

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DENTON, TEXAS, AMENDING CHAPTER 18 OF THE CODE OF ORDINANCES BY MODIFYING SECTION 18-73 TO CHANGE THE SPEED ZONES ON COUNTRY CLUB ROAD (FM 1830), TEASLEY LANE (FM 2181), AND FORT WORTH DRIVE (US 377) IN SECTION 18-73; AMENDING SECTIONS 18-212 AND 18-213 TO REDUCE THE SCHOOL ZONE SPEED LIMITS FOR GUYER HIGH TO REFLECT THE NEW SPEED LIMIT ON TEASLEY LANE (FM 2181); ALTERING THE PRIMA FACIE SPEED LIMITS ESTABLISHED FOR VEHICLES UNDER THE PROVISION OF TRANSPORTATION CODE, SECTION 545.356 UPON THE FOLLOWING ROADWAYS, OR PARTS THEREOF, WITHIN THE INCORPORATED LIMITS OF THE CITY OF DENTON; PROVIDING A PENALTY NOT TO EXCEED \$200.00 UNLESS THE VIOLATION OCCURS IN A WORK ZONE AND THEN THE PENALTY SHALL NOT EXCEED \$400.00; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALING CLAUSE; PROVIDING FOR PUBLICATION; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, Section 545.356 of the Texas Transportation Code provides that whenever the governing body of the City shall determine upon the basis of an engineering and traffic investigation that any prima facie speed therein set forth is greater, or less than is reasonable, or safe under the conditions found to exist at any intersection, or other place, or upon any part of a street, or highway within the City, taking into consideration the width and condition of the pavement, and other circumstances on such portion of said street or highway, as well as the usual traffic thereon, said governing body may determine and declare a reasonable and safe prima facie speed limit thereat, or thereon by the passage of an ordinance, which shall be effective when appropriate signs giving notice thereof are erected at such intersection, or other place or part of the street or highway; NOW, THEREFORE,

THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:

SECTION 1. Chapter 18 “Motor Vehicles and Traffic” of the Code of Ordinances of Denton, Texas is hereby amended by modifying Section 18-73 regulating speed of vehicles on FM 1830 or Country Club Road. Section 18-73, Item V shall read as follows:

V. FM 1830/Country Club Road

- A. 45 mph From Ft. Worth Drive/377 to Sanders Road.
- B. 50 mph From Sanders Road to the southerly city limits.

SECTION 2. Chapter 18 “Motor Vehicles and Traffic” of the Code of Ordinances of Denton, Texas is hereby amended by modifying Section 18-73 regulating speed of vehicles on FM 2181 or Teasley Lane. Section 18-73, Item VII shall read as follows:

VII. FM 2181/Teasley Lane

- A. 35 mph From IH 35 E Southbound Frontage Road to Savannah Trail.

- B. 45 mph From Savannah Trail to 500 feet west of Pennsylvania Drive.
- C. 40 mph From 500 feet west of Pennsylvania Drive to Lillian Miller Parkway.
- D. 45 mph From Wind River Lane to the south/easterly city limits.

SECTION 3. Chapter 18 “Motor Vehicles and Traffic” of the Code of Ordinances of Denton, Texas is hereby amended by modifying Section 18-73 regulating speed of vehicles on US 377 or Fort Worth Drive. Section 18-73, Item XVII shall read as follows:

XVII. US 377/Fort Worth Drive

- A. 35 mph From Lindsey Street to IH 35 E Southbound Frontage Road.
- B. 40 mph From IH 35 E Southbound Frontage Road to 550 feet north of Massey Road.
- C. 50 mph From 550 feet north of Massey Road to 250 feet south of Country Club Drive/FM 1830.
- D. 55 mph From 250 feet south of Country Club Drive/FM 1830 to the south/westerly city limits.

SECTION 4. Chapter 18 “Motor Vehicles and Traffic” of the Code of Ordinances of the City of Denton, Texas is hereby amended by modifying subparagraph (a) of Section 18-212 to include item (2), and deleting subparagraph (a) (2) of Section 18-213 which shall read as follows:

Sec. 18-212. - Thirty mile-per-hour zone.

Based upon an engineering and transportation department investigation heretofore made, as authorized by the provisions of V.T.C.A. Transportation Code § 545.357, the prima facie speed limit of thirty (30) miles per hour for vehicles is hereby determined and declared to be prima facie reasonable and safe, and such speed limit is hereby fixed for vehicles traveling within the following school zones:

- (a) The time periods for reduced speeds for school zones described below shall be when the school zone lights are flashing on school days. The location of school zones described below shall be as follows, to-wit:
 - (1) Ryan High School. Both directions of McKinney Street/FM 426 beginning five hundred (500) feet west of where McKinney Street/FM 426 intersects with the center line of Ryan High School's driveway to five hundred twenty-five (525) feet east of where McKinney Street intersects with the center line of Ryan High School's driveway.
 - (2) Guyer High School. Both directions of Teasley Lane/FM 2181, beginning at TxDOT milepost 0.908 (approximately 1,100 feet south of the centerline of Leatherwood

Road) to TxDOT milepost 1.323 (approximately 1,090 feet north of the centerline of Leatherwood Road).

Sec. 18-213. – Thirty-five mile-per-hour zone.

Based upon an engineering and transportation department investigation heretofore made, as authorized by the provisions of V.T.C.A. Transportation Code § 545.357, the prima facie speed limit of thirty-five (35) miles per hour for vehicles is hereby determined and declared to be prima facie reasonable and safe, and such speed limit is hereby fixed for vehicles traveling within the following described school zones:

- (a) The time periods for the reduced speeds for the school zones described below shall be when the school zone lights are flashing on school days. The location of school zones described below shall be as follows, to-wit:
 - (1) The Selwyn School. Both directions of West Highway 380 from four hundred fifty (450) feet east of where West Highway 380 intersects the center line of Marshall Drive to one thousand two hundred (1,200) feet west of where West Highway 380 intersects the center line of Mesa Drive.
 - (2) ~~Guyer High School. Both directions of Teasley Lane/FM 2181, beginning at TxDOT milepost 0.908 (approximately 1,100 feet south of the centerline of Leatherwood Road) to TxDOT milepost 1.323 (approximately 1,090 feet north of the centerline of Leatherwood Road).~~

SECTION 5. Any person violating any provision of this ordinance shall, upon conviction, be fined a sum not to exceed Two Hundred Dollars (\$200.00), unless the violation occurs in a work zone and then the penalty shall not exceed Four Hundred Dollars (\$400.00).

SECTION 6. This Ordinance shall be cumulative of all other ordinances of the City of Denton defining school zones and school bus loading zones and shall not repeal any of the provisions of said ordinances except in those instances where provisions of those ordinances are in direct conflict with the provisions of this Ordinance.

SECTION 7. If in any section, subsection, paragraph, sentence, clause, phrase or word in this Ordinance, or application thereof to any person or circumstance is held invalid by any court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance, and the City Council of the City of Denton, Texas hereby declares it would have enacted such remaining portions despite any such invalidity.

SECTION 8. 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*, the official newspaper of the City of Denton, Texas, within ten (10) days of the date of its passage.

PASSED AND APPROVED this the _____ day of _____, 2017.

CHRIS WATTS, MAYOR

ATTEST:
JENNIFER WALTERS, CITY SECRETARY

BY: _____

APPROVED AS TO LEGAL FORM:
AARON LEAL, INTERIM CITY ATTORNEY

BY: Stephanie M. Bury