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ORDINANCE NO. 1014

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, ESTABLISHING A PRIMA FACIE SPEED LIMIT OF 35 MILES PER HOUR ON KEARNEY STREET BETWEEN CARMACK STREET AND GROSS ROAD; BY PROVIDING A SEVERABILITY CLAUSE; BY PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE, AND DECLARING AN EMERGENCY.

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

SECTION 1. That Section 10-47.8, of the Code of the City of Mesquite, Texas, 1960, as amended, as hereby amended by adding the following, in all other respects to remain in full force and effect:

"No person shall operate or drive a motor or other vehicle on the following designated streets at a greater speed than the speed designated for that street or portion of that street as set forth below in this section. Any speed in excess of the limit set forth in this section shall be prima facie evidence that such speed is neither reasonable nor prudent and is unlawful.

<u>STREET</u>	<u>EXTENT</u>	<u>SPEED (MPH)</u>
Kearney Street	Between Carmack Street and Gross Road"	35

SECTION 2. That should any paragraph, sentence, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of the code of the City of Mesquite or this ordinance as a whole or any part or provision hereof other than the part so decided to be invalid, illegal, or unconstitutional.

SECTION 3. That any person violating any of the provisions or terms of this ordinance shall be guilty of a misdemeanor, and upon conviction in the Municipal Court of the City of Mesquite,

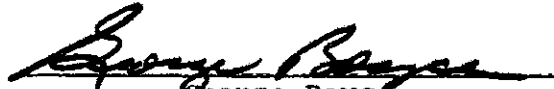
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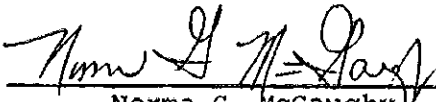
Texas, shall be punished by a fine not to exceed Two Hundred Dollars (\$200.00) for each offense.

SECTION 4. Whereas, the amendment to the Code of the City of Mesquite, Texas, is necessary in order to protect the public interest, comfort, and general welfare of the citizens of the City of Mesquite, and creates an urgency and an emergency for the preservation of the public health, safety, and welfare and requires that this ordinance shall take effect immediately from and after its passage and publication of said ordinance, as the law in such cases provides.

DULY PASSED by the City Council of the City of Mesquite, Texas, on the 6 day of March, A.D., 1972.

  
George Boyce  
Mayor

ATTEST:

  
Norma G. McGaughey  
City Secretary

APPROVED AS TO FORM:

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Elland Archer  
City Attorney