

ORDINANCE NO. 2807

AN ORDINANCE OF THE CITY OF TERRELL, KAUFMAN COUNTY TEXAS AMENDING CHAPTER 11, TRAFFIC REGULATIONS SECTION 41, SPEED REGULATIONS, PARAGRAPH (c) SCHOOL SPEED ZONES AND THE ADDITION OF PARAGRAPH (d) CELL PHONE USE PROHIBITED; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING A PENALTY AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TERRELL, KAUFMAN COUNTY, TEXAS THAT:

ARTICLE I.

That Chapter 11, Traffic Regulations, Section 41, Speed Regulations, Paragraph (c), School Speed Zones shall be amended and Paragraph (d), Cell Phone Use Prohibited added as follows to-wit:

SECTION 11-41 – Speed Regulations

(c) School speed zones. It shall be unlawful for any person to drive in excess of twenty (20) miles per hour when children are present, when yellow warning lights are flashing, or as otherwise posted on any portion of the following described streets:

1. On South Rockwall Avenue from 40 feet north of the centerline of Myers Street to 115 feet north of Crenshaw Street;
2. On Myers Street from 85 feet west of the centerline of South Rockwall Avenue, to 55 feet east of the centerline of Medora Street;
3. On Medora Street from 85 feet north of the centerline of Myers Street west, south to a point 195 feet north of the centerline of Crenshaw Street;
4. On South Rockwall Avenue from 20 feet north of the north property line of Gilbert Willie Sr. Elementary School, the same being the south line of the Phagan Addition, south to a point 37 feet north of the centerline of Baker Street;
5. Gilbert Street from 75 feet west of the centerline of St. Luke Street, to the centerline of St. Luke Street;
6. St. Luke Street from 75 feet south of Rosehill Road to the terminus approximately 715 feet south of the centerline of Rosehill Road;
7. South Park Street from 75 feet north of University Drive to the terminus approximately 760 feet south of the centerline of University Drive;

8. On Town North Drive from 450 feet east of the centerline of Farm Road 986, east to a point 50 feet west of Ninth Street;
9. Farm Road 986 from 140 feet south of Town North Drive to 1,096 feet south of Town North Drive;
10. High Street from 160 feet east of the centerline of North Rockwall Avenue to 161 feet west of the centerline of North Frances Street;
11. On West College Street from 40 feet west of the centerline of North Frances Street to 280 feet east of the centerline of North Rockwall Avenue;
12. On Meredith Drive from the centerline of Farm Road 986 (Poetry Road) to 67 feet east of Laurel Trail North;
13. On Farm Road 986 (Poetry Road) from 460 feet north of West State Street, Walnut Street and the Farm Road 986 intersection to 175 feet north of Meredith Drive;
14. Colquitt Road from 110 feet southwest of Westway Drive to 98 feet southeast of Collins Drive;
15. Charles Lane from the centerline of Colquitt Road 307 feet northeast;
16. Freeman Street from the centerline of Colquitt Road 307 feet northeast;
17. Stonebriar Way from the centerline of Colquitt Road 307 feet northeast;
18. Creekside Drive from 838 feet northwest of the centerline of Spring Creek 1,057 feet northeast to terminus;
19. Stoney Creek from the centerline of Creekside Drive 220 feet southwest;
20. Reserved.

(d) *Cell Phone Use Prohibited* – A person commits an offense if he uses a cell phone in any manner (i.e. talking and/or texting) within the school speed zones identified in paragraph (c) above and, upon conviction, shall be assessed a fine not to exceed \$200.00 for each offense.

ARTICLE II.

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

ARTICLE III.

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, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgement or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and section of this Ordinance since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

ARTICLE IV.

This ordinance will take effect immediately from and after its adoption and the publication of the caption as the law in such cases provides.

PASSED AND APPROVED THIS the 15th day of October, 2019.

PASSED AND ADOPTED THIS the 29th day of October, 2019.

E. Rick Carmona, Mayor

Attest:

Dawn Steil, Acting City Secretary

Approved as to Form:

Mary Gayle Ramsey, City Attorney