Ordinance No. 22-16

AN ORDINANCE AMENDING ORDINANCE NO. 13-03 OF THE CITY OF DANBURY, CONTAINING FINDINGS OF FACT; DESIGNATING A SCHOOL ZONE ON MAIN STREET FROM FOURTH STREET TO PANTHER DRIVE AND SETTING A 20 MILE PER HOUR SPEED LIMIT THEREIN; AUTHORIZING SCHOOL ZONE SIGNS, SPEED LIMIT SIGNS, CELL PHONE SIGNS, STOP SIGNS, AND OTHER TRAFFIC SIGNS AND MARKINGS AT CERTAIN LOCATIONS SPECIFIED IN THIS ORDINANCE; RATIFYING PLACEMENT OF SUCH SIGNS AND MARKINGS; REQUIRING COMPLIANCE WITH SUCH SIGNS AND MARKINGS; AMENDING ORDIANCE 13-03; PROVIDING OFFENSES AND A PENALTY OF UP TO $200 FOR A VIOLATION OF THIS ORDINANCE; AND PROVIDING A SAVINGS CLAUSE, SEVERANCE CLAUSE AND EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DANBURY, TEXAS:

Section 1.

Section 2 of Ordinance No. 13-03, speed limit for vehicles in the school zone, of the City of Danbury is hereby enacted to read as follows:

Section 2.

2. The speed limit for vehicles in the school zone established by this ordinance is hereby set at twenty miles per hour while the school zone is in effect.

Section 2. Savings Clause.

The remainder of Ordinance No. 13-03 and all other ordinances of the city shall remain in full force and effect.

Section 3. Severance Clause.

If any portion, of any size, of this ordinance is for any reason invalid, then the remainder of this ordinance shall remain valid.

Section 4. Effective Date.

This Ordinance shall be effective from the date of its passage and adoption.

PASSED AND ADOPTED ON THIS 20th DAY OF October, 2022.

ATTEST:

Erin Nolan, City Secretary

Suzanne Powell

Suzanne Powell, Mayor

City of Danbury, Texas

ORDINANCE NO. 13-03

AN ORDINANCE OF THE CITY OF DANBURY, TEXAS, CONTAINING FINDINGS OF FACT; DESIGNATING A SCHOOL ZONE ON MAIN STREET FROM FOURTH STREET TO PANTHER DRIVE AND SETTING A 25 MILE PER HOUR SPEED LIMIT THEREIN; AUTHORIZING SCHOOL ZONE SIGNS, SPEED LIMIT SIGNS, CELL PHONE SIGNS, STOP SIGNS, AND OTHER TRAFFIC SIGNS AND MARKINGS AT CERTAIN LOCATIONS SPECIFIED IN THIS ORDINANCE; RATIFYING PLACEMENT OF SUCH SIGNS AND MARKINGS; REQUIRING COMPLIANCE WITH SUCH SIGNS AND MARKINGS; REPEALING AND REPLACING ORDINANCE 12-12; PROVIDING OFFENSES AND A PENALTY OF UP TO $200 FOR A VIOLATION OF THIS ORDINANCE; AND PROVIDING A SAVINGS CLAUSE, SEVERANCE CLAUSE AND EFFECTIVE DATE.

Whereas Chapters 542 and 545 of the Texas Transportation Code authorizes cities to designate stop signs, speed limits, and school zones and to authorize signs and markings therein; and

Whereas Section 455.425 of the Texas Transportation Code authorizes cities to post signs prohibiting the use of cell phones or other wireless communication devices in school zones; and

Whereas all requirements of law have been satisfied concerning the school zones, traffic regulations, signs, and markings established or authorized by this ordinance; and

Whereas this ordinance promotes the public health, safety, and welfare and helps alleviate traffic hazards;

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

1. A school zone is hereby designated on Main Street from the southeast edge of its intersection with Panther Drive to the southeast edge of the intersection of Main Street with Fourth Street, from 7:00 o'clock a.m. until 4:00 o'clock p.m., on each day that the Danbury Independent School District conducts any class.
2. The speed limit for vehicles in the school zone established by this ordinance is hereby set at twenty-five miles per hour while the school zone is in effect.
3. The City Council hereby authorizes and directs the placement of the following traffic signs at the locations specified in the following section:

    a. School zone signs;
    b. Speed limit signs; and
    c. Signs prohibiting the use of wireless communication devices, in compliance with Texas Transportation Code section 545.425.

4. The signs described in the preceding section shall be placed at each of the following locations:

i. On the northeast side of Main Street, at or near the north corner of its intersection with Panther Drive, facing traffic bound northwest on Main Street;
ii. On the northeast side of Main Street, at or near the north corner of its intersection with Second Street, facing traffic bound northwest on Main Street;
iii. On the northeast side of Main Street, at or near the north corner of its intersection with Third Street, facing traffic bound northwest on Main Street;
iv. On the southwest side of Main Street, at or near the south corner of its intersection with Fourth Street, facing traffic bound southeast on Main Street;
v. On the southwest side of Main Street, at or near the south corner of its intersection with Third Street, facing traffic bound southeast on Main Street;
vi. On the southwest side of Main Street, at or near the south corner of its intersection with Second Street, facing traffic bound southeast on Main Street.

5. The City Council hereby authorizes and directs signs showing the ends of the school zone to be placed at the following locations:

i. On the southwest side of Panther Drive at or near the east edge of its intersection with Main Street.
ii. On the northeast side of Main Street, at or near the east corner of its intersection with Fourth Street, facing traffic bound northwest on Main Street.

6. Stop signs are hereby authorized and shall be placed at the following locations:

a. On the southeast side of Panther Drive at its intersection with Main Street, facing traffic bound northeast on Panther Drive.
b. On the northwest side of Panther Drive at its intersection with Main Street, facing traffic bound southwest on Panther Drive.
c. On the southwest side of Main Street at its intersection with Panther Drive, facing traffic bound southeast on Main Street.

7. Any previous order by the Police Chief authorizing any signs and markings described in this ordinance is hereby ratified. Any previous placement of said signs is hereby ratified.

8. The operator of a vehicle shall comply with the signs and markings authorized by this ordinance.

9. A violation of this ordinance shall be a misdemeanor punishable upon conviction by a fine not to exceed $200, but if state law sets a higher fine or a higher maximum fine, then the state law shall govern and control.

10. To the extent of any conflict between the terms of this ordinance and any prior ordinance, this ordinance shall govern and control. However, nothing in this ordinance shall impair any other ordinance or other authority for any traffic regulation, sign, or marking other than the ones specified in this ordinance.

11. This ordinance repeals and replaces all of Ordinance No. 12-12, which already authorized stop signs at the intersection of Main Street and Panther Drive. However, Ordinance No. 12-12 shall remain in full force and effect only as to any violation thereof occurring before this ordinance takes effect. All other ordinances and portions of ordinances of this city shall remain in full force and effect.

12. If any part of this ordinance, of whatever size, is ever declared invalid or unenforceable for any reason, the remainder of this ordinance shall remain in full force and effect.

13. This ordinance shall be effective at a location immediately upon the placement of signs or markings authorized or ratified by this Ordinance at that location; provided, however, that this authorization shall be retroactive to the date of any previous order by the Police Chief authorizing said signs or markings.

READ, PASSED, and APPROVED this 21st day of February, 2013.

Bill Turnipseed, Mayor
City of Danbury, Texas

ATTEST:

Jenny Brogger, City Secretary
City of Danbury, Texas

CITY OF DANBURY
TEXAS

Danbury/Ordinance/School Zone (02-06-13)