

ORDINANCE NO. 3010

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 9, SECTION 9-247 OF THE CODE OF MESQUITE BY DELETING CERTAIN PRESENT LANGUAGE AND ADDING CERTAIN LANGUAGE THEREBY PROVIDING LOAD LIMITS OF ROADWAYS AND BRIDGES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND DECLARING AN EMERGENCY.

WHEREAS, the State Department of Highways and Public Transportation has submitted the results of their inspection and analysis of the bridges located in the City of Mesquite; and

WHEREAS, the following revisions to Chapter 9, Section 9-247, Load Limits of Roadways and Bridges are required to enact the recommendations of the State Department of Highways and Public Transportation with respect to the establishment of safe load limits;

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

SECTION 1. Chapter 9, Section 9-247 of the Code of the City of Mesquite is hereby amended as follows, in all other respects to remain in full force and effect:

Sec. 9-247. Load Limits on Roadways and Bridges.

(a) It shall be unlawful for any person to operate or cause to be operated any commercial vehicle the gross weight of which exceeds the posted load limit on any roadway or bridge listed in this section.

(b) When signs are erected giving notice to such effect, no person shall operate or cause to be operated any commercial vehicle, the gross weight of which exceeds the posted load limit, at any time upon bridges or portions of the streets described below:

- 1. To the list of roadways and bridges the following is deleted:

<u>Bridge Location</u>	<u>Load Limit</u> <u>(pounds)</u>
Belt Line Road at South Mesquite Creek, 0.2 mile south of Bruton Road	Axle or tandem 7,500

Edwards Road at North Mesquite Creek, 0.2 mile N.E. of Cartwright Road	Gross 9,000 Axle or tandem 5,000
Mesquite Valley Road at Tributary of South Mesquite Creek, 1.0 mile east of Eulane Road	Axle or tandem 15,000

2. To the list of roadways and bridges the following is added:

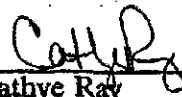
<u>Bridge Location</u>	<u>Load Limit</u> <u>(pounds)</u>
Edwards Road at North Mesquite Creek, 0.2 mile N.E. of Cartwright Road	Gross 24,000 Axle or tandem 12,500
Mesquite Valley Road at North Mesquite Creek, 1.0 mile east of Eulane Road	Axle or tandem 20,000

SECTION 2. 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 unconstitutional illegal, or invalid and shall not affect the validity of the remainder of Chapter 9, Section 9-247 or any other provision of the Code of the City of Mesquite.

SECTION 3. That any person, firm, or corporation violating any of the provisions or terms of this ordinance shall be deemed to be guilty of a Class C Misdemeanor and upon conviction in the Municipal Court shall be punished by a fine not to exceed Two Hundred (\$200.00) Dollars for each offense.

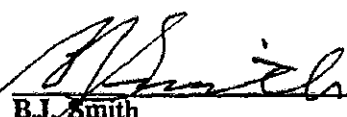
SECTION 4. The fact that the present ordinances of the City of Mesquite do not adequately protect the safety of the inhabitants of the City creates an urgency and emergency and in the preservation of the public health, safety and welfare requires that this ordinance shall become effective immediately from and after its passage and the publication of caption, as the law and in such cases provides.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite,
Texas, on the 5th day of December, 1994.

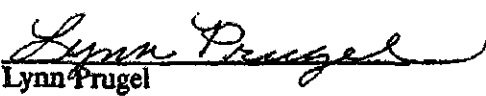


Cathye Ray
Mayor

ATTEST:

APPROVED:


B.J. Smith
City Attorney



Lynn Prugel
City Secretary

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