

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING THE CITY OF PFLUGERVILLE, TEXAS CODE OF ORDINANCES, CHAPTER 72 REGARDING SCHOOL ZONE / SPEED LIMITS ON CITY STREETS; ESTABLISHING SCHOOL ZONES ON WOLF PACK DRIVE, PLEASANTON PKWY, AND BENICA ST; PROVIDING FOR A PENALTY CLAUSE; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Pflugerville, Texas is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, pursuant to Section 545.356 of the Texas Transportation Code, the City of Pflugerville, Texas has the authority to establish prima facie maximum reasonable and prudent speeds within its corporate boundaries for vehicles on streets and highways; and

WHEREAS, pursuant to Section 542.202 of the Texas Transportation Code, the City of Pflugerville, Texas has the authority to designate school zones; and

WHEREAS, the city council of the City of Pflugerville recognizes that it is necessary to regulate traffic near schools to promote the safety of children going to or from school; and

WHEREAS, the city council of the City of Pflugerville deems it necessary to provide a reduced speed limit for a period of time that is of sufficient length to protect children going to and from school; and

WHEREAS, the City of Pflugerville has heretofore adopted Chapter 72 Traffic Schedules; Schedule II Speed Limits on City Streets which includes regulating school zone speed limits within the City of Pflugerville; and

WHEREAS, the City Council deems it necessary and advisable to establish or amend certain school zones within the city in which a 20-mph speed limit will apply.

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

Section 1. City Code Amended. Chapter 72, Schedule II of the City of Pflugerville, Texas Code of Ordinances is hereby amended by replacing the current speed limits with the following school speed limits for the corresponding street sections:

<i>Street</i>	<i>Direction of Traffic</i>	<i>Location</i>	<i>Speed Limit (MPH)</i>
Wolf Pack Drive	Eastbound Direction	Beginning approximately 600 feet east of Weiss Lane and ends approximately 200 feet east of Casanova Ave	20 mph 6:55 AM to 9:15 AM; 2:30 PM to 4:45 PM and when school speed zone device is flashing
	Westbound Direction	Beginning approximately 600 feet east of Weiss Lane and ends approximately 200 feet east of Casanova Ave.	20 mph 6:55 AM to 9:15 AM; 2:30 PM to 4:45 PM and when school speed zone device is flashing
Benica St.	Northbound and Southbound	Beginning at Pleasanton Pkwy (South) to Wolf Pack Dr. (North).	20 mph 6:55 AM to 9:15 AM; 2:30 PM to 4:45 PM and when school speed zone device is flashing
Pleasanton Pkwy	Eastbound and Westbound	Beginning approximately 200 feet East of Weiss Lane intersection (West) and ending approximately 780 feet east of Benica Street (East)	20 mph 6:55 AM to 9:15 AM; 2:30 PM to 4:45 PM and when school speed zone device is flashing

Section 2. Penalty. That a violation of this Ordinance shall be an offense punishable upon conviction as prescribed in Title VII, Chapter 70, Section 71.99 of the City's Code of Ordinances.

Section 3. Severability. If any provision of this Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of this Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

Section 4. Repealer. This ordinance shall be cumulative of all other ordinances of the City of Pflugerville, and this ordinance shall not operate to repeal or affect any other ordinances of the City of Pflugerville except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this ordinance, in which event such conflicting provisions, if any, are hereby repealed.

Section 5. Effective Date. This Ordinance will take effect upon its adoption by the City Council in accordance with the provisions of Section 3.15(d) of the City Charter.

PASSED AND APPROVED this _____ day of _____ 2021.

[SIGNATURE PAGE FOLLOWS]

CITY OF PFLUGERVILLE, TEXAS

By: _____
Victor Gonzales, Mayor

ATTEST:

Trista Evans, City Secretary

APPROVED AS TO FORM:

Charles E. Zech, City Attorney
DENTON NAVARRO ROCHA BERNAL & ZECH, P.C.