

ORDINANCE NO. 502

AN ORDINANCE REGULATING THE TRAFFIC WITHIN THE CITY LIMITS OF THE CITY OF ADDISON WHICH ORDINANCE SHALL BE CITED AS THE "TRAFFIC ORDINANCE"; PROVIDING FOR COMPLIANCE WITH STATE LAW; PROVIDING FOR PERSONS PROPELLING PUSH CARTS OR RIDING OR DRIVING ANIMALS OR OPERATING BICYCLES TO OBEY TRAFFIC REGULATIONS; PROVIDING AUTHORITY OF POLICE OFFICERS AND FIRE DEPARTMENT OFFICIALS; PROVIDING FOR COMPLIANCE WITH THE LAWFUL ORDERS OF POLICE OFFICERS, FIRE DEPARTMENT OFFICIALS OR OTHER OFFICERS; ESTABLISHING THE OFFICE OF CITY TRAFFIC ENGINEER; SETTING OUT HIS DUTIES AND AUTHORITIES; PROVIDING FOR AUTHORITY TO MARK AND INSTALL TRAFFIC CONTROL DEVICES; PROVIDING FOR CONFORMATION TO STATE HIGHWAY DEPARTMENT MANUAL AND SPECIFICATIONS; PROVIDING FOR THE RATIFICATION OF EXISTING SIGNS AND SIGNALS; PROVIDING FOR OBEDIENCE TO DEVICES REQUIRED; PROVIDING FOR THE FILING OF DESIGNATION OR REGULATION IN TRAFFIC REGISTER; PROVIDING FOR THE OFFENSE OF NEGLIGENT COLLISION; PROVIDING FOR OFFENSE OF WILLFUL COLLISIONS; PROVIDING FOR OFFENSE OF LOSS OF CONTROL; PROVIDING FOR GARAGE KEEPERS, ETC., TO KEEP LOG ON ALL DAMAGED VEHICLES; PROVIDING FOR APPLICABLE STATE LAWS; PROVIDING FOR MAXIMUM SPEED LIMITS DETERMINATION; PROVIDING FOR MAXIMUM SPEED LIMITS ALTERATION; PROVIDING FOR POSTING OF SPEED LIMITS SIGNS; PROVIDING FOR SPEED REGULATIONS; PROVIDING FOR SPEEDS GREATER THAN THIRTY MILES

PER HOUR ON CITY STREETS, NOT REASONABLE NOR PRUDENT; PROVIDING FOR SPEEDS GREATER THAN TEN MILES PER HOUR (10 m.p.h.) ON PUBLIC ALLEYS OF THE CITY-NOT REASONABLE OR PRUDENT; PROVIDING FOR SPEED GREATER THAN TWENTY MILES PER HOUR (20 m.p.h.) IN SCHOOL ZONES-NOT REASONABLE NOR PRUDENT; PROVIDING FOR SPEEDS GREATER THAN TEN MILES PER HOUR (10 m.p.h.) IN DESIGNATED STREETS-NOT REASONABLE NOR PRUDENT; PROVIDING FOR SPEEDS GREATER THAN FIFTEEN MILES PER HOUR (15 m.p.h.) ON DESIGNATED STREETS-NOT REASONABLE NOR PRUDENT; PROVIDING FOR SPEEDS GREATER THAN TWENTY MILES PER HOUR (20 m.p.h.) ON DESIGNATED STREETS-NOT REASONABLE NOR PRUDENT; PROVIDING FOR SPEEDS GREATER THAN TWENTY-FIVE MILES PER HOUR (25 m.p.h.) ON DESIGNATED STREETS-NOT REASONABLE NOR PRUDENT; PROVIDING FOR SPEEDS GREATER THAN THIRTY-FIVE MILES PER HOUR (35 m.p.h.) ON DESIGNATED STREETS-NOT REASONABLE NOR PRUDENT; PROVIDING FOR SPEEDS GREATER THAN FORTY MILES PER HOUR (40 m.p.h.) ON DESIGNATED STREETS-NOT REASONABLE NOR PRUDENT; PROVIDING FOR SPEEDS GREATER THAN FORTY-FIVE MILES PER HOUR (45 m.p.h.) ON DESIGNATED STREETS-NOT REASONABLE NOR PRUDENT; PROVIDING FOR SPEEDS GREATER THAN FIFTY MILES PER HOUR (50 m.p.h.) ON DESIGNATED STREETS-NOT REASONABLE NOR PRUDENT; PROVIDING FOR SPEEDS GREATER THAN FIFTY-FIVE MILES PER HOUR (55 m.p.h.) ON DESIGNATED STREETS-NOT REASONABLE NOR PRUDENT; PROVIDING FOR DO NOT BLOCK INTERSECTION SIGNS; PROVIDING FOR TRAFFIC CONTROL DEVICES, SIGNAL LIGHTS; PROVIDING FOR STOP SIGNS-AUTHORIZATION TO ERECT BY TRAFFIC ENGINEER; PROVIDING FOR YIELD RIGHT-OF-WAY SIGNS-AUTHORITY TO ERECT BY TRAFFIC ENGINEER; PROHIBITING PARKING FOR CERTAIN PURPOSES; PROHIBITING PARKING, STOPPING OR STANDING IN ALLEY; PROHIBITING PARKING ON NARROW STREETS; PROVIDING FOR DESIGNATION OF FIRE LANES; PROVIDING FOR POSTING OF SIGNS BY

TRAFFIC ENGINEER; PROHIBITING STOPPING, STANDING OR PARKING AT CERTAIN LOCATIONS; PROVIDING FOR DESIGNATION OF ONE-WAY STREETS AND ALLEYS; PROVIDING FOR DESIGNATION OF TRUCK ROUTES; PROVIDING FOR FUNERAL PROCESSION REGULATIONS; PROVIDING FOR PERMITS REQUIRED FOR PARADES AND PROCESSIONS; PROVIDING FOR RULES AND MISCELLANEOUS RULES RELATING TO REGULATION OF TRAFFIC; PROVIDING FOR REQUIRED POSITION AND METHOD OF TURNING AT INTERSECTION, AND CUTTING OF CORNERS; PROHIBITING WEAVING IN TRAFFIC; UNLAWFUL TO EVADE ARREST; PROVIDING FOR UNAUTHORIZED MARKINGS, UNLAWFUL; PROVIDING FOR RESERVED PARKING; PROVIDING FOR LOADING ZONES; UNLAWFUL TO BLOCK ENTRANCE TO BUILDINGS; PROHIBITING BLOCKING OF CORNER LOTS BY STRUCTURES OR GROWTH; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR EXCEPTION AND EXEMPTIONS NOT REQUIRED TO BE NEGATIVE; 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. SHORT TITLE.

This ordinance may be cited as "TRAFFIC ORDINANCE" of the City of Addison, Texas.

SECTION 2. COMPLIANCE WITH CHAPTER.

It shall be a misdemeanor for any person to do any act forbidden or fail to perform any act required in this ordinance.

SECTION 3. APPLICABILITY OF STATE LAWS.

Except where otherwise provided in this ordinance, all the provisions and subsequent amendments of the laws of the State of Texas relating to the regulation of pedestrian, vehicle and motor vehicle traffic, including the definitions contained in such law shall insofar as applicable, be the law of the City of Addison upon the same subjects. All authority specified in State Law given to a police officer to enforce the provisions of said State Law is herein incorporated, made a part of this ordinance and said authority is given to each Addison Police Officer to utilize to enforce this ordinance.

SECTION 4. PERSONS PROPELLING PUSH CARTS OR RIDING OR DRIVING ANIMALS OR OPERATING BICYCLES TO OBEY TRAFFIC REGULATIONS.

Any person propelling any push cart or riding an animal on a roadway, or operating a bicycle, or any person driving any animal drawn vehicle, shall be subject to the provisions of this ordinance except those provisions of this ordinance which by their very nature can have no application.

SECTION 5. AUTHORITY OF POLICE OFFICERS AND FIRE DEPARTMENT OFFICIALS.

A. It shall be the duty of the officers of the Police Department or such officers as assigned by the City Manager or the Chief of Police to enforce all traffic laws of the City of Addison and all of the State Vehicle and Motor Vehicle Laws applicable to street traffic in the City.

B. Officers of the Police Department or such officers as are assigned by the City Manager or the Chief of Police are hereby authorized to direct all traffic by voice, and/or by signal, in confor-

mance with traffic laws, provided that in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the Police or Fire Department may direct traffic and set out temporary traffic signs and signals as conditions may require notwithstanding the provisions of the traffic laws of the City or the State of Texas.

C. Officers of the Fire Department, when at the scene of a fire, may direct or assist the Police Department in directing traffic there at or in the immediate vicinity.

SECTION 6. COMPLIANCE WITH THE LAWFUL ORDERS OF POLICE OFFICERS, FIRE DEPARTMENT OFFICIALS OR OTHER OFFICERS.

A. No person shall willfully fail or refuse to comply with any lawful order or direction of a police officer or such officer as assigned by the City Manager or the Chief of Police pertaining to the movement of traffic or pedestrians upon a public street whether given in person or by means of visible or audible signals.

B. No person shall willfully fail or refuse to comply with any lawful order or direction of a Fire Department official pertaining to the movement of traffic or pedestrians on a public street whether given in person or by means of visible or audible signals.

SECTION 7. TRAFFIC ENGINEER.

A. The Office of City Traffic Engineer is hereby established. The Traffic Engineer shall be appointed and removed from office by the City Manager and he shall exercise the powers and duties as provided in this ordinance, and other traffic ordinances of the

City, or as required by the City Manager or other ordinances of the City or the laws of the State of Texas.

B. The City Manager may designate any officer of the City of Addison to serve as Traffic Engineer in addition to his other functions and as so designated he shall exercise the powers and duties with respect to traffic as provided in this ordinance until the City Manager of the City shall designate another person as Traffic Engineer for the City.

C. It shall be the general duty of the Traffic Engineer to determine the installation and proper timing and maintenance of traffic control devices, to conduct engineering analysis of traffic accidents and to devise remedial measurements, to conduct engineering investigation of traffic conditions, to plan the operation of traffic on the streets and highways of the City, to cooperate with other City officials in the development of ways and means to improve traffic conditions, and to carry out the additional powers and duties imposed by ordinances of the City and laws of the State of Texas.

SECTION 8. DUTIES AND AUTHORITY OF TRAFFIC ENGINEER.

Whenever and wherever the congestion of traffic, the frequency of passage of vehicles or pedestrians, or both, the direction and volume of the flow of traffic, the dimensions and conditions of the streets and sidewalks, and use of property abutting the street are such that the Traffic Engineer finds it to be necessary for the free flow and the expeditious handling of traffic in the safety of persons and property, the Traffic Engineer, in compliance with this ordinance, is authorized:

- 1) To designate crosswalks.
- 2) To designate safety zones on any of the streets of the City.
- 3) To designate lanes for traffic and parking stalls on the streets of the City.
- 4) To designate the locations at which the making of right, left or complete turns at any intersection of the streets in the City is prohibited.
- 5) To designate the course to be travelled by vehicles turning at or near certain intersections.
- 6) To designate routes directing traffic near public or private schools, parks and public buildings.
- 7) To designate the location of passenger zones, loading zones, military carrying passenger loading zones.
- 8) To designate spaces on the streets of the City for use as public cab stands.
- 9) To designate spaces on the streets of the City where angle parking may be permitted.
- 10) To designate areas on the streets of the City where angle parking may be permitted.
- 11) To recommend areas on the streets of the City which shall not be used as spaces for the parking of vehicles.
- 12) To recommend certain intersections of streets at which drivers operating vehicles approaching the intersection at one or more of the intersecting streets will bring such vehicle to a complete stop or to yield right-of-way to another vehicle before proceeding into such intersection.
- 13) To recommend unmetered parking time limits on streets and portions of streets.
- 14) To recommend certain intersections, the crossing of which shall be controlled by red, green and amber lights and arrows as elsewhere provided in this ordinance, and to determine the type of such lantern type traffic control devices to be installed at such intersection.
- 15) Make and enforce temporary or experimental regulations to cover emergency or special conditions provided no such temporary or experimental regulations shall remain in force for more than ninety (90) days.
- 16) To recommend certain intersections which right or left turns on red after stopping are not allowed.

SECTION 9. AUTHORITY TO MARK AND INSTALL.

The Traffic Engineer shall place and maintain traffic control signs, signals, markings and devices when it is authorized by this ordinance or pursuant to State Law.

SECTION 10. MANUAL & SPECIFICATIONS.

All traffic control signs, signals and markings and devices shall conform to the State Highway Departments Manual and Specifications. All signs and signals required under this ordinance for a particular purpose shall so far as practicable be uniform to the type and location throughout the City. All traffic control devices so erected or marked not inconsistent with the provisions of State Law or this ordinance shall be official traffic control devices.

SECTION 11. RATIFICATION OF EXISTING SIGNS AND SIGNALS.

All traffic control signs, signals, parking devices, markings heretofore placed, erected or marked by City forces for the purpose of regulating, warning or guiding traffic are hereby affirmed, ratified and declared to be official traffic control devices of the City of Addison provided, however, such traffic control devices are not inconsistent with the provisions of State Law or this ordinance.

SECTION 12. OBEDIENCE TO DEVICES REQUIRED.

The driver of any vehicle shall obey the instruction of any official traffic control device, sign, marking or signal applicable thereto placed in accordance with this ordinance or other traffic ordinances of the City, unless otherwise directed by a Police Officer.

SECTION 13. FILING OF DESIGNATION OR REGULATION IN
TRAFFIC REGISTER.

All traffic regulations or designations established pursuant to this ordinance, whether by Council action or a decision of the Traffic Engineer shall be in writing and filed with the City Secretary. The City Secretary shall file such regulation or designation in the "TRAFFIC REGISTER" which shall be deemed a "public record". Certified copies of such Register or relevant sections thereof, may be used in evidence in lieu of the original register in all actions taken under this ordinance and in all civil actions.

SECTION 14. NEGLIGENCE COLLISION.

A. No person driving or operating or in charge of any vehicle, motor vehicle, animal, railroad engine, railroad car or any other vehicle shall, by negligence, cause or suffer or permit same to come into collision with any other vehicle of any nature whatsoever, or with any animal, person, street sign, street post, water plug, mail box or any other obstacle or object whatever, in or on any street, alley, avenue, highway or other public place or whatever in the City. Violation of this section shall be known as the offense of "NEGLIGENCE COLLISION".

B. Negligence is herein defined as the failure to use that degree of care that a reasonable and prudent person would use under the same or similar circumstances.

SECTION 15. WILLFULL COLLISIONS.

No person driving or operating or in charge of any vehicle, motor vehicle, animal, railroad engine, railroad car or any other vehicle shall willfully cause or willfully suffer or willfully commit

the same to come into collision with any other vehicle of any nature whatsoever, or with any animals, person, street sign, street post, water plug, mail box or any other obstacle or object whatever, in or on any street, alley, avenue, highway or other public place or property whatever in the City.

SECTION 16. LOSS OF CONTROL.

No person driving or operating or in control of any vehicle, motor vehicle, animal, railroad engine, railroad car or any other vehicle upon any public street, alley, railroad track, avenue, or any other public place or property, shall, by negligence, lose control of same to the extent such vehicle, animal, railroad engine, railroad car leaves its lane or track and strikes or collides with and injures and damages any person or public or private property, real or personal, of any nature whatsoever. The fact that any vehicle, motor vehicle, animal, railroad engine, railroad car or other vehicle which either strikes or collides with or injures any person or strikes, collides with or damages any public or private property, real or personal, of any nature whatsoever. The fact that any vehicle, motor vehicle, animal, railroad engine, railroad car or other vehicle which either strikes or collides with or injures any person or strikes, collides with or damages any public or private property, real or personal, of any nature whatsoever, when such person or property is situated off the public roadway or railroad track, shall be prima facie evidence that the driver, operator or person in control of such vehicle, motor vehicle, animal, railroad engine, railroad car, lost control of same by their negligence.

SECTION 17. GARAGE KEEPERS, ETC. TO KEEP LOG ON DAMAGED VEHICLES.

A. The person in charge of any garage or repair shop to which is brought any vehicle which shows evidence of having been involved in an accident or struck by a bullet shall keep a written log which contains the following:

- 1) Name and address of owner.
- 2) Date and time vehicle brought in.
- 3) Make, model, serial number, color of vehicle.
- 4) Location and extent of damage.

B. Said log shall be available for inspection by any Police Officer during regular work day of the garage or shop owner.

SECTION 18. STATE LAW APPLICABLE.

Except as modified or changed by this ordinance all of the laws of the State of Texas governing the maximum and minimum lawful prima facie speed limits for vehicles on the streets, roads, and highways of this State are applicable and govern the speed of all vehicles on the public streets, roads and highways of the City of Addison.

SECTION 19. MAXIMUM SPEED LIMITS DETERMINATION.

The Traffic Engineer shall determine on the basis of engineering and traffic surveys, investigation and study, reasonable and safe maximum speed limits for each street within the City and submit recommendations based on his survey and investigation and study to the City Council.

SECTION 20. MAXIMUM SPEED LIMITS ALTERATION.

On the basis of the recommendation of the Traffic Engineer, submitted in accordance with the preceeding sections, the City

Council may alter the prima facie maximum and minimum speed limits established by State Law and this ordinance as the Council may deem necessary.

SECTION 21. POSTING OF SPEED LIMIT SIGNS.

The Traffic Engineer shall post the maximum speeds and minimum speeds set forth in this ordinance by appropriate signs in conspicuous places so that every motorist may be aware of the speed limits established by this ordinance, except no sign shall be required where the maximum speed limit is thirty miles per hour (30 m.p.h.) and where there is no minimum speed limit on that particular street.

SECTION 22. SPEED REGULATIONS.

A. No person shall drive a vehicle on a public street, road or highway in the City of Addison at a speed that is greater than is reasonable and prudent under the circumstances then existing. Except when a special hazard exists that requires lower speeds for compliance with the speed laws of the State of Texas or the ordinances of the City of Addison, the limits specified by State Law or in this ordinance, or authorized by the City Council, shall be lawful, but any speed in excess of these limits shall be prima facie evidence that the speed is not reasonable or prudent.

B. No person shall drive a vehicle on a public street, road or highway in the City of Addison at a speed greater than is reasonable and prudent under the conditions and having regard for the actual and potential hazards then existing. In every event, speed shall be so controlled as may be necessary to avoid colliding with any person, vehicle or other conveyance on or entering a street or a roadway, or a highway in compliance with legal requirements and

the duty of all persons to use due care.

C. The driver of every vehicle shall, consistent with the requirements of the laws of the State of Texas and this ordinance, drive at an appropriate reduced speed when approaching and crossing an intersection or railway grade crossing, when approaching and going around a curve, when approaching a hill crest, when traveling upon any narrow or winding roadway, and when special hazards exist with respect to pedestrians or other traffic or by reason of weather or highway conditions.

D. No person shall drive a vehicle on a public street, roadway or highway of the City at such a slow speed as to impede the normal and reasonable movement of traffic except when reduced speed is necessary for safe operation or in compliance with law.

SECTION 23. SPEEDS GREATER THAN THIRTY MILES PER HOUR
(30 m.p.h.) ON CITY 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 or established on all public streets, roads or highways within the City of Addison is greater than is reasonable and safe under the conditions found to exist in the City of Addison, therefore the City Council hereby finds, determines and declares that where 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 drive or operate any vehicle on any public street, road or highway within the corporate limits of the City of Addison, Texas, at a greater speed than thirty miles per hour (30 m.p.h.), unless otherwise provided by this ordinance, and any

speed in excess of thirty miles per hour (30 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.

SECTION 24. SPEED GREATER THAN TEN MILES PER HOUR
(10 m.p.h.) ON PUBLIC ALLEYS OF THE CITY-
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 maximum prima facie speed limits heretofore set for public alleys located on public property owned by the City of Addison 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 hazards exist that requires 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 any public alley in the City located on public property owned by the City of Addison, at a greater speed than ten miles per hour (10 m.p.h.), unless otherwise provided by this ordinance, and any speed in excess of ten miles per hour (10 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.

SECTION 25. SPEED GREATER THAN TWENTY MILES PER HOUR
(20 m.p.h.) IN SCHOOL ZONES - NOT REASONABLE
NOR PRUDENT.

SIGNS AND SCHOOL ZONES.

A. 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 in and

around the public and private schools set forth below 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 adjacent and contiguous to public or private schools as set forth below in the City at a greater speed than twenty miles per hour (20 m.p.h.), unless otherwise provided by this ordinance, and any speed in excess of twenty miles per hour (20 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. The areas or portions of streets designated as school zones are:

<u>ON</u>	<u>BETWEEN AND EXTENT OF ZONE</u>
1. Brookhaven Club Drive	Between Marsh Lane and Spring Valley Road being the 3700 block through the 4100 block of Brookhaven Club Drive.
2. Spring Valley Road	Between Marsh Lane and Brookhaven Club Drive being the 3800 block through the 4000 block of Spring Valley Road.

B. The City Traffic Engineer shall mark all school zones above described with appropriate street markings and signs showing the beginning and ending of such school zones, the speed limits with such school zones, and the hours during the day during which such speed limits are effective. All speed limit regulations for school zones shall be effective only at such times as appropriate signs advising motorists of this fact are placed in conspicuous places. Speed regulations established in school zones in this

section shall be effective only during the hours of 7:00 a.m. to 8:30 a.m. and between the hours of 2:00 p.m. to 3:30 p.m. on days during which school is in session.

SECTION 26. SPEEDS GREATER THAN TEN MILES PER HOUR (10 m.p.h.) IN DESIGNATED STREETS NOT REASONABLE NOR PRUDENT.

Section 26 is hereby reserved for future use for designation of streets on which ten miles per hour (10 m.p.h.) speed limits shall be applicable.

SECTION 27. SPEEDS GREATER THAN FIFTEEN MILES PER HOUR (15 m.p.h.) ON DESIGNATED STREETS NOT REASONABLE NOR PRUDENT.

Section 27 is hereby reserved for future use for designation of streets on which fifteen miles per hour (15 m.p.h.) speed limits shall be applicable.

SECTION 28. SPEEDS GREATER THAN TWENTY MILES PER HOUR (20 m.p.h.) ON DESIGNATED STREETS NOT REASONABLE NOR PRUDENT.

Section 28 is hereby reserved for future use for designation of streets on which twenty miles per hour (20 m.p.h.) speed limits shall be applicable.

SECTION 29. SPEEDS GREATER THAN TWENTY FIVE MILES PER HOUR (25 m.p.h.) ON DESIGNATED STREETS NOT REASONABLE NOR PRUDENT.

Section 29 is hereby reserved for future use for designation of streets on which twenty-five miles per hour (25 m.p.h.) speed limits shall be applicable.

SECTION 30. 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 of 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
1. Spring Valley Road	Between Midway Road and Marsh Lane and being the 3600 block through the 4100 block of Spring Valley Road.
2. Marsh Lane	From the south city limits to the south right-of-way line of Belt Line Road and being the 13900 block through the 15000 block.

SECTION 31. 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 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 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. 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.
2. Inwood Road	Between the south city limits and Belt Line Road being the 14600 block through the 15000 block of Inwood Road.
3. 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.
4. Westgrove Drive	Between Dooley Road and Dallas Parkway being the 4200 block through the 5100 block of Westgrove Drive.
5. Dooley Road	Between Westgrove Drive and the north city limits and being the 16200 block through the 16700 block of Dooley Road.

SECTION 32. SPEEDS GREATER THAN FORTY-FIVE MILES PER HOUR (45 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 deter-

mines 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 or portions of the public streets, roadways or highways set forth below in the City at a greater speed than forty-five miles per hour (45 m.p.h.) unless otherwise provided by this ordinance, and any speed in excess of forty-five miles per hour (45 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. Dallas Parkway	Between the 14300 block through the 16000 block of Dallas Parkway.

SECTION 33. SPEEDS GREATER THAN FIFTY MILES PER HOUR (50 m.p.h.) ON DESIGNATED STREETS NOT REASONABLE NOR PRUDENT.

Section 33 is hereby reserved for future use for designation of streets on which fifty miles per hour (50 m.p.h.) speed limits shall be applicable.

SECTION 34. SPEEDS GREATER THAN FIFTY-FIVE MILES PER HOUR (55 m.p.h.) ON DESIGNATED STREETS NOT REASONABLE NOR PRUDENT.

Section 34 is hereby reserved for future use for designation of streets on which fifty-five miles per hour (55 m.p.h.) speed limits shall be applicable.

SECTION 35. OBSTRUCTING INTERSECTIONS AND CROSSWALKS.

No driver shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accomodate the vehicle he is operating without obstructing the passage of other vehicles or pedestrians.

SECTION 36. SECTION 36 TO SECTION 40. RESERVED.

Section 36 to Section 40, both inclusive, are hereby reserved for future use.

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:

<u>ON</u>	<u>AT</u>
1. Marsh Lane	Brookhaven Club Drive
2. Brookhaven Club Drive	Marsh Lane
3. Midway Road	Belt Line Road
4. Belt Line Road	Midway Road
5. Addison Road	Belt Line Road
6. Belt Line Road	Addison Road
7. Inwood Road	Belt Line Road
8. Belt Line Road	Inwood Road
9. Spring Valley Road	Midway Road
10. Midway Road	Spring Valley Road
11. Belt Line Road	Entrance to Fire Station in 4500 Block

ON	AT
12. Marsh Lane	Belt Line Road
13. Belt Line Road	Marsh Lane

SECTION 42. STOP SIGNS - AUTHORIZATION TO ERECT

The City Traffic Engineer is hereby directed after a finding by the City 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:

ON	EXTENT
1. Surveyor Boulevard	Belt Line Road
2. Beltwood Parkway	Belt Line Road
3. Noel Road	Belt Line Road
4. Keller Springs Road	Addison Road
5. Brookhaven Club Drive	Spring Valley Road
6. Clara Street	Addison Road
7. Mildred Street	Addison Road
8. Broadway Street	Addison Road
9. Lindberg Drive (east & west bound)	Midway Road
10. Wiley Post Road (east & west bound)	Midway Road
11. Wright Brothers Drive	Midway Road
12. Lake Forest Drive	Belt Line Road
13. Celestial Road	Montfort Drive
14. Beltway Drive	Midway Road
15. Beltway Drive	Beltway Drive
16. Westgrove Drive	Dallas Parkway
17. Westgrove Drive (east and west bound)	Addison Road
18. Ratliff Lane	Addison Road

ON	AT
19. Factory Street	Addison Road
20. Marcy Drive	Belt Line Road
21. Lindberg Drive	Surveyor Boulevard
22. Billy Mitchell (W end)	Lindberg Drive
23. Billy Mitchell (E end)	Lindberg Drive
24. Sidney Drive	Marsh Lane
25. Sidney Drive	Spring Valley Road
26. AirBorn Drive	Dooley Road
27. Sunbelt Drive	Addison Road
28. Sunbelt Drive	Westgrove Drive
29. Wood Way	Spring Valley
30. Ledgemont	Westgrove Drive
31. Ledgemont	Keller Springs
32. Harris Road	Addison Road
33. Harris Road	Dallas Parkway
34. Montfort Drive	Belt Line Road
35. Runyon Road	Belt Line Road
36. Addison West Drive	Midway Road
37. Academy Drive	Addison Road
38. Midway Circle (south)	Midway Road
39. Midway Circle (north)	Midway Road
40. Monarch Drive	Montfort Drive
41. Royal Drive	Belt Line Road

SECTION 43. YIELD RIGHT-OF-WAY SIGNS - AUTHORITY TO ERECT.

The City Traffic Engineer is hereby authorized and directed to place yield right-of-way signs at the following locations in accordance with and pursuant to Article 670ld Section 71 V.A.T.S.

ON

AT

1. Lindberg Drive (SE Corner)
2. Noel Road

Billy Mitchell Drive
Montfort Drive

SECTION 44. PARKING

All provisions of Article 670ld relating to the parking of vehicles are hereby approved, authorized and incorporated by this ordinance.

SECTION 45. PARKING NOT TO OBSTRUCT TRAFFIC.

No person shall park or stand any vehicle upon a street, other than in a parking lane, in such a manner and under such conditions as to leave available less than ten feet (10') in width of the roadway open for the free movement of vehicular traffic.

SECTION 46. PARKING FOR CERTAIN PURPOSES IS PROHIBITED.

No person shall park a vehicle upon any street for the principal purpose of:

1. Display of such vehicle for sale.
2. Washing, greasing, dismantling or repairing such vehicle except repairs necessitated by an emergency,

SECTION 47. PARKING, STOPPIN, STANDING IN ALLEY.

No person shall park a vehicle within an alley in a residential district in such a manner and under such conditions as to block the alley or leave less than ten feet (10') of the width of the roadway available for the free movement of vehicular traffic, and no person shall stop, stand or park a vehicle within an alley in such a position as to block the driveway entrance adjacent to any abutting property.

No person shall park a vehicle within an alley in a business district in such a manner under such conditions as to block the alley or leave insufficient width of the roadway available for free movement

of vehicular traffic or to block the driveway or exit to any abutting property.

In no case, shall anyone stop for loading, unloading materials or merchandise exceeding thirty (30) minutes in an alley in a business district.

SECTION 47-A. PARKING PROHIBITED ON NARROW STREETS.

The City Traffic Engineer is hereby authorized to erect signs reading "NO PARKING" on any street when the width of the roadway does not exceed twenty feet (20').

SECTION 48. It is hereby declared illegal to park or stand a vehicle on private property within fifteen feet (15') of a fire hydrant or City of Addison Fire Department sprinkler and stand pipe connection.

SECTION 49. FIRE LANES - AUTHORIZATION FOR.

A. Pursuant to and in accordance with Article 1015-L, Vernons Annotated Texas Statutes, it is hereby declared unlawful to park or stand a vehicle in any designated fire lane appropriately marked on privately owned property.

SECTION 50. FIRE LANES DESIGNATED.

A. After due study and investigation, the Fire Chief upon the advice of the Fire Marshal may designate Fire Lanes on private property of shopping centers, apartment projects, churches, schools, theaters, commercial and industrial areas.

B. The location of each designated Fire Lane shall be recorded in the Traffic Register by the Traffic Engineer.

SECTION 51. POSTING OF SIGNS.

The City Traffic Engineer is hereby directed and authorized to place appropriate signs and markers for the purpose of informing drivers of vehicles that parking is prohibited at the designated locations.

SECTION 52. NO STOPPING, STANDING OR PARKING AT FOLLOWING LOCATIONS.

STREET NAME

PORTION OF STREET

1. Brookhaven Club Drive

Between the north and south curb lines (or if none, the north and south edges of the roadway), of Brookhaven Club Drive from the intersection of Brookhaven Club Drive with the east line curb line of Marsh Lane to the intersection of Brookhaven Club Drive and the north curb line of Spring Valley Road.

2. Celestial Road

On the north curb line (or if none, the north edge of the roadway), of Celestial Road from the intersection of Celestial Road with the east curb line of Noel Road to a point one hundred feet due east of such intersection.

3. Beltway Drive

Between the east and west curb lines (of if none, the east and west edges of the roadway), of the 15000 block of Beltway Drive.

4. Sidney Drive

Between the north and south curb lines (of if none, the north and south edge of the roadway), of Sidney Drive from the east right-of-way line of Marsh Lane to the furthestmost eastern end of Sidney Drive.

5. Spring Valley Road

Along the south curb line (or if none, the south edges of the roadway), of the 3800 block through the 3820 block of Spring Valley Road.

6. Spring Valley Road

Beginning at the intersection of the east right-of-way line of Wood Way with the north right-of-way line of Spring Valley and then preceeding east along the north right-of-way line of Spring Valley for a distance of 200 feet.

7. Lindberg Drive

Between the north and south curb lines (or if none, the north and south edges of the roadway), of Lindberg Drive from the intersection of Lindberg Drive with the east curb line of Surveyor Drive to the intersection of Lindberg Drive and the west curb line of Dooley Road.

8. Wiley Post Road

Between the north and south curb lines (or if none, the north and south edges of the roadway), of Wiley Post Road from the intersection of Wiley Post Road with the east curb line of Midway Road through the 4300 block of Wiley Post Road.

B. The Traffic Engineer is hereby directed to post signs at reasonable intervals at the above locations to give the public notice of the provisions of this ordinance.

SECTION 53. ONE WAY STREETS AND ALLEYS.

A. The following streets are hereby designated to permit traffic to flow in one direction only and in the direction so indicated:

1. Keller Springs

The lanes between the island and the south lane (inclusive) of Keller Springs Road from Addison Road to be declared one-way eastward.

B. The City Traffic Engineer shall place and maintain signs giving notice thereof of the provisons of this section, which sign shall indicate the direction of lawful traffic movement.

SECTION 54. TRUCK ROUTES.

No person shall operate a vehicle other than a vehicle designated

solely for the transportation of passengers on the following described roads:

<u>STREET</u>	<u>EXTENT</u>
1. Marsh Lane	From the south city limits to the south right-of-way line of Belt Line Road and being the 13900 Block through the 15000 Block.
2. Brookhaven Club Drive	From the east right-of-way line of Marsh Lane to the south right-of-way line of Spring Valley and being the 3700 Block through the 4100 Block of Brookhaven Club Drive.
3. Spring Valley	Between the west city limits and the east city limits and being the 3700 Block through the 4100 Block of Spring Valley.

B. This section of the ordinance shall not forbid deliveries of any type of commercial vehicle the usual course of business but shall apply only to through truck traffic on said streets.

SECTION 55. FUNERAL PROCESSIONS.

A. A funeral composed of a procession of vehicles shall be identified as such by the display upon the outside of the lead vehicle and the hearse a pendant or other identifying insigna as may be determined by the Chief of Police of the City and all other vehicles shall have their head lamps on.

B. Each driver in the funeral procession shall drive as near to the right hand edge of the roadway as possible and shall follow the vehicle ahead as close as it is practical and safe.

C. No driver of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when such vehicles are conspicuously designated as required in this ordinance.

SECTION 56. PERMITS REQUIRED FOR PARADES AND PROCESSIONS.

A. No procession, parade or march of any nature except funeral processions shall be held on the public streets of the City of Addison without first securing authorization for such from the Chief of Police of the City of Addison.

B. All request to hold a procession, parade or march shall state the time, place of formation, proposed line of march, destination, approximate number of vehicles and people anticipated in such procession, parade or march and such other information as may be required by the Chief of Police to determine the regulation of traffic during such procession, parade or march.

SECTION 57. MISCELLANEOUS RULES RELATING TO REGULATION OF TRAFFIC.

A. Vehicles shall not be driven on a sidewalk. The driver of a vehicle shall not drive within any sidewalk area except at a permanent or temporary driveway.

B. Riding of Motorcycle.

A person operating a motorcycle shall not ride other than upon the permanent regular seat attached thereto or carry any other person nor shall any other person ride such motorcycle other than upon a firmly attached seat to the rear or side of the operator.

C. Clearing Moving Vehicles.

Any person riding upon any bicycle, motorcycle, coaster, sled, roller skates or any toy vehicle shall not attach the same or himself to any moving vehicle upon any roadway.

D. Restricted Access.

No person shall drive a vehicle on to and from any limited access roadway except as such entrances and exits as are established by public authority.

E. It shall be unlawful for any person, firm or corporation to permit or allow any tree, shrubbery, wire, overhanging roof, awning or other obstacle to obstruct, extend or protrude over or into any street, alley or highway as herein defined so that same causes damage or interferes with the free movement of any vehicle or to allow or to place any sand, gravel, lumber or any other foreign substance or obstacle in any street or alley as herein defined.

F. Conduct not to interfere with traffic.

It shall be unlawful for any person to engage in any conduct upon any street or sidewalk in this City which shall be reasonable calculated to interfere with the passage of traffic thereon.

G. Obstructions to Drivers View or Driving Mechanism.

No person shall drive a vehicle when it is so loaded or when there are in the front seat such number of persons exceeding three (3) as to obstruct the view of the driver to the front and sides of the vehicle or as to interfere with the drivers control over the driving mechanism of the vehicle.

H. Unlawful Riding and Clinging to Moving Vehicles.

The driver of any motor vehicle shall not carry any person on the top, hood, fenders, running boards or bumpers of the vehicle. No person shall ride on any motor vehicle on that portion not designated or intended for the use of passengers, as above described.

I. Riding on Handlebar Prohibited.

The driver of a motorcycle or bicycle when upon a street shall not carry any person upon the handlebars, frame or tank of such vehicle.

J. No operator shall have in his lap any other person, adult or minor, nor shall the operator be seated in the lap of any person while the vehicle is in motion.

K. It shall be unlawful for any person without the consent of the person in charge of a vehicle to climb upon or into such vehicle whether the same be in motion or at rest and for any person while such is at rest and unattended to attempt to manipulate any of the levers, the starting crank or other device, brakes or mechanism thereof, or to set the vehilce in motion.

L. The driver or operator of a vehicle shall not back the same into an intersection or over a crosswalk and shall not in any event or at any place back a vehicle unless such movement can be made in safety.

M. No vehicle shall be driven or moved on any street unless such vehicle is so constructed or loaded as to prevent contents from dropping, sifting, leaking or otherwise escaping therefrom.

N. Angle Parking.

Upon those streets which have been marked for angle parking, vehicles shall be parked at the angle to the curb indicated by such marker, sign, except that the right front wheel of such vehicle shall not extend vertically from the curb at a greater distance than eighteen inches (18") and such vehicle shall park between the marked lines.

O. Block Parties.

Upon written application being made, the Chief of Police may authorize temporary closing of a street or streets for a specific period of time to permit the residents to conduct Block Parties. The Chief must satisfy himself that the temporary closing will not unduly disrupt traffic and that no safety hazard is created thereby. The Chief may make reasonable requirements and restrictions as conditions to the granting of the application.

SECTION 58. REQUIRED POSITION AND METHOD OF TURNING
AT INTERSECTION, AND CUTTING OF CORNERS.

A. Approach for a left turn from a "Two-Way" Street into a "One-Way" Street shall be made in the left turn lane or if none, in that portion of the right half of the roadway nearest the center line thereof and by passing to the right of such center line where it enters the intersection. Approach for a left turn from a "One-Way" Street into a "Two-Way" Street shall be made in that portion of the roadway nearest to the left hand curb or edge of the roadway and by passing to the right of the center line of the street being entered upon leaving the intersection.

B. No person shall operate or drive any vehicle on or across any sidewalk, over or through any driveway, parking lot or any business entrance in making either a right or left turn from one street to another.

SECTION 59. WEAVING.

No driver of any motor vehicle or any other vehicle shall weave in and out of traffic to the extent that such weaving reasonably interferes with the right-of-way of other vehicles on the right or left.

SECTION 60. EVADING ARREST.

No person operating a motor vehicle on the streets, alleys, public ways, thoroughfares, private roads open to the public, park drives or other places where vehicles travel, within the City, shall flee from or seek to evade a police officer after having received an indication either by the blinking of red lights, the whistling of a siren or the motioning of the officer to the motorist to halt or to move to the side of the street or disobey an other plain and unmis-

takable indication that the officer is intending to stop the motorist, or for the purpose of preventing the receipt by the motorist of a traffic citation or ticket or in an attempt to evade arrest.

SECTION 61. UNAUTHORIZED MARKINGS.

A. No person shall place, maintain or display upon or in view of any street any unauthorized sign, signal, marking or device which:

(1) Purports to be official. Purports to be or is an imitation of or resembles an official traffic control device or railroad sign or signal.

(2) Attempts to direct. Attempts to direct the movement of traffic.

(3) Hides or obscures official signs. Hides from view or interferes with the effectiveness of any official traffic control device or any railroad sign or sign.

B. RESERVED PARKING.

Curbs moved in on adjoining property. No person shall without lawful authority place, maintain or display upon or in view of any public sidewalk, curb, or street any sign, signal, marking or device which tends to reserve parking space for the adjoining property owners or other customers, where curbs are moved in upon property adjoining the street sufficient to permit head-in or angle parking.

On street for adjoining property owners and customers. No person shall without lawful authority place, maintain or display upon or in view of any public sidewalk, curb or street any sign, signal, marking or device which indicates reserved parking space

or is designed to reserve parking space upon the street for the adjoining owners or for customers of the adjoining owners.

Verbal statement or gesture. No person shall without lawful authority by verbal statement or by gesture attempt to reserve space upon a street for an adjoining owner or for customers of an adjoining owner.

SECTION 62. LOADING ZONES - MARKING.

Kinds of signs and markings. A loading zone shall be designated by upright signs or painted curb markings of a distinctive color. However, if the zone applied for lies within a section of curb at which parking is normally prohibited, such zone shall be designated by yellow curb markings or upright signs.

SECTION 63. BLOCKING ENTRANCE TO BUILDINGS.

No person shall stand or park a vehicle in front of any entrance which provides access to hotels, to theaters or to the upper floors of any building four or more stories in height. Such entrances shall remain open for fire or other emergency purposes.

SECTION 64. CORNER LOTS - PROHIBITED STRUCTURES AND GROWTH; PUBLIC NUISANCE.

A. Maximum height; pruned trees excepts. Except at intersections, on no corner lot required by the zoning ordinance to have a front and side yard, within a triangular area described by the intersection of the adjacent curb lines, or if none exists, the normal curb lines, and a point on each curb line ten feet from the intersection shall there be erected or maintained any wall, fence or other structure, or any hedge, tree, shrub or other growth higher than two and one-half feet (2 1/2') from the top of the adjacent curb lines or if there be no curb then from the top of the normal curb line, except

trees which are pruned to a height of eight feet (8').

B. Public Nuisance. The maintenance of any such obstruction is hereby declared to be a public nuisance.

SECTION 65. REPEAL OF CONFLICTING ORDINANCES.

Ordinance No. 168 is hereby repealed and all other ordinances heretofore passed and approved by the City Council that are in conflict with this ordinance are hereby repealed except that this shall not effect the accepting, filing and prosecuting of cases for offenses occurring prior to the effective date of this ordinance.

SECTION 66. EXCEPTIONS AND EXEMPTIONS NOT REQUIRED TO BE NEGATIVED.

In any complaint and in any action or proceeding brought for the enforcement of any provision of this ordinance, it shall not be necessary to negative any exception, excuse, provision or exemption contained in this ordinance, and the burden of proof of any such exception, excuse, provision or exemption shall be upon the defendant.

SECTION 67. SEVERABILITY CLAUSE.

It is hereby declared to be the intention of the City Council of the City of Addison that the section, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional, and 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 such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

SECTION 68. PENALTY.

Any person violating or failing to comply with any 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 69. EMERGENCY.

The fact that the present ordinances and regulations of the City are inadequate to properly safeguard the health, safety, morals, peace and general welfare of the inhabitants of the City 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 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 8th day of May, 1979.

MAYOR



ATTEST:


CITY SECRETARY