

AN ORDINANCE

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS, EXTENDING THE EXPIRATION DATE OF ORDINANCE 2024-10 FROM OCTOBER 2, 2024 TO JANUARY 31, 2025

WHEREAS, the City Council of the City of Fair Oaks Ranch adopted Ordinance 2024-10 (**Exhibit A**) 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 (**Exhibit B**); and

WHEREAS, per Section 3.06 of the Home Rule Charter, an emergency ordinance shall expire on the 61st day after adoption by 2/3 majority of the City Council; and,

WHEREAS, the 61st day is October 2, 2024; and,

WHEREAS, staff is conducting further traffic analysis on Noble Lark Drive and Kalkallo Drive and will not conclude that work by October 2, 2024; and,

WHEREAS, staff is requesting an extension of the October 2, 2024 expiration date to January 31, 2025, which is estimated to be enough time to complete the traffic analysis and consider proposed changes to traffic code for Noble Lark Drive and Kalkallo Drive.

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

Section 1. The expiration date of Ordinance 2024-10 is hereby extended to January 31, 2025.

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 The provisions of this ordinance shall be cumulative of all ordinances not repealed by this ordinance and ordinances governing or regulating the same subject matter as that covered herein.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.

PASSED and APPROVED on first reading by the City Council of the City of Fair Oaks Ranch, Texas, on this 5th day of September 2024.

PASSED, APPROVED, and ADOPTED on second and final reading by the City Council of the City of Fair Oaks Ranch, Texas, on reading this 19th day of September 2024.

Gregory C. Maxton, Mayor

ATTEST:

APPROVED AS TO FORM:

Christina Picioccio, TRMC
City Secretary

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