

# CITY OF WILLOW PARK

## ORDINANCE NO. 627-10

**AN ORDINANCE AMENDING CHAPTER 10, "TRAFFIC CONTROL", SCHEDULE A, "TRAFFIC CONTROL DEVICE LISTING", BY ADDING A TEMPORARY DIRECTIONAL SIGN IN AND ON A DESIGNATED LOCAL STREET; PROVIDING A PENALTY; A REPEALER; AND, AN EFFECTIVE DATE.**

WHEREAS, the City of Willow Park, Texas ("City") is a municipal corporation organized under the laws of the State of Texas; and

WHEREAS, it is the intent of the City Council to protect the public health, safety and welfare and well being of its citizens; and

WHEREAS, municipalities may, under their police powers, enact reasonable regulations to promote the health, safety and welfare of citizens; and

WHEREAS, TEXAS LOCAL GOVERNMENT CODE §51.001(1) provides that the governing body of a municipality may adopt, publish, amend, or repeal an ordinance, rule or police regulation that is for the good government, peace, or order of the municipality; and

WHEREAS, the City Council is committed to providing well-maintained and safe city streets; and

WHEREAS, the South Ranch House Road construction project requires the debriding and removal of the existing paved road surface sequentially in each lane of traffic and the provision of police, fire and emergency medical service ("EMS") requires one lane to be passable at all times; and

WHEREAS, to preserve the public safety, orderly vehicular travel and police, fire and EMS, it is necessary to direct traffic temporarily only in a one way direction southbound along the length of South Ranch House Road from the intersection with eastbound service roads for Interstate Highway 20 south to Bankhead Highway; and

WHEREAS, the one way traffic direction is temporary due to the ongoing construction or reconstruction of South Ranch House Road and will be returned to two lane traffic at the completion of the construction.

WHEREAS, temporary signage to display the one way direction to the residents, general public and vehicular traffic will be placed in accordance with Manual of Uniform Traffic Control Devices.

WHEREAS, the City has awarded a contract for the construction, rehabilitation or reconstruction of South Ranch House Road which is anticipated to be under construction for all or a portion of the period between September 2010 and May 2011; and

WHEREAS, the City has determined that it is in the best interest of the traveling public to complete the reconstruction of South Ranch House Road in as expeditious manner as possible and to do so requires temporary restriction of vehicular travel to only a southbound direction on South Ranch House Road.

**NOW THEREFORE: BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK, TEXAS:**

### SECTION 1. AUTHORIZATION

The Mayor, or his assignee, is hereby authorized and directed to implement the applicable provisions of this ordinance as relates to the enforcement of the one-way directional designation contained herein, within the municipal boundaries of the City of Willow Park, Texas.

### SECTION 2. AMENDMENT

Chapter 10, "Traffic Control"; Schedule A, "Traffic Control Device Listing" is amended to add the following:

South Ranch House Road One Way    100 Block of South Ranch House Road  
Direction to be traveled is  
north to south

SECTION 3. DESIGNATION AND SIGNAGE

South Ranch House Road is a roadway within the corporate limits of the City and under the jurisdiction of the City Council for designating one way traffic. South Ranch House Road pursuant to the amendment herein to Chapter 10, Schedule A is hereby designated one way and the City shall erect appropriate signs giving notice of the designation created on the roadway so designated and when said signs are erected for one way traffic an operator shall drive only in the direction indicated by the signage.

The designation of South Ranch House Road, as defined herein, shall be for a period as determined by the Mayor or City Administrator and specified in writing. The use of South Ranch House Road as a one-way thoroughfare shall terminate on the earlier of: (i) a determination by the Mayor or City Administrator that the period for concrete curing is completed or (ii) the construction of South Ranch House Road has been completed.

SECTION 4. OFFENSE

It shall be unlawful for any person to operate, or permit to be operated, a vehicle upon South Ranch House Road in a direction other than the direction indicated by the one-way signage during the designated one-way period. Any person, firm, corporation, or entity who violates this Ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined a sum of not less than \$100 and not to exceed \$500 for each day of violation which shall constitute a separate offense.

SECTION 5. NOTICE

A copy of this Ordinance shall be sent by the City Secretary to each commercial vehicle firm, corporation, or entity reasonably known to the City which operates a commercial vehicle so defined within the City, within ten days after the adoption of this Ordinance. Failure to receive notice does not constitute a defense to an offense under this Ordinance.

SECTION 6: SAVINGS/REPEALING CLAUSE

All provisions of any Ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal not abate any pending prosecution for violation of the repealed Ordinance, nor shall the repeal prevent a prosecution from being

commenced for any violation if occurring prior to the repeal of the Ordinance. Any remaining portions of said Ordinances shall remain in full force and effect.

SECTION 7. SEVERABILITY

If any section, paragraph, subsection, sentence, clause, phrase or provision of this Ordinance is for any reason, held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this or any other Ordinance of the City to which these rules and regulations relate. The City of Willow Park hereby declares that it would have passed this Ordinance, and each section, paragraph, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, paragraph, subsection, sentence, clause or phrase be declared invalid or unconstitutional.

SECTION 8. PUBLICATION

City Secretary is hereby instructed to publish the caption of this ordinance in a newspaper of general circulation after its adoption

SECTION 9. EFFECTIVE DATE

This Ordinance shall take effect from and after the publication in a newspaper of general circulation.

PASSED AND APPROVED this 11<sup>th</sup> day of October, 2010.

*Kenneth Perkins*  
\_\_\_\_\_  
Mayor

ATTEST:

/s/ *Joel Hoffman*  
\_\_\_\_\_  
City Secretary/Clerk

APPROVED AS TO FORM:

*[Signature]*  
\_\_\_\_\_  
/s/ \_\_\_\_\_  
City Attorney

The Willow Park City Council in acting on Ordinance No. 627-10 did on the 11<sup>th</sup> day of October, 2010, vote as follows:

	<u>FOR</u>	<u>AGAINST</u>
Kenneth Hawkins, Mayor	_____	_____
Barry K. Tatum, Place 1	_____✓_____	_____
Gene Martin, Place 2	_____	_____
Barry Brown, Place 3	_____✓_____	_____
Mark Hickerson, Place 4	_____✓_____	_____
Hale Alderman, Place 5	_____✓_____	_____