

**CITY OF BALCH SPRINGS, TEXAS**  
**ORDINANCE NO. 3250-22**

**AN ORDINANCE OF THE CITY OF BALCH SPRINGS, TEXAS, AMENDING CHAPTER 78, "TRAFFIC AND VEHICLES," ARTICLE II, "SPECIFIC STREET REGULATIONS," DIVISION 5, "SCHOOL ZONES," OF THE CODE OF ORDINANCES OF THE CITY OF BALCH SPRINGS, TEXAS, BY AMENDING SECTION 78-141, "SPEED LIMIT," TO APPLY TO PUBLIC, PRIVATE, AND CHARTER SCHOOLS; AND BY AMENDING SECTION 78-142, "LOCATION OF SPECIFIC SCHOOL CROSSING ZONES," TO ADD A SCHOOL ZONE FOR KIPP PLEASANT GROVE LEADERSHIP ACADEMY; PROVIDING FOR INCORPORATION OF PREMISES; PROVIDING A REPEALING CLAUSE; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE; AND PROVIDING FOR PROPER NOTICE.**

**WHEREAS**, the City of Balch Springs, Texas is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS**, pursuant to Section 545.356 of the Texas Transportation Code, the City of Balch Springs, Texas previously established prima facie maximum reasonable and prudent speeds in school zones within its corporate boundaries; and

**WHEREAS**, the City Council desires to amend existing school zone regulations to clarify that reduced speeds apply to public, private, and charter schools; and

**WHEREAS**, the City Council finds that an amendment to add a school zone for the KIPP Pleasant Grove Leadership Academy is in the best interest of the City of Balch Springs and will promote the health, safety, and general welfare of the citizens of the City of Balch Springs and the general public.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BALCH SPRINGS, TEXAS:**

**SECTION 1.** All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council, and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

**SECTION 2.** Sec. 78-141, entitled “Speed limit,” is hereby amended so that the entirety of the section shall hereafter read as follows, with added text in underline and deleted text in strikethrough:

No person shall operate a motor vehicle in any school zone within the city at a greater rate of speed than 20 miles per hour between the hours designated and posted at such school zone, during any day in which ~~public schools are the public, private, or charter~~ school associated with the school zone is in session, and any speed in excess of 20 miles per hour shall be prima facie evidence that such speed is neither reasonable, nor prudent, and shall be unlawful. The director of public works shall designate and mark school traffic zones with appropriate street markings or signs placed in conspicuous places.

**SECTION 3.** Section 78-142, entitled “Location of specific school crossing zones,” is hereby amended by adding 78-142(9) to read as follows:

(9) *KIPP Pleasant Grove Leadership Academy Charter School*

a. The 1500 to 1800 block, inclusive, of Peachtree Road between the hours of 6:45 a.m. to 7:45 a.m. and 3:15 p.m. to 4:15 p.m.

**SECTION 4.** All other provisions of Sections 78-141 and 78-142 not amended herein shall remain in full force and effect.

**SECTION 5.** All provisions of the ordinances of the City of Balch Springs in conflict with the provisions of this ordinance be and the same are hereby repealed to the extent of such conflict, and all other provisions of the ordinances of the City of Balch Springs not in conflict with the provisions of this ordinance shall remain in full force and effect.

**SECTION 6.** Should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a whole.

**SECTION 7.** This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and charter in such cases provide.

**SECTION 8.** It is hereby officially found and determined that the meeting at which this Ordinance was adopted 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.

**DULY PASSED AND ADOPTED** by the City Council of the City of Balch Springs, Texas, on the 8th day of August, 2022.

**APPROVED:**

---

Carrie F. Gordon, Ph.D., Mayor

**ATTEST:**

---

Cindy Gross, City Secretary