

ORDINANCE NO. 4194

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 2 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTION 2-42 IN ITS ENTIRETY AND ADDING A NEW SECTION 2-42 THEREBY REVISING THE COUNCIL DISTRICTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND DECLARING AN EFFECTIVE DATE THEREOF.

WHEREAS, Article IV, Section 4a of the Mesquite City Charter mandates that periodically the City Council shall review and where necessary and permissible, alter or change the boundaries of the four existing council districts for the purpose of preserving and maintaining the equal apportionment of inhabitants in each such district; and

WHEREAS, the City Council has examined the population of the four existing council districts according to data obtained through the 2010 United States Decennial Census and finds that it is necessary and proper to make adjustments to the boundaries of the districts to maintain the equal apportionment of inhabitants in the districts; and

WHEREAS, notice of the proposed boundaries of the four council districts has been published in a newspaper of general circulation within the City, and said notice advised the public of a public hearing to be held on this date concerning the proposed boundaries; and

WHEREAS, the City Council did hold a public hearing and afforded all citizens of the City with an opportunity to comment on the scope, appropriateness and effectiveness of the proposed boundaries in achieving the goal of equal apportionment of inhabitants in the four districts.

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

SECTION 1. That Chapter 2 of the Code of the City of Mesquite, Texas (the "City"), is hereby amended by deleting Section 2-42 in its entirety and adding a new Section 2-42 to read as follows, in all other respects said Code and Chapter to remain in full force and effect:

Sec. 2-42. Districts described.

- (a) District No. 1 shall be comprised of all that area within the corporate limits of the City lying east and west of the corporate limits line (a common boundary between Mesquite and the cities of Dallas and Sunnyvale) and bounded on the north by a line described as follows:

Beginning at the west corporate limits line and its intersection with U.S. Highway 30; thence northeasterly along U.S. Highway 30 to Gus Thomasson Road; thence southerly along Gus Thomasson Road to North

Town East Boulevard; thence easterly along North Town East Boulevard to North Galloway Avenue; thence southerly along North Galloway Avenue to Americana Lane; thence easterly along Americana Lane and the easterly extension of Americana Lane to the east corporate limits line.

District No. 1 shall be bounded on the south by a line described as follows:

Beginning at the west corporate limits line and its intersection with West Scyene Road; thence easterly along West Scyene Road to I.H. 635; thence northerly along I.H. 635 to U.S. Highway 80; thence easterly along U.S. Highway 80 to North Galloway Avenue; thence southeasterly along North Galloway Avenue to Range Drive; thence northeasterly along Range Drive to North Belt Line Road; thence northerly along North Belt Line Road to U.S. Highway 80; thence easterly on U.S. Highway 80 to the east corporate limits line.

- (b) District No. 2 shall be comprised of all that area within the corporate limits of the City lying east, south and west of the corporate limits line (a common boundary between Mesquite and the cities of Dallas, Garland and Sunnyvale) and bounded on the south by a line described as follows:

Beginning at the west corporate limits line and its intersection with U.S. Highway 30; thence northeasterly along U.S. Highway 30 to Gus Thomasson Road; thence southerly along Gus Thomasson Road to North Town East Boulevard; thence easterly along North Town East Boulevard to North Galloway Avenue; thence southerly along North Galloway Avenue to Americana Lane; thence easterly along Americana Lane and the easterly extension of Americana Lane to the east corporate limits line.

- (c) District No. 3 shall be comprised of all that area within the corporate limits of the City lying east, west and north of the corporate limits line (a common boundary between Mesquite and the cities of Dallas, Balch Springs and Sunnyvale) and bounded on the north by a line described as follows:

Beginning at the west corporate limits line and its intersection with West Scyene Road; thence easterly along West Scyene Road to I.H. 635; thence northerly along I.H. 635 to U.S. Highway 80; thence easterly along U.S. Highway 80 to North Galloway Avenue; thence southeasterly along North Galloway Avenue to Range Drive; thence northeasterly along Range Drive to North Belt Line Road; thence northerly along North Belt Line Road to U.S. Highway 80; thence easterly on U.S. Highway 80 to the east corporate limits line.

District No. 3 shall be bounded on the south by a line described as follows:

Beginning at the south corporate limits line and its intersection with Faithon P. Lucas Boulevard; thence northeasterly along Faithon P. Lucas Boulevard to South Mesquite Creek; thence northwesterly along South

Mesquite Creek to Pioneer Road; thence northeasterly along Pioneer Road to East Cartwright Road; thence westerly along East Cartwright Road to South Belt Line Road; thence northerly along South Belt Line Road to South Bryan-Belt Line Road; thence northerly along South Bryan-Belt Line Road to the Texas & Pacific Railroad; thence easterly along the Texas & Pacific Railroad to the east corporate limits line.

- (d) District No. 4 shall be comprised of all that area within the corporate limits of the City lying west, north and south of the corporate limits line (a common boundary between Mesquite and the cities of Dallas, Balch Springs, Seagoville and Sunnyvale) and bounded on the west and north by a line described as follows by a line described as follows:

Beginning at the south corporate limits line and its intersection with Faithon P. Lucas Boulevard; thence northeasterly along Faithon P. Lucas Boulevard to South Mesquite Creek; thence northwesterly along South Mesquite Creek to Pioneer Road; thence northeasterly along Pioneer Road to East Cartwright Road; thence westerly along East Cartwright Road to South Belt Line Road; thence northerly along South Belt Line Road to South Bryan-Belt Line Road; thence northerly along South Bryan-Belt Line Road to the Texas & Pacific Railroad; thence easterly along the Texas & Pacific Railroad to the east corporate limits line.

SECTION 2. 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 3. 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 4. That in accordance with Article IV, Section 4(a) of the Charter of the City of Mesquite, Texas, the City is hereby divided for the purpose of electing councilmembers for District 1, District 2, District 3 and District 4, said districts being described in Section 1 of this ordinance and as further shown in the map attached hereto as Exhibit "A."

SECTION 5. That any territory hereafter annexed to the City shall upon annexation become a part of that district described above to which it is attached and in which it is situated.

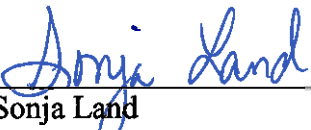
SECTION 6. That alteration of the boundaries of council districts for the purpose of preserving and maintaining the equal apportionment of residents in each district creates an urgency and an emergency for the preservation of the public health, safety and welfare, and requires that this ordinance shall take effect immediately from and after its passage; provided, however, this ordinance shall not become effective until approval from the United States Justice Department is obtained as provided by law.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas,
on the 21st day of November, 2011.



John Monaco
Mayor

ATTEST:



Sonja Land
City Secretary

APPROVED:



B. J. Smith
City Attorney

