

AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT OF A THREE-WAY STOP INTERSECTION WITH THE INSTALLATION OF STOP SIGNS AT THE INTERSECTION OF PRESLAR AVENUE AND SOUTH STREET IN THE CITY OF FLORENCE; PROVIDING FOR VIOLATIONS OF SUCH ORDINANCE WITHIN CITY OF FLORENCE, TEXAS, AS PROVIDED BY STATE LAW; ASSESSING A PENALTY FOR SUCH CRIME OF A FINE OF NOT LESS THAN \$1 NOR MORE THAN \$200; PROVIDING FOR THE PUBLICATION OF SUCH ORDINANCE, AND THE EFFECTIVE DATE THEREOF; PROVIDING FOR CONFLICTING ORDINANCES AND INVALIDITY.

I. PREAMBLE

WHEREAS, the City Council of the City of Florence, Texas (the "Council") has been presented with evidence that the intersection of **PRESLAR AVENUE AND SOUTH STREET** located within said City (the "City") is a dangerous intersection due to the speed of vehicles traveling between intersections; and

WHEREAS, the Council finds that due to the proximity of this intersection to areas where children are playing, that the erection of stop signs at such intersection is necessary; and

WHEREAS, the Council further finds in order to properly regulate the speed of vehicles traveling on South Street, that the creation of a three-way stop intersection at **PRESLAR AVENUE AND SOUTH STREET** is both necessary and advisable; and

WHEREAS, the Council further finds that to create a three-way stop intersection and for the placement of official traffic control devices thereon, it is vested with the authority required to enact legislation necessary for the exercise of its police powers, as well as for the best interest, welfare and order of the City; and

WHEREAS, the City Council determines that based upon the evidence considered, it is necessary and in the best interest of the City to enact legislation creating a three-way stop intersection at **PRESLAR AVENUE AND SOUTH STREET** within said City and for the placement of appropriate official traffic control devices thereon;

II. ORDINANCE PROVISIONS

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FLORENCE, TEXAS:

Section One: Adoption of Findings in Preamble

1.01 The Council hereby adopts the factual findings set forth in the Preamble hereto, which are incorporated by reference herein.

Section Two: Establishment of Three-way stop intersection

2.01 There shall be established a three-way stop intersection at the intersection of **PRESLAR AVENUE AND SOUTH STREET** within the City of Florence. The stop signs, also called official traffic-control devices, shall be established and installed at such intersection under the direction of the Chief of Police of said City.

2.02 The Chief of Police is authorized to have such stop signs erected as provided in the manual for the installation of traffic control devices promulgated by the Texas Department of Transportation under Section 544.001, et seq, of the Texas Transportation Code.

(See Section 544.001, et seq, Texas Transportation Code, as amended)

Section Three: State Law Violation and Penalties

3.01 Unless directed to proceed by a police officer, the operator of a vehicle approaching the intersection of **PRESLAR AVENUE AND SOUTH STREET** within the City limits, upon the erection of such stop signs at that intersection, shall stop as provided by Sec. 544.010 (c) of the Texas Transportation Code.

(See Section 544.010, et seq, Texas Transportation Code, as amended)

3.02 Any person convicted of the offense in Section 3.01 above shall be guilty of a misdemeanor and shall be subject to fine of not less than \$1 nor more than \$200.00, as provided by Section 542.401 of the Texas Transportation Code.

(See Section 542.401, et seq, of the Texas Transportation Code, as amended)

Section Four: Publication; Effective Date

The City Secretary is hereby authorized and directed to publish the caption of this Ordinance, together with the penalty provision contained therein, in the manner and for the length of time provided by law. This ordinance shall take effect upon publication as provided by law.

(See Section 52.011 (c), of the Texas Local Government Code, as amended)

Section Five: Conflicting Ordinances.

All ordinances or parts of ordinances insofar as they are inconsistent or in conflict with the provisions of this ordinance are repealed to the extent of any conflict.

Section Six: Invalidity.

In the event that any portion or section of this Ordinance is determined to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, such decision shall in no manner affect the remaining portions or sections of this ordinance which shall remain in full force and effect.

III. PASSAGE PROVISIONS

PRESENTED, PASSED and APPROVED on first reading this the 1 day of March, 2016,
by 5 affirmative votes at a meeting of the City Council of the City of Florence, Texas.

THE CITY OF FLORENCE

BY: Mary Condon
MARY CONDON, MAYOR

ATTEST:

Amy L. Crane
AMY L. CRANE
CITY SECRETARY

PRESENTED, PASSED and ADOPTED on the second reading this the 5 day of
April, 2016, by 4 affirmative votes at a meeting of the City Council of the City
of Florence, Texas.

THE CITY OF FLORENCE

BY: Mary Condon
MARY CONDON, MAYOR

ATTEST:

Amy L. Crane
AMY L. CRANE
CITY SECRETARY



CERTIFICATE OF ADOPTION

STATE OF TEXAS

§
§
§
§

COUNTY OF WILLIAMSON

I, AMY L. CRANE, being the current City Secretary of the City of Florence, Texas, do hereby certify that the attached is a true and correct copy of Ordinance No. 03012016-01, passed and approved by the City Council of the City of Florence, Texas, on the 5 day of April 2016, and such Ordinance was duly adopted at a meeting open to the public and notice of said meeting, giving the date, place, and subject thereof, was posted as prescribed by Government Code Section 551.043.

I further certify that such Ordinance was published in one issue of the Williamson County Sun, the official newspaper of the City, which is a weekly newspaper, in accordance with Section 52.011 (a) (2) of the Texas Local Government Code. Upon its receipt, an affidavit of the publisher shall be filed with this certificate verifying the publication hereof.

Witness my hand and seal of office this 5 day of April, 2016.



AMY L. CRANE
CITY SECRETARY