

ORDINANCE NO. 4768

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 9 OF THE MESQUITE CITY CODE, AS AMENDED, BY DELETING ARTICLE IX IN ITS ENTIRETY THEREBY REMOVING AUTOMATED TRAFFIC SIGNAL ENFORCEMENT; ADDRESSING REFUNDS AND FUTURE ENFORCEMENT; RESCINDING AND DISSOLVING THE AUTOMATED TRAFFIC SIGNAL ENFORCEMENT ADVISORY COMMITTEE; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, during the 86th Legislative Session, the Texas Legislature enacted, and thereafter Governor Greg Abbott signed, House Bill 1631, which repeals the state law authorizing the use of photographic traffic signal enforcement systems; and

WHEREAS, in response to the legislation, red light cameras in the City were deactivated; therefore, no violations were enforced after the signing of the bill; and

WHEREAS, the City Council desires to repeal the Mesquite City Code provisions addressing photographic traffic signal enforcement; and

WHEREAS, the City Council also desires to rescind and dissolve the Automated Traffic Signal Enforcement Advisory Committee in accordance with Section 8 of the *City Council Rules of Procedure*.

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

SECTION 1. That Chapter 9 of the Mesquite City Code, as amended, is hereby amended by deleting Article IX titled “Automated Traffic Signal Enforcement” in its entirety, in all other aspects said Code and Chapter to remain in full force and effect.

SECTION 2. No refunds shall be issued for violation payments already processed. All outstanding notices of violation, regardless of the date of violation, are exempt from payment responsibility and no further administrative hearings shall be scheduled or heard.

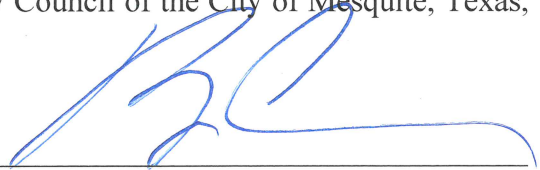
SECTION 3. The Automated Traffic Signal Enforcement Advisory Committee is hereby rescinded and dissolved effective immediately.

SECTION 4. 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or portions thereof in conflict with the provisions of this ordinance, to the extent of such conflict, are hereby repealed.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 5. 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.

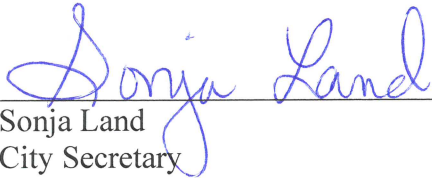
SECTION 6. This ordinance shall take effect immediately and it is accordingly so ordained.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 16th day of March 2020.



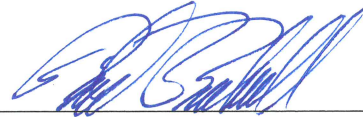
Bruce Archer
Mayor

ATTEST:



Sonja Land
City Secretary

APPROVED AS TO LEGAL FORM:



David L. Paschall
City Attorney