

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DENTON, TEXAS, REGARDING A CITY-INITIATED COMPREHENSIVE PLAN AMENDMENT TO MODIFY THE THOROUGHFARE PLAN AND THOROUGHFARE MAP OF THE 2022 MOBILITY PLAN. THE AMENDMENT INCLUDES BUT IS NOT LIMITED TO DOWNGRADING THE CURRENT ROAD CLASSIFICATION OF A FUTURE HUMMINGBIRD LANE SECTION FROM SECONDARY ARTERIAL TO COLLECTOR. THE PROPOSAL IS GENERALLY LOCATED EAST OF THE INTERSECTION OF HUMMINGBIRD LANE AND NORTH LOOP 288 AND EXTENDS EAST TOWARD THE INTERSECTION OF MILLS ROAD AND NORTH MAYHILL ROAD IN THE CITY OF DENTON, DENTON COUNTY, TEXAS; ADOPTING AN AMENDMENT TO THE CITY’S OFFICIAL MOBILITY PLAN; PROVIDING FOR A PENALTY IN THE MAXIMUM AMOUNT OF \$2,000.00 FOR VIOLATIONS THEREOF; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE. (MPA24-0004)

WHEREAS, on March 22, 2022, the City of Denton adopted the 2022 Mobility Plan Update via Ordinance No. 22-513; and

WHEREAS, downgrading Hummingbird Lane’s future extension roadway between North Loop 288 and North Mayhill Road classification from a Secondary Arterial to a Collector provides more safety for pedestrians, cyclists, and vehicle users on this road; and

WHEREAS, on October 23, 2024, the Planning and Zoning Commission, in compliance with the laws of the State of Texas, have given the requisite notices by publication and otherwise, and have held due hearings and afforded full and fair hearings to all property owners interested in this regard, and have recommended (5-0) of the amendment; and

WHEREAS, on November 19, 2024, the City Council likewise conducted a public hearing as required by law, and finds that the request meets and complies with all substantive and procedural standards set forth in Section 2.7.1 of the Denton Development Code, and is consistent with the Denton 2040 Comprehensive Plan and the Denton Development Code; and

WHEREAS, the Planning and Zoning Commission and the City Council of the City of Denton, in considering the application for a Comprehensive Plan Amendment to modify the Thoroughfare Plan and Thoroughfare Plan Map of the Mobility Plan (the “Subject Amendment”), have determined that the Subject Amendment is in the best interest of the health, safety, morals, and general welfare of the City of Denton, and accordingly, the City Council of the City of Denton is of the opinion and finds that said Subject Amendment is in the public interest and should be granted as set forth herein; NOW THEREFORE,

THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:

SECTION 1. The findings and recitations contained in the preamble of this ordinance are incorporated herein by reference and found to be true.

SECTION 2. The Thoroughfare Plan Map of the Mobility Plan is hereby amended as described in Exhibit “A” and depicted in Exhibit “B” to show the new classification of Collector.

SECTION 3. The Denton 2040 Comprehensive Plan is amended to show the new Thoroughfare Plan Map within the Mobility Plan.

SECTION 4. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid by any court, such invalidity shall not affect the validity of the provisions or applications, and to this end the provisions of this ordinance are severable.

SECTION 5. Any person, firm, partnership or corporation violating any provision of this ordinance shall, upon conviction, be deemed guilty of a misdemeanor and shall be punished by fine in a sum not exceeding \$2,000.00 for each offense. Each day that a provision of this ordinance is violated shall constitute a separate and distinct offense.

SECTION 6. In compliance with Section 2.09(c) of the Denton Charter, this ordinance shall become effective fourteen (14) days from the date of its passage, and the City Secretary is hereby directed to cause the caption of this ordinance to be published twice in the Denton Record-Chronicle, a daily newspaper published in the City of Denton, Texas, within ten (10) days of the date of its passage.

The motion to approve this ordinance was made by _____ and seconded by _____, the ordinance was passed and approved by the following vote [____ - ____]:

	Aye	Nay	Abstain	Absent
Mayor Gerard Hudspeth:	_____	_____	_____	_____
Vicki Byrd, District 1:	_____	_____	_____	_____
Brian Beck, District 2:	_____	_____	_____	_____
Paul Meltzer, District 3:	_____	_____	_____	_____
Joe Holland, District 4:	_____	_____	_____	_____
Brandon Chase McGee, At Large Place 5:	_____	_____	_____	_____
Jill Jester, At Large Place 6:	_____	_____	_____	_____

PASSED AND APPROVED this the _____ day of _____, 2024.

GERARD HUDSPETH, MAYOR

ATTEST:
LAUREN THODEN, CITY SECRETARY

BY: _____

APPROVED AS TO LEGAL FORM:
MACK REINWAND, CITY ATTORNEY



BY: _____

Exhibit A

Modification to the Thoroughfare Plan Map of the 2022 Mobility Plan

Changing the current Secondary Arterial roadway functional classification to Collector classification in the Thoroughfare Plan on Hummingbird Lane, east of Loop 288 and west of Mayhill Rd.

Exhibit B Updated Thoroughfare Plan Map

