

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF LEON VALLEY, TEXAS, CITY COUNCIL, AMENDING THE LEON VALLEY CODE OF ORDINANCES CHAPTER 12 TRAFFIC AND VEHICLES, ARTICLE 12.02 OPERATION OF VEHICLES, DIVISION 8 SCHOOL CROSSING ZONES, SECTION 12.02.231 DESIGNATED, (2) TO MOVE A SCHOOL ZONE FROM HUEBNER AT HOOFS LANE TO HUEBNER AT REDBIRD LANE, TO FACILITATE A SAFE ROAD CROSSING FOR JOHN MARSHALL HIGH SCHOOL STUDENTS; PROVIDING FOR REPEAL; SEVERABILITY; SAVINGS; AN EFFECTIVE DATE; NOTICE OF MEETING AND A PENALTY CLAUSE

WHEREAS, the Code of Ordinances Chapter 12 Traffic and Vehicles currently provides for a school crossing zone on Huebner Road at Hoofs Lane, but a new crosswalk was installed on Huebner at Redbird Lane outside of that area; and

WHEREAS, it is the wish of the City Council to provide a safer road crossing at the newly installed crosswalk on Huebner Road for students traveling to John Marshall High School who must cross in that portion of roadway; and

WHEREAS, moving the school zone to the area encompassing the new crosswalk will slow traffic to allow for such safe crossing;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS, THAT:

SECTION 1. Chapter 12 Traffic and Vehicles, Article 12.02 Operation of Vehicles, Division 8 School Crossing Zones, Section 12.02.231 Designated, (2) is hereby revised to read:

“(2) Huebner Road from a point two-hundred feet (200') northwest of a point where Redbird Lane joins the right-of-way of Huebner Road, to a point southeasterly to two-hundred feet (200') south of Chapparal Lane where it adjoins the intersection of Huebner Road, when signed as a school zone, shall have a maximum *prima facie* reasonable and prudent speed limit of twenty (20) miles per hour.”

SECTION 2. REPEALER CLAUSE. The provisions of the Ordinance shall be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein, provided, however, that all prior ordinances or parts of ordinances inconsistent or in conflict with any of the provisions of this ordinance are hereby expressly repealed to the extent that such inconsistency is apparent by any other ordinance.

SECTION 3. SEVERABILITY CLAUSE. If any provision, section, sentence, clause, or phrase of this ordinance or application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remaining portions of this ordinance or its application to other persons or sets of

circumstances shall not be affected thereby, it being the intent of the City Council in adopting, and the Mayor in approving this Ordinance, that no portion thereof or provisions or regulation contained herein shall become inoperative or fall by reason of any unconstitutionality or invalidity of any portion, provision, or regulation.

SECTION 4. SAVINGS CLAUSE. The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the City under any section or provisions of any ordinances at the time of passage of this ordinance.

SECTION 5. EFFECTIVE DATE. This ordinance shall become effective on and after its passage, approval and the meeting of all publication requirements as provided by law.

SECTION 6. NOTICE OF MEETING CLAUSE. It is hereby officially found and determined that the meeting at which this Ordinance was passed 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.

SECTION 7. PENALTY. Any person who violates any provision of this ordinance shall be guilty of a misdemeanor, and upon conviction shall be fined as provided in Chapter 1. General Provisions, Article 1.01 Code of Ordinances, Section 1.01.009 General penalty for violations of code: continuing violations of the City of Leon Valley Code, and/or applicable state law.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Leon Valley this the 18th day of July 2023.

APPROVED

CHRIS RILEY
MAYOR

Attest:

SAUNDRA PASSAILAIGUE, TRMC
City Secretary

Approved as to Form:

NICOLE WARREN

City Attorney