

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS AMENDING CHAPTER X, SECTION 10-47.8, OF THE CODE OF THE CITY OF MESQUITE BY DELETING CERTAIN PRESENT LANGUAGE AND ADDING NEW LANGUAGE THEREFORE TO CHANGE CERTAIN SPEED LIMITS AND LOCATIONS ALONG KEARNEY STREET; AND AMENDING CHAPTER X, SECTION 10-47.5 OF THE CODE OF THE CITY OF MESQUITE BY ESTABLISHING A SCHOOL ZONE LOCATION AND TIME OF SAID SCHOOL ZONE AND ESTABLISHING A PRIMA FACIE SPEED LIMIT DURING SUCH PERIOD TO BE TWENTY (20) MILES PER HOUR; BY PROVIDING THAT ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE ARE REPEALED TO THE EXTENT OF SUCH CONFLICT AND THAT CHAPTER X SECTIONS 10-47.8 AND 10-47.5, IN ALL OTHER RESPECTS SHALL REMAIN IN FULL FORCE AND EFFECT; BY PROVIDING A SEVERABILITY CLAUSE; BY PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED (\$200.00) DOLLARS FOR EACH OFFENCE; AND DECLARING AN EMERGENCY.

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

SECTION 1. Chapter X, Section 10-47.8 of the Code of the City of Mesquite shall be amended as follows, in all other respects to remain in full force and effect:

The following language shall be deleted from Chapter X, Section 10-47.8 of the Code of the City of Mesquite:

<u>STREET</u>	<u>EXTENT</u>	<u>SPEED</u> (MPH)
KEARNEY STREET	From its intersection with Kimbrough Street to its intersection with State Highway 352	45

The following language shall be added to Chapter X, Section 10-47.8 of the Code of the City of Mesquite:

KEARNEY STREET	From its intersection with Kimbrough to its intersection with Purple Sage	30
KEARNEY STREET	From its intersection with Purple Sage to its intersection with State Highway 352	45

SECTION 2. That Chapter X, Section 47.5 of the Code of the City of Mesquite is amended as follows, in all other respects to remain in full force and effect:

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The following streets and portions thereof are hereby designated as school zones for the schools indicated from 7:30 A.M. to 9:00 A.M. and from 2:00 P.M. to 4:00 P.M. and said streets and portions thereof are hereby zoned for a maximum speed of twenty (20) miles per hour during such times. Any speed in excess of said maximum shall be prima facie unreasonable and imprudent.

1. To the list of designated streets in Section 10-47.5 the following is added:

<u>SCHOOL</u>	<u>LOCATION OF SCHOOL ZONE</u>
RUBY SHAW	Kearney from 400 feet west of Buttercup Trail to a point 500 feet east of Buttercup Trail

SECTION 3. 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 4. 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 Section 10-47.5 or 10-47.8 or any other provision of the Code of the City of Mesquite.

SECTION 5. 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 6. That the ordinances of the City of Mesquite are inadequate to control the rate of speed of vehicles around certain public schools and on certain public streets creates an urgency and emergency and in the preservation of the public health, safety and welfare and requires that this ordinance shall become effective immediately from and after its passage and the publication of the caption, as the law and charter in such cases provides.

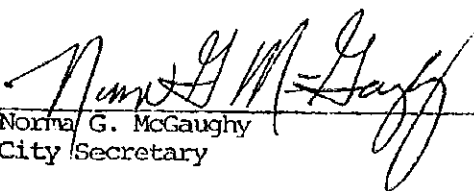
DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 19th day of September, A.D. 1983.


MRS. BRUNHILDE NYSTROM
MAYOR

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ATTEST:

APPROVED AS TO FORM:


Norma G. McGaughy
City Secretary

Elland Archer
City Attorney

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