

ORDINANCE NUMBER 844-2016

AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE ADDENDUM (TRAFFIC CONTROL DEVICE INVENTORY – SCHEDULE III) TO SUBSECTION (g) OF SECTION 10-3, TRAFFIC-CONTROL DEVICES, OF CHAPTER 10, MOTOR VEHICLES AND TRAFFIC, OF THE CODE OF ORDINANCES BY ADDING THERETO THE DESIGNATION OF “NO PARKING, STOPPING OR STANDING” ZONES ON SECTIONS OF TANGLEBRIAR DRIVE WITHIN THE CITY OF DICKINSON; PROVIDING FOR THE INCORPORATION OF PREAMBLE; PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, A PENALTY CLAUSE, AND AN EFFECTIVE DATE.

WHEREAS, the City Council of the Dickinson has determined that it is in the best interest of the health, safety and welfare of its citizens and the public as a whole to establish “no parking, stopping or standing” zones along sections of Tanglebriar Drive and to erect appropriate signs at the location specified herein; and

WHEREAS, the City Council finds that the Traffic Control Device Inventory – Schedule III which is the Addendum to Subsection (g) of Section 10-3, Traffic-Control Devices, of Chapter 10, Motor Vehicles and Traffic, of the Code of Ordinances should be amended to establish such “no parking, stopping or standing” zones.

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

Section 1. The facts and matters contained in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. The Addendum (Traffic Control Device Inventory – Schedule III) to Subsection (g) of Section 10-3, Traffic-Control Devices, of Chapter 10, Motor Vehicles and Traffic, of the Code of Ordinances is hereby amended by the addition of the following “No Parking, Stopping or Standing” zones and appropriate signs shall be erected along such locations:

Tanglebriar Drive – On the east side of Tanglebriar Drive from its intersection with Hughes Road to its intersection with Tanglebriar Circle for a total distance of 300 feet.

Section 3. The Chief of Police or his designated representative is hereby authorized and directed to place or cause to be placed appropriate traffic control devices to effectuate the establishment of the no parking signs as herein provided.

Section 4. It shall be unlawful for any person operating or in control of any motor vehicle or bicycle, to park, stop or stand such motor vehicle or bicycle at or between any signs placed at the location designated in Section 2 hereof.

Section 5. This Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of said Ordinances save and except those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided, however, that any complaint, action, claim or lawsuit that has been initiated or has arisen under or pursuant to any of the Ordinances or sections thereof that have been specifically repealed on the date of adoption of this Ordinance shall continue to be governed by the provisions of such Ordinance or section thereof and for that purpose the Ordinance or section thereof shall remain in full force and effect.

Section 6. If any section, article, paragraph, sentence, clause, phrase or word in this Ordinance, or application thereof to any person or circumstance, is held invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of the Ordinance, and the City Council hereby declares it would have passed such remaining portions of the Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

Section 7. Any person who shall intentionally, knowingly, recklessly or with criminal negligence violates any provision contained in this Ordinance, or who shall commit or perform any act declared herein to be unlawful, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount of not less than one dollar (\$1.00) and not more than two hundred dollars (\$200.00).

Section 8. This Ordinance shall be in full force and effect from and after its date of its publication, in accordance with law.

DULY PASSED AND APPROVED on first reading this 26th day of April, 2016.

DULY PASSED AND APPROVED on second and final reading this 10th day of May, 2016.
(Third Reading Suspended)

DULY PASSED, APPROVED, AND ADOPTED on third and final reading this _____ day of _____, 2016.



Julie Masters, Mayor
City of Dickinson, Texas

ATTEST:

Alun W. Thomas

Alun W. Thomas, Interim City Secretary
City of Dickinson, Texas



APPROVED AS TO FORM AND CONTENT:

[Signature]
David W. Olson, City Attorney
City of Dickinson, Texas