

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 9 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTIONS 9-86 (a) AND 9-87 (b) IN THEIR ENTIRETY AND ADDING NEW SECTIONS 9-86 (a) AND 9-87 (b) THEREBY ADOPTING THE *2003 TEXAS MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES*; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED FIVE HUNDRED (\$500.00) DOLLARS FOR EACH OFFENSE; AND DECLARING AN EFFECTIVE DATE.

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

SECTION 1: That Chapter 9 of the Code of the City of Mesquite, Texas, is hereby amended by deleting Sections 9-86 (a) and 9-87 (b) in their entirety and adding new Sections 9-86 (a) and 9-87 (b) to read as follows, in all other respects said Code and Chapter to remain in full force and effect:

CHAPTER 9

MOTOR VEHICLES AND TRAFFIC

- (1) Amend Section 9-86 (a) by deleting the section in its entirety and adding a new Section 9-86 (a) to read as follows:

Sec. 9-86. Adoption of traffic-control manual; effect of adoption; penalty.

- (a) The *2003 Texas Manual on Uniform Traffic Control Devices* is hereby adopted by the City as the official traffic-control manual for the City together with any revisions and amendments thereto, including city-specified amendments contained in *Work Zone Traffic Control Guidelines*, December 1999, except where same shall be in conflict with the state law. Provided, however, that any traffic-control device in use or placed in use by the City shall remain an official traffic-control device until such time as same shall be changed to conform with said 2003 Manual.

- (2) Amend Section 9-87 (b) by deleting the section in its entirety and adding a new Section 9-87 (b) to read as follows:

Sec. 9-87. Authorized traffic-control devices.

- (b) The City Manager or his designated representative shall have the authority to place future traffic-control devices in locations throughout the City as may be determined necessary by the Traffic Engineer and in accordance with the *2003 Texas Manual on Uniform Traffic Control Devices*.

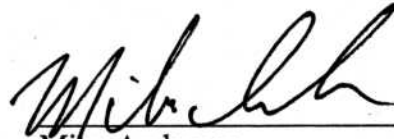
SECTION 2. That all ordinances or portions thereof in conflict with the provisions of this ordinance, to the extent of such conflict, are hereby repealed. To the extent that such ordinances or portions thereof are not in conflict herewith, the same shall remain in full force and effect.

SECTION 3. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be invalid or unconstitutional, the validity of the remaining provisions of this ordinance shall not be affected and shall remain in full force and effect.

SECTION 4. 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 Five Hundred (\$500.00) Dollars for each offense.

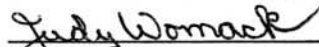
SECTION 5. That the present ordinances of the City of Mesquite are inadequate when referring to the adoption of a traffic control manual; creates an urgency and an emergency for the preservation of the public health, safety, and welfare and requires that this ordinance shall take effect immediately from and after its passage and publication of said ordinance, as the law in such cases provides.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 17th day of February, 2003.



Mike Anderson
Mayor

ATTEST:



Judy Womack
City Secretary

APPROVED:



B. J. Smith
City Attorney