

ORDINANCE NO. 1291

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 14B, SECTION 37, BY ESTABLISHING STANDARDS FOR THE CONTROL OF LIGHTING OF OUTDOOR ADVERTISING SIGNS; BY PROVIDING FOR 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 Chapter 14B, Section 37 of the Code of the City of Mesquite is hereby amended as follows, in all other respects to remain in full force and effect:

That Section 37 of Chapter 14B is hereby deleted.

A new Section 37 of Chapter 14B is added and shall read:

"Lighting: Signs may be illuminated, subject to the following Restrictions:

1. Signs which contain, include or are illuminated by any flashing, intermittent or moving light or lights are prohibited, except those giving public service information such as time, date, temperature, weather or similar information.
2. Lights which are not effectively shielded as to prevent beams or rays of light from being directed at any portion of the traveled ways of the Interstate or primary highway and which are of such intensity or brilliance as to cause glare or to impair the vision of the driver of any motor vehicle, or which otherwise interfere with any driver's operation of a motor vehicle are prohibited.

3. No sign shall be so illuminated that it interferes with the effectiveness or obscures an official traffic sign, device or signal."

SECTION 2. That all ordinances, or portions thereof, of the City of Mesquite in conflict with the provisions of this ordinance, to the extent of such conflict are hereby repealed. To the extent that such ordinances or portions thereof not in conflict herewith, the same shall remain in full force and effect.

SECTION 3. That should any paragraph, sentence, subdivision, clause, phrase, section or provision of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision hereof other than the part so decided to be invalid, illegal, or unconstitutional and shall not affect the validity of the remainder of Chapter 14B, Section 37 or any other provision of the Code of the City of Mesquite.

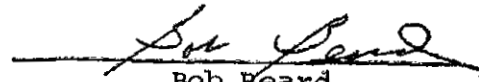
SECTION 4. That any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction in the Municipal Court shall be punished by a fine not to exceed Two Hundred Dollars (\$200.00) for each offense.

SECTION 5. The fact that the present ordinances of the City of Mesquite are inadequate to protect the safety and welfare of the inhabitants of the City of Mesquite, creates an urgency and an emergency and in 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 and charter in such cases provide.

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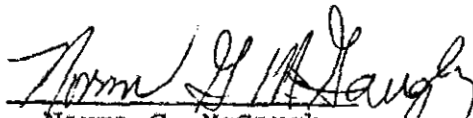
00107


DULY PASSED AND APPROVED by the City Council of the
City of Mesquite, Texas, on the 20th day of October, A.D., 1975.


Bob Beard
Mayor

ATTEST:

APPROVED AS TO FORM:


Norma G. McGaughey
City Secretary


Elland Archer
City Attorney

