

ORDINANCE NUMBER 937

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 73: TRAFFIC SCHEDULES SCHEDULE I. ONE-WAY STREETS BY REMOVING AVENUE F AND EAST COLLEGE STREET; CREATING SCHEDULE III. NO THROUGH TRAFFIC TO ADD EAST COLLEGE STREET FOR SCHOOL TRAFFIC ONLY FROM 7:15 A.M. TO 3:45 P.M. ON DAYS SCHOOL IS IN SESSION; PROVIDING FOR A PENALTY; PROVIDING FOR NOTICE; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT HERewith; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on December 20, 2005, the Board of Commissioners adopted Ordinance Number 686 which made the East College Street between Avenue F and South Avenue D one-way in a westward direction and Avenue F one-way in a northward direction from 8:00 a.m. to 4:30 p.m. on days when the public schools are in session; and

WHEREAS, the City has received a request from the Burkburnett Independent School District to remove Avenue F from list of one-way streets and to prohibit through traffic on East College Street between Avenue F and South Avenue D while school is in session; and

WHEREAS, the Board of Commissioners finds that it is in the best interest of the safety of the faculty, staff and children who attend John G. Hardin Elementary and Burkburnett Middle School to prohibit through traffic on East College Street between Avenue F and South Avenue D from 7:15 a.m. to 3:45 p.m. on days when the public schools are in session;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS AS FOLLOWS:

Part I: Enacted

THAT the Code of Ordinances for the City of Burkburnett is hereby amended by amending CHAPTER 73: TRAFFIC SCHEDULES, SCHEDULE I. ONE-WAY STREETS by removing Avenue F and East College Street from SCHEDULE I, by creating SCHEDULE III. NO THROUGH TRAFFIC and by adding East College Street between Avenue F and South Avenue D to SCHEDULE III. SCHEDULE III shall read as follows:

SCHEDULE III. NO THROUGH TRAFFIC.

The following streets, portion of streets and alleys are hereby established and designated as for no through traffic, and it shall be unlawful for any person to operate a vehicle on said streets, portion of streets and alleys for any purpose other than travel to or from residential and commercial

locations, including schools, within the streets, portion of streets and alleys designated in this Schedule III:

| <u>STREET OR ALLEY</u> | <u>BETWEEN</u> | <u>HOURS</u> | <u>ORD. NO.</u> | <u>DATE</u> |
|------------------------|----------------------------|--|-----------------|-------------|
| East College Street | Ave. F and South Ave. D | 7:15 a.m. to 3:45 p.m. on days when the public schools are in session | | 7-30-18 |

Penalty, see § 70.99

Part II: Repealer

All ordinances or parts of ordinances in force when the provisions of this Ordinance become effective which are inconsistent or are in conflict with the terms and provisions contained in this Ordinance are hereby repealed only to the extent of any such conflict.

Part III: Severability

It is hereby declared to be the intention of the Board of Commissioners that the phrases, clauses, sentences, paragraphs and sections of this ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance, and the remainder of this Ordinance shall be enforced as written.

Part IV: Compliance with Texas Open Meetings Act

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

Part V: Publication

The City Clerk is hereby authorized and directed to cause publication of this Ordinance in accordance with law.

Part VI: Effective Date

This Ordinance shall be in force and effect from and after its publication as required by law.

PASSED AND APPROVED THIS 1st DAY OF AUGUST 2018.

**Carl Law, Mayor
City of Burkburnett, Texas**

ATTEST:

Janelle Stahr, City Clerk