

TOWN OF ARGYLE, TEXAS
ORDINANCE NO. 2019-_____

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF ARGYLE, TEXAS, AMENDING THE CODE OF ORDINANCES CHAPTER 12, TRAFFIC & VEHICLES, ARTICLE 12.05 RELATIVE TO LOCATION OF TRAFFIC-CONTROL DEVICES BY ADDING NEW LOCATIONS WITHIN THE WATERBROOK SUBDIVISION FOR STOP SIGNS AND YIELD SIGNS; AUTHORIZING THE ERECTION OF TRAFFIC REGULATION SIGNS; REPEALING CONFLICTING ORDINANCES; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE AND A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED EACH TIME A VIOLATION OCCURS OR CONTINUES; PROVIDING A SEVERABILITY CLAUSE; DECLARING AN EMERGENCY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 544, Section 544.002(b) of the Texas Transportation Code provides that a local authority may place and maintain a traffic-control device on a highway under the authority's jurisdiction; and,

WHEREAS, the Town of Argyle, Denton County, Texas, has undertaken an analysis of the public right-of-ways lying within its corporate limits and on the basis of that analysis, has determined that certain traffic control devices are essential to eliminate potential conflicts in determining motor vehicle right-of-way at street intersections thereby reducing the potential for vehicular collisions; and,

WHEREAS, the Town Council of the Town of Argyle has found it necessary to amend section 12.05 Location of Traffic Control Devices, to provide a numbering system for the devices; and,

WHEREAS, Chapter 544, Section 544.003(b), (1) & (2) of the Texas Transportation Code, provides that a local authority may designate a highway under its jurisdiction as a through highway and place a stop or yield sign at a specified entrance; or designate an intersection on a highway under its jurisdiction as a stop intersection or a yield intersection and place a sign at one or more entrances to the intersection; and

WHEREAS, Chapter 544, Section 554.010, (a, b, c) of the Texas Transportation Code states: a. unless directed to proceed by a police officer or traffic-control signal, the operator of a vehicle or streetcar approaching an intersection with a stop sign shall stop as provided herein; b. If safety requires, the operator of a vehicle approaching a yield sign shall stop as provided herein; c. An operator required to stop by the section shall stop before entering the crosswalk on the near side of the intersection. In the event there is no crosswalk, the operator shall stop at the place nearest the intersecting roadway where the operator has a view of approaching traffic on the

intersecting roadway; and

WHEREAS, the Town Council of the Town of Argyle, Denton County, Texas, desires to ensure that the traffic control devices are in compliance with the **Texas Department of Transportation's Manual on Uniform Traffic Control Devices** and properly installed and maintained in such a manner as to eliminate any unsafe condition and to protect the interest of the citizens of Argyle, Texas, and any visitors or motorists utilizing the public roadways within the corporate limits of the Town,

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ARGYLE, TEXAS:

Section 1. All matters stated hereinabove are found to be true and correct and are incorporated herein by reference as if copied in their entirety.

Section 2. That Chapter 12, Article 12.05, of the Code of Ordinances of the Town of Argyle, Texas, is hereby amended to add additional stop and yield signs for the Waterbrook Subdivision as follows:

“ARTICLE 12.05 LOCATION OF TRAFFIC-CONTROL DEVICES*

Sec. 12.05.001 Stop signs, yield signs, and lane use signs

In accordance with the provisions of chapter 544 of the Texas Transportation Code, the town council, hereby authorizes the following traffic-control devices to be placed and maintained at the following locations:

(a) Stop signs:

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- (144) Blue Horizon Way @ FM407, one (1) Stop sign halting north bound traffic on Blue Horizon Way (speed limit sign at this location);
- (145) Blue Horizon Way @ Foxglove Hill, one (1) Stop sign halting south bound traffic on Blue Horizon Way;
- (146) Rustic Trail @ Foxglove Hill, one (1) Stop sign halting south bound traffic on Rustic Trail;
- (147) Rustic Trail @ High Point Drive, one (1) Stop sign halting north bound traffic on Rustic Trail;

- (148) Artesian Drive @ High Point Drive, one (1) Stop sign halting north bound traffic on Artesian Drive (speed limit sign at this location);
- (149) Foxglove Hill @ Artesian Drive, one (1) Stop sign halting West bound traffic on Foxglove Hill;
- (150) Driftwood Lane @ Artesian Drive, one (1) Stop sign halting west bound traffic on Driftwood Lane;
- (151) Rain Lily Lane @ Artesian Drive, one (1) Stop sign halting east bound traffic on Rain Lily Lane;
- (152) Foxglove Hill @ Quaint Pond Lane, one (1) Stop sign halting east bound traffic on Foxglove Hill;
- (153) Waterbrook Parkway @ Rain Lily Lane, one (1) Stop sign halting north bound traffic on Waterbrook Parkway;
- (154) Rain Lily Lane @ Village Green Drive, one (1) Stop sign halting west bound traffic on Rain Lily Lane;
- (155) Village Green Drive @ US377, one (1) Stop sign halting west bound traffic on Village Green Drive (speed limit sign at this location);
- (156) Waterbrook Parkway @ US377, one (1) Stop sign halting west bound traffic on Waterbrook Parkway (speed limit sign at this location);
- (157) Dove Falls Drive @ Waterbrook Parkway, one (1) Stop sign halting west bound traffic on Dove Falls Drive;
- (158) Artesian Drive @ Dove Falls Drive, one (1) Stop sign halting south bound traffic on Artesian Drive;
- (159) Misty Lane @ Swift Creek Road, one (1) Stop sign halting west bound traffic on Misty Lane;
- (160) Swift Creek Road @ Waters Edge Drive, one (1) Stop sign halting south bound traffic on Swift Creek Road;
- (161) Waters Edge Drive @ Frenchtown Road, one (1) Stop sign halting south bound traffic on Waters Edge Drive (speed limit sign at this location);

(b) Yield signs:

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- (6) Blue Horizon Way @ traffic circle, one (1) Yield sign halting south bound traffic on Blue Horizon Way;
- (7) High Point Drive @ traffic circle, one (1) Yield sign halting west bound traffic on High Point Drive;
- (8) Blue Horizon Way @ traffic circle, one (1) Yield sign halting north bound traffic on Blue Horizon Way;
- (9) High Point Drive @ traffic circle, one (1) Yield sign halting east bound traffic on High Point Drive;”

Section 3. That all ordinances or any parts thereof in conflict with the terms of however, that the ordinance or ordinances under which the cases currently filed and pending in the Municipal Court of the Town of Argyle, Texas, shall be deemed repealed only when all such cases filed and pending under such ordinance or ordinances have been disposed of by a final conviction or a finding not guilty or nolo contendere, or dismissal.

Section 4. If any section, article, paragraph, sentence, clause, phrase or word in this ordinance, or application thereto any person or circumstances is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this ordinance; and the Town Council hereby declares it would have passed such remaining portions of the ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

Section 5. The fact that the present ordinances and regulations of the Town of Argyle, Texas are inadequate to properly safeguard the health, safety, morals, peace and general welfare of the public creates an emergency which requires that this ordinance become effective from and after the date of its passage, and it is accordingly so ordained.”

PASSED AND APPROVED BY THE TOWN COUNCIL OF THE TOWN OF ARGYLE, TEXAS on this the 23rd day of April, 2019.

APPROVED:

Donald Moser, Mayor

ATTEST:

APPROVED AS TO FORM:

Erika McComis, Town Secretary

Robert Hager, Town Attorney