

## AN ORDINANCE

### AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS, AMENDING THE CITY OF FAIR OAKS RANCH CODE OF ORDINANCES CHAPTER 12 TRAFFIC AND VEHICLES, ARTICLE 12.01 GENERAL PROVISIONS, SECTION 12.01.003 PRIMA FACIE SPEED LIMIT REDUCING THE MAXIMUM SPEED LIMIT ON NOBLE LARK DRIVE AND KALKALLO DRIVE TO 20 MILES PER HOUR; AND PROVIDING FOR REPEALING, SAVINGS, PENALTY, AND SEVERABILITY CLAUSES

**WHEREAS**, the City Council of the City of Fair Oaks Ranch adopted Ordinance 2024-10 on August 1, 2024, as an emergency ordinance reducing the speed limit on Noble Lark Drive and Kalkallo Drive from 30 miles per hour to 20 miles per hour; and

**WHEREAS**, on September 19, 2024, the City Council extended the emergency ordinance to January 31, 2025; and

**WHEREAS**, during October, November and December 2024 staff conducted additional traffic analysis on Noble Lark Drive and Kalkallo Drive; and

**WHEREAS**, on December 19, 2024, the results from traffic analysis were presented to the City Council; and

**WHEREAS**, based on the traffic analysis and direction from City Council, it is in the City's best interest to prioritize safety and reduce the speed limit on Noble Lark Drive and Kalkallo Drive from 30 miles per hour to 20 miles per hour.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS:**

- Section 1.** The City of Fair Oaks Ranch Code of Ordinances Chapter 12 Traffic and Vehicles, Article 12.01 General Provisions, Section 12.01.003 Prima Facie Speed Limits is hereby amended reducing the maximum speed limit on Noble Lark Drive and Kalkallo Drive to 20 miles per hour as shown in **Exhibit A**.
- Section 2.** That the recitals contained in the preamble hereto are hereby found to be true and such recitals are hereby made a part of this ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.
- Section 3.** It is hereby declared to be the intention of the City Council 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 invalid by judgment or decree of any court of competent jurisdiction, such invalidity 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.
- Section 4.** That it is officially found, determined, and declared that the meeting at which this ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.

- Section 5.** The provisions of this ordinance shall be cumulative of all ordinances not repealed by this ordinance and ordinances governing or regulating the same subject matter as that covered herein.
- Section 6.** If any provision of this ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City hereby declares that this ordinance would have been enacted without such invalid provision.
- Section 7.** All ordinances, or parts thereof, which are in conflict or inconsistent with any provision of this ordinance are hereby repealed to the extent of such conflict, and the provisions of this ordinance shall be and remain controlling as to the matters ordained herein.
- Section 8.** This ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.
- Section 9.** This ordinance shall take effect immediately from and after its second reading, passage and any publication requirements as may be required by governing law.
- Section 10.** The provisions of this ordinance shall be cumulative of all ordinances not repealed by this ordinance and ordinances governing or regulating the same subject matter as that covered herein.
- Section 11.** Any person, firm, entity, or corporation who violates any provision of this article, as it exists or may be amended, shall be fined a sum not exceeding five hundred dollars (\$500.00).

**PASSED and APPROVED on first reading by the City Council of the City of Fair Oaks Ranch, Texas, on this 16<sup>th</sup> day of January 2025.**

**PASSED, APPROVED, and ADOPTED on second and final reading by the City Council of the City of Fair Oaks Ranch, Texas, on this 6<sup>th</sup> day of February 2025.**

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Gregory C. Maxton, Mayor

ATTEST:

APPROVED AS TO FORM:

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Christina Picioccio, TRMC  
City Secretary

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Denton Navarro Rodriguez Bernal Santee & Zech  
P.C., City Attorney

**EXHIBIT A**

Chapter 12 Traffic and Vehicles; Article 12.01 General Provisions; Section 12.01.003 Prima Facie Speed Limits is hereby amended as follows:

[Additions shown as underscore]

**(1) 20 mph**

Noble Lark Drive

Kalkallo Drive