

ORDINANCE NO. 312

AN ORDINANCE OF THE CITY OF MANOR, TEXAS, AUTHORIZING AND DIRECTING THE INSTALLATION, PLACEMENT AND ERECTION OF TRAFFIC CONTROL SIGNS AND DEVICES WITHIN THE CITY; MAKING FINDINGS OF FACT; RATIFYING AND CONFIRMING THE ORIGINAL PLACMEMENT AND ENFORCEMENT OF SUCH TRAFFIC CONTROL SIGNS AND DEVICES; AND PROVIDING A PENALTY NOT TO EXCEED \$200.00 FOR VIOLATIONS.

**Whereas**, the placement, installation, erection and enforcement of traffic control signs on the city streets and at intersections to control, regulate and direct the travel and operation of motor vehicles and conveyances is essential and necessary to the public safety;

**Whereas**, the City of Manor, Texas (the "City") has caused traffic control signs to be placed, installed and erected on the City streets;

**Whereas**, after review, inquiry and the opportunity for citizen participation, the City council has found the traffic control signs hereinafter set forth and listed in this ordinance are reasonable and necessary for the public safety and are supported by sound and accepted public safety and traffic engineering criteria;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MANOR, TEXAS, THAT;**

**Section 1. Findings.** The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

**Section 2. Ratification and Confirmation.** The installation, placement, erection and enforcement of the traffic control signs as set forth in Exhibit "A" are hereby confirmed and ratified by the City Council.

**Section 3. Traffic Control Signs and Devices.** The City Council hereby orders and directs that the traffic control signs hereinafter set forth in Exhibit "A" be placed, installed and erected at the locations designated, and that each such sign be hereafter maintained and enforced by the City.

Exhibit "A" is incorporated hereby as though fully transcribed herein for all purposes. Each stop sign listed in Exhibit "A" indicates the direction of travel regulated by the stop sign.

**Section 4. Violation and Penalties.** It shall be unlawful for any person to drive or operate a motor vehicle that enters the intersections identified in Exhibit "A" without stopping in obedience to the sign erected and installed pursuant to this Ordinance. Further, it shall be unlawful for any person to tamper with, alter, remove, destroy cover or hinder the visibility of any stop sign erected by this Ordinance in a manner which is inconsistent with its use as a traffic control device. Any person who violates this ordinance or part thereof shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not less than \$50.00 or more than \$200.00.

**Section 5. Repealer.** That all ordinance or parts of ordinances in conflict herewith are hereby repealed.

**Section 6. Emergency.** The City Council hereby finds and declares that the adoption, passage and immediate enforcement of this ordinance is an emergency and is necessary for the preservation and protection of the City and its citizens.

**Section 7. Effective Date.** This Ordinance shall be published in the official newspaper of the City, as required by law and shall become effective after publication as provided by law.

**Section 8. Severability.** It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable and, if any phrase, sentence, paragraph or section of this ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such invalid phrase, clause, sentence, paragraph or section. If any provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision, and to this end the provisions of this Ordinance are declared to be severable.


**Section 9. Open Meetings.** It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551, Tex. Gov't Code.*

**PASSED AND APPROVED** on this 4<sup>th</sup> day of October, 2006.

Attest:

The City of Manor, Texas

  
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Delia Luna, City Secretary

  
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Ben Boatright, Mayor Pro-tem

## **SCHEDULE "A"**

### **Proposed Stop Sign Placement**

- (1.) Carrie Manor Street at Burnet –East
- (2.) Carrie Manor Street at Burnet – West
- (3.) Carrie Manor at San Marcos – North
- (4.) Carrie Manor at San Marcos – South
- (5.) Carrie Manor at San Marcos – East
- (6.) Carrie Manor at San Marcos – West