

SECTION 8. It is hereby declared the intention of the City Council of the City of Addison that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and any phrase, clause, sentence, paragraph or section hereof should be declared unconstitutional, such unconstitutionality or invalidity shall not affect 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 unconstitutional or invalid phrase, clause, sentence, paragraph or section.

SECTION 9. The fact that the present Ordinance and Regulations of the City of Addison are inadequate to control the stopping of vehicles within the corporate limits of the City of Addison, creates an emergency for the immediate preservation of the 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 this 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 14th day of February, 1978.

Jerry W. Roberts
MAYOR (Pro Tem)

ATTEST:

John W. Milligan
ACTING CITY SECRETARY