

ORDINANCE NO. 2031

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 10, SECTION 47.1 OF THE CODE OF THE CITY OF MESQUITE BY DECLARING A TEN (10) MILE PER HOUR SPEED LIMIT FOR ALLEYS OF THE CITY FOR WHICH SUCH REDUCED SPEED LIMIT IS POSTED BY SIGNS; BY PROVIDING FOR A SEVERABILITY CLAUSE; BY PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED (\$200.00) DOLLARS 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 10, Section 47.1 of the Code of the City of Mesquite, Texas is hereby amended as followed, in all other respects to remain in full force and effect:

There is hereby added to Section 47.1 of said Code and Chapter the following language:

Provided, however, that the maximum reasonable and prudent speed limit for alleys within the City, when signs are posted indicating such reduced speed, is ten (10) miles per hour.

The term "Alley" in addition to that definition contained in Section 04.02 of the Comprehensive Zoning Ordinance is further defined as a way between streets usually affording vehicular access to the rear of property fronting a street.

SECTION 2. That all ordinances of the City of Mesquite in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City of Mesquite not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. That should any paragraph, sentence subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not effect 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.

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 Two Hundred Dollars (\$200.00) for each offense.

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SECTION 5. Whereas, the fact that there is no ordinance in the City of Mesquite regulating the speed in alleys and in order to protect the public interest and general welfare of the City of Mesquite, creates an urgency and an emergency 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 21st day of May, A.D., 1984.



Mrs. Brunhilde Nystrom
Mayor

ATTEST:

APPROVED AS TO FORM:



Lynn Prugel
City Secretary

Elland Archer
City Attorney