

TOWN OF ADDISON, TEXAS

ORDINANCE NO. 002-013

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS ALTERING THE PRIMA FACIE SPEED LIMIT ESTABLISHED FOR VEHICLES UNDER THE PROVISIONS OF SECTION 78-135 OF THE CODE OF ORDINANCES OF THE TOWN TO 20 MILES PER HOUR FOR VEHICLES OPERATED ON ARAPAHO ROAD BETWEEN SURVEYOR BOULEVARD AND MARSH LANE DURING PERIODS OF CONSTRUCTION OF ARAPAHO ROAD AS SET OUT IN THIS ORDINANCE; PROVIDING FOR THE POSTING OF SIGNS; PROVIDING A PENALTY NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) FOR EACH VIOLATION OF THIS ORDINANCE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Addison, Texas (the "City") will be performing or causing to be performed certain construction improvements to Arapaho Road between Surveyor Boulevard and Marsh Lane, and the Director of Public Works of the City has determined and recommended for, among other things, the safety of the traveling public and construction workers, that the speed for vehicles operating along that portion of Arapaho Road during the period of construction should be reduced to 20 miles per hour.

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

Section 1. Incorporation of Premises. The above and foregoing premises are true and correct and are incorporated herein and made a part hereof for all purposes.

Section 2. Temporary Speed Limit; Posting Signs. During the period of construction of improvements (the "Temporary Construction Period") to Arapaho Road between Surveyor Boulevard and Marsh Lane (the "Arapaho Road Segment"), the City Council does hereby find and determine that a maximum speed limit of 20 miles per hour is reasonable and safe, and such maximum speed limit is hereby fixed at the said rate of speed for vehicles traveling upon the Arapaho Road Segment. The Director of Public Works (the "Director") of the City is hereby authorized and directed to cause appropriate signs to be placed indicating and giving notice of such speed along the Arapaho Road Segment, which signs shall remain in place during the Temporary Construction Period (as determined by the Director). Following the completion of the Temporary Construction Period (as determined by the Director), the Director shall cause the said signs to be removed, and the speed limit in effect prior to the beginning of the Temporary Construction Period shall then be in effect.

Section 3. Penalty. It shall be unlawful for any person to violate any provision of this Ordinance, and any person violating or failing to comply with any provision hereof shall be fined, upon conviction, in an amount of not less than One Dollar (\$1.00) nor more than Two Hundred Dollars (\$200.00), and a separate offense shall be deemed committed each day during or on which a violation occurs or continues.

Section 4. Savings. This Ordinance shall be cumulative of all other ordinances of the City affecting speed limits and vehicles and shall not repeal any of the provisions of those ordinances except in those instances where the provisions of those Ordinances are in direct conflict with the provisions of this Ordinance.

Section 5. Severability. The sections, paragraphs, sentences, phrases, clauses and words of this Ordinance are severable, and if any section, paragraph, sentence, phrase, clause or word in this Ordinance or application thereof to any person or circumstance is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance, and the City Council hereby declares that it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

Section 6. Effective Date. This Ordinance shall take effect upon the adoption and publication hereof in accordance with law, with the prima facie maximum speed let set forth in Section 2 hereof for the Arapaho Road Segment during the Temporary Construction Period being effective upon the posting of signs giving notice of the such speed limit.

PASSED AND APPROVED by the City Council of the Town of Addison, Texas this the 23rd day of April, 2002.




R. Scott Wheeler, Mayor

ATTEST:

By: 
Carmen Moran, City Secretary

APPROVED AS TO FORM:

By: 
Ken Dippel, City Attorney