

**NOTICE OF A SPECIAL-CALLED MEETING  
OF THE GOVERNING BODY  
OF THE CITY OF MIDLOTHIAN, TEXAS  
Tuesday, September 2, 2014  
6:00 p.m.**

Pursuant to the provisions of Chapter 551 VTCA Government Code, notice is hereby given of a Special-Called Meeting of the Midlothian City Council, to be held in the City Council Chambers at Midlothian City Hall, 104 West Avenue E, Midlothian, Texas

**REGULAR AGENDA**

- 2014-347 Call to Order, Invocation and Pledge of Allegiance
- 2014-348 Consider and act upon an ordinance amending Ordinance No. 2009-28, as amended by Ordinance No. 2013-11, by amending the "*TABLE OF SCHOOL SPEED ZONES*" (*ATTACHED as EXHIBIT A*) to establish new school speed zones on FM 1387 and Walnut Grove Road as described in Exhibit A; postings and/or signalization shall set maximum speed and hours of enforcement; authorizing erection of appropriate signs; providing for a cumulative effect; providing for a penalty; providing for a severability clause; and setting an effective date.

**PUBLIC HEARINGS**

- 2014-349 Conduct a public hearing regarding the proposed FY 2014-2015 tax rate increase, and schedule and announce the date, time and place of the meeting to adopt the tax rate

**WORK SESSION**

- 2014-350 Review and discuss proposed residential landscaping standards, tree preservation requirements, and garage paving standards and direct staff accordingly
- 2014-351 Adjourn

I, Tammy Varner, City Secretary of the City of Midlothian, Texas, do hereby certify that this Notice of Meeting was posted on the front window of City Hall, 104 West Avenue E, Midlothian, Texas, at a place readily accessible to the general public at all times, no later than the 29<sup>th</sup> day of August, 2014 at or before 6:00 p.m.

  
Tammy Varner, City Secretary

**This facility is wheelchair accessible and accessible parking spaces are available.  
Requests for reasonable accommodations must be made 48 hours prior to this meeting.  
Please contact the City Secretary at 775-3481 for further information.**

## AGENDA ITEM 2014-348

### AGENDA CAPTION:

Consider and act upon an ordinance amending Ordinance No. 2009-28, as amended by Ordinance No. 2013-11, by amending the “*TABLE OF SCHOOL SPEED ZONES*” (*ATTACHED as EXHIBIT A*) to establish new school speed zones on FM 1387 and Walnut Grove Road as described in Exhibit A; postings and/or signalization shall set maximum speed and hours of enforcement; authorizing erection of appropriate signs; providing for a cumulative effect; providing for a penalty; providing for a severability clause; and setting an effective date.

### ITEM SUMMARY/BACKGROUND:

With the completion of Heritage High School, new school speed zones will need to be established along FM 1387 and Walnut Grove Road. These initial signs along FM 1387 and Walnut Grove Road will be temporary until the permanent school zone flashing beacon signs are erected as part of the FM 1387 realignment project.

### SPECIAL CONSIDERATION:

The only item changing in Ordinance 2009-28 will be Exhibit A – “Table of School Speed Zones”, which will now include FM 1387 and Walnut Grove Road. The remainder of the ordinance will be the same.

A copy of the original Agenda Item (2009-222), which established the new school speed zones, has been attached for Council reference.

### FINANCIAL IMPACT/FUNDING SOURCE:

Funding for signs and posts is available in Department 620 (line item 341).

### ATTACHMENTS:

1. Amended School Speed Zone Ordinance with Exhibit A
2. Layout of Proposed School Speed Zones
3. Agenda Item 2009-222 with copies of Ordinance 2013-11 and Ordinance 2009-28
4. Comments from Don Stout, City Attorney

### ALTERNATIVES:

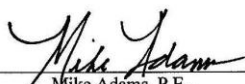
Approve or Deny.

### RECOMMENDATION:

Staff recommends **approval** as presented.

### SUBMITTED BY and TO BE PRESENTED BY:

Mike Adams, P.E., Executive Director of Engineering & Utilities  
For the September 2, 2014 Council meeting.



\_\_\_\_\_  
Mike Adams, P.E.,  
Executive Director of Engineering & Utilities

**REVIEWED BY:**

  
Tammy Varner, City Secretary

**APPROVED BY:**

  
Don Hastings, City Manager

## **ORDINANCE NO. 2014-**

An Ordinance of the City of Midlothian, Texas, amending Ordinance No. **2009-28**, as amended by Ordinance No. 2013-11, by amending the "Table of School Speed Zones" (Attached as Exhibit A); providing for a cumulative effect; providing for a penalty that any violation of the terms of this Ordinance is declared to be a misdemeanor, and any person found to be guilty thereof shall be punishable by a fine not to exceed two hundred dollars (\$200.00); each occurrence that such violation continues shall constitute a separate offense and shall be punishable accordingly; providing for a severability clause; and setting an effective date.

**WHEREAS**, Section 545.356, Transportation Code, V.A.T.S., provides that whenever the governing body of the City shall determine speed therein set forth is greater or less than is reasonable or safe under the conditions found to exist at any intersection or other place or upon any part of a street or highway within the City, taking into consideration the width and condition of the pavement and other circumstances on such portion of said street or highway, as well as the usual traffic thereon, said governing body may determine with passage of an ordinance, which shall be effective when appropriate signs giving notice thereof are erected at such intersection or other place or part of the street or highway,

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

### **SECTION 1. Areas Designated for School Speed Zone and Maximum Speed.**

Upon the basis of a traffic investigation heretofore made as authorized by the provisions of Section 545.356, Transportation Code, V.A.T.S., the following prima facie speed limit hereafter indicated for vehicles are hereby determined and declared to be reasonable and safe; and such speed limit is hereby fixed at the rate of speed indicated for vehicles traveling upon the named street, or part thereof, described as follows:

That from and after the date of the passage of this school speed zone ordinance, no motor vehicle shall be operated along and within the corporate limits of the City of Midlothian in excess of the speed now set forth within the designated limits as described in the "*Table of School Speed Zones*" (Attached as Exhibit A).

### **SECTION 2. Cumulative Effect.**

This Ordinance shall be cumulative of all other ordinances of the City of Midlothian, Texas and shall not repeal any of the provisions of such ordinances, except in those instances where provisions of such ordinances are in direct conflict with the provisions of this Ordinance.

### **SECTION 3. Penalty.**

Any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any amount not to exceed Two Hundred Dollars (\$200.00), and each occurrence that such violation continues shall constitute a separate offense and shall be punishable accordingly.

**SECTION 4. Severability.**

That should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional.

**SECTION 5. Effective Date.**

This Ordinance shall take effect immediately upon and after the passage, enrollment, and publication in the manner required by law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MIDLOTHIAN, TEXAS on this the 2nd day of September, 2014.

APPROVED:

\_\_\_\_\_  
Bill Houston, Mayor

ATTEST:

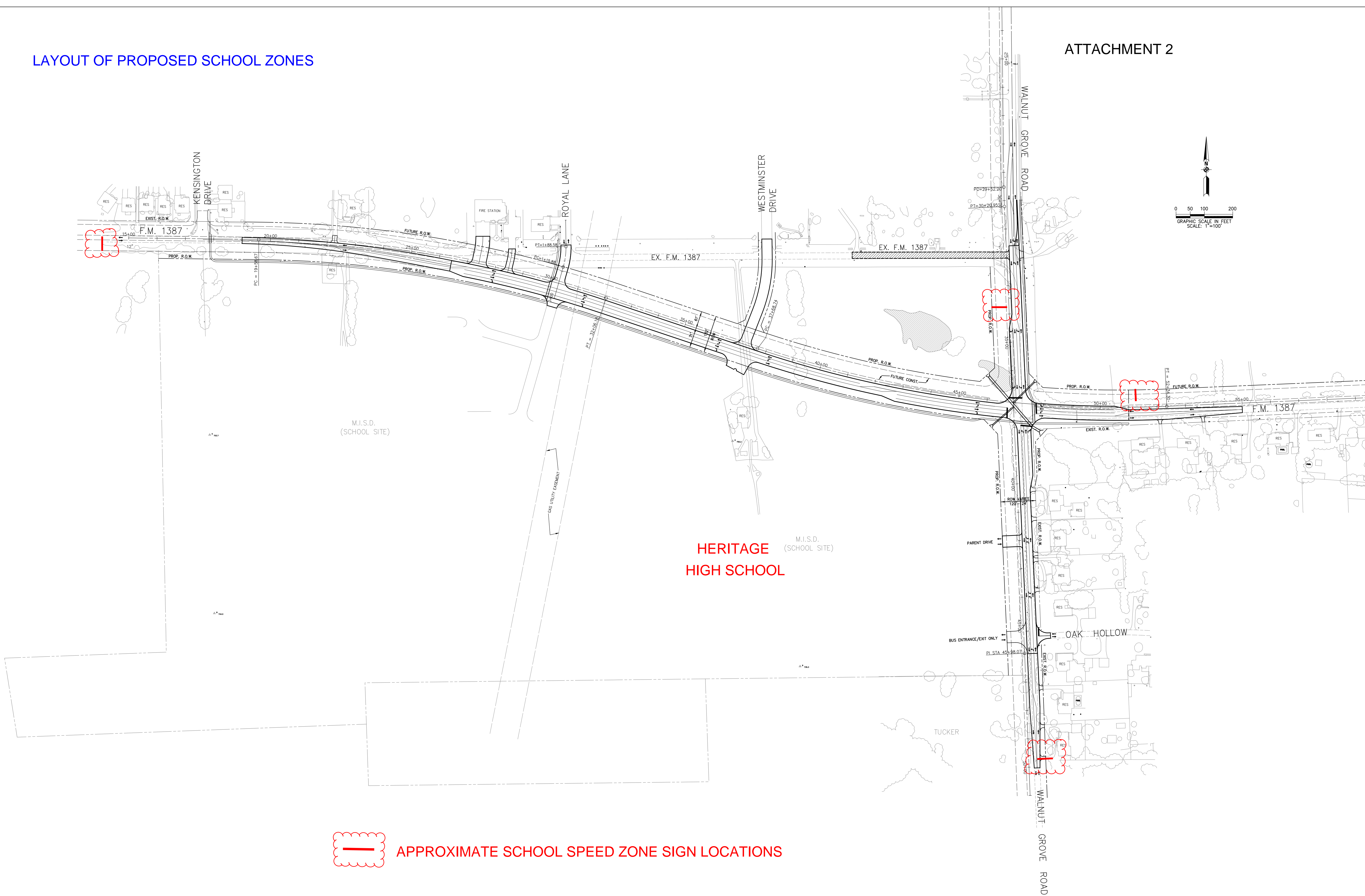
APPROVED AS TO FORM:

\_\_\_\_\_  
Tammy Varner, City Secretary

\_\_\_\_\_  
Don Stout, City Attorney

City of Midlothian  
Exhibit A  
Table of School Speed Zones

STREET	EXTEND FROM (1)	EXTEND TO (1)	SCHOOL	SPEED (MPH)	SCHOOL (SZ)
George Hopper Rd	East of Silken Crossing	West of S. 14th St	Frank Seale Middle School	20	SZ
S. 14th St	North of George Hopper Rd	South of George Hopper Rd	Frank Seale Middle School	20	SZ
<b>FM 1387</b>	<b>East of Walnut Grove Rd</b>	<b>West of Kensington Dr</b>	<b>Heritage High School</b>	<b>35</b>	<b>SZ</b>
<b>Walnut Grove Rd</b>	<b>North of FM 1387</b>	<b>South of Oak Hollow Rd</b>	<b>Heritage High School</b>	<b>35</b>	<b>SZ</b>
Church St	Henderson St	US Hwy 67 Frontage Rd	JA Vitovsky Elementary	20	SZ
Henderson St	North 9th St	US Hwy 67 Frontage Rd	JA Vitovsky Elementary	20	SZ
North 9th St	North of Henderson St	South of Valley View Ln	JA Vitovsky Elementary	20	SZ
S. 2nd St	W. Ave I	North of W. Ave H	JR Irvin Elementary	20	SZ
S. 3rd St	W. Ave H	Business 287 (W Main St)	JR Irvin Elementary	20	SZ
S. 4th St	W. Ave I	North of W. Ave H	JR Irvin Elementary	20	SZ
Spur 73	South of W. Ave I	North of W. Ave H	JR Irvin Elementary	20	SZ
W. Ave H	S. 3rd St	West of S. 2nd St	JR Irvin Elementary	20	SZ
W. Ave H	S. 4th St	East of S. 4th St	JR Irvin Elementary	20	SZ
W. Ave I	S. 5th St	S. 2nd St	JR Irvin Elementary	20	SZ
Sudith Ln	City limits just North of Sunbeam Ct	South of Somerset Dr	LaRue Miller Elementary	20	SZ
Branchwood Dr	South of Meadow Glen Dr	North of Meadow Glen Dr	Longbranch Elementary	20	SZ
FM 1387	West of Branchwood Dr	approximate intersection at Bryson Ln	Longbranch Elementary	30	SZ
Meadow Glen Dr	Branchwood Dr	East of Branchwood Dr	Longbranch Elementary	20	SZ
FM 663	North of George Hopper Rd	North of Stiles Dr	Midlothian High School	35	SZ
George Hopper Rd	East of FM 663	FM 663	Midlothian High School	20	SZ
S. 5th St	South of Walter Stephenson Rd	North of Florida Ave	Midlothian High School	20	SZ
Walter Stephenson Rd	West of S. 5th St	FM 663	Midlothian High School	20	SZ
Charisma Dr	Tower Rd	Escapade Ct	Mt Peak Elementary	20	SZ
FM 663	North of McAlpin Rd	North of Tower Rd	Mt Peak Elementary	35	SZ
Baltic Ave	Park Place Blvd	Mockingbird Ln	TE Baxter Elementary	20	SZ
Mediterranean Ave	Baltic Ave	South of Baltic Ave	TE Baxter Elementary	20	SZ
Mockingbird Ln	West of Park Place Blvd	East of Baltic Ave	TE Baxter Elementary	20	SZ
Oriental Ave	Baltic Ave	East of Baltic Ave	TE Baxter Elementary	20	SZ
Pacific Ave	Baltic Ave	Southeast of Baltic Ave	TE Baxter Elementary	20	SZ
Park Place Blvd	North of St. James Place	Mockingbird Ln	TE Baxter Elementary	20	SZ
Mockingbird Ln	East of school boundary	West of Walnut Grove Rd	Walnut Grove Middle School	20	SZ
Walnut Grove Rd	South of school boundary	North of Mockingbird Ln	Walnut Grove Middle School	20	SZ
<b>(1) Actual boundaries/limits to be as signed and/or signalized along the roadway.</b>					



 APPROXIMATE SCHOOL SPEED ZONE SIGN LOCATIONS





## AGENDA ITEM 2009-222

### AGENDA CAPTION:

Consider and act upon an Ordinance repealing Ordinance No.'s 330, 397, 398, 86-29, 86-30, 86-32, 86-44, 86-45, 86-46, 88-15, 95-15, 96-11, 98-08, 98-84, 98-85, 2006-38, 2008-15, 2008-34 and 2008-46 and establishing new school speed zones as described in the "TABLE OF SCHOOL SPEED ZONES" (ATTACHED as EXHIBIT A); postings and/or signalization shall set maximum speed and hours of enforcement; authorizing erection of appropriate signs; providing for a cumulative effect; providing for a penalty; providing for a severability clause; and setting an effective date.

### ITEM SUMMARY/BACKGROUND:

City staff has continued to work with Midlothian Independent School District (MISD) administrators to address and relieve concerns/issues associated with school speed zones. Applicable times within these zones may vary by campus and are subject to change each school year. Therefore, staff will continue to coordinate with MISD administrators to help insure the safety of the students through the designation of appropriate speed zone limits, as well as time periods.

This Ordinance will repeal all outdated ordinances and establish new, standardized school speed zones. All zones shall be posted within the boundaries as described in the attached Table of School Speed Zones (listed by: street name, extend from, extend to, school, and speed) by either signs and/or signalization. Future revisions will be simplified by amending this Ordinance and Table.

### SPECIAL CONSIDERATION:

Ordinance 98-69, which is to remain in full force and effect, reduced the speed limit to 20 mph for Park Place (within the corporate limits of the City of Midlothian). Signs are posted that affect T.E. Baxter Elementary times of operation within the established school zone.

The proposed school speed zones were established based on the guidance criteria contained within the Texas Manual on Uniform Traffic Control Devices (Texas MUTCD). A copy of the applicable section from the manual has been enclosed for Council's reference. In addition, staff has coordinated with appropriate MISD and Police Department personnel regarding these zones.

As a result of this coordination, MISD has requested that the zones be enforced during the following time periods:

Elementary Schools	7:15 a.m.	8:00 a.m.
	2:30 p.m.	3:15 p.m.
Middle Schools	8:00 a.m.	9:00 a.m.
	3:30 p.m.	4:30 p.m.
High School	8:00 a.m.	9:00 a.m.
	3:30 p.m.	4:30 p.m.

### FINANCIAL IMPACT/FUNDING SOURCE:

Funding for signs and posts is available in Department 620 (line item 341).



**ATTACHMENTS:**

1. Proposed School Speed Zone Ordinance
2. Table of School Speed Zones – Exhibit A
3. Layouts of Existing and Proposed School Speed Zones
4. Comments from Don Stout, City Attorney
5. Texas MUTCD pages 7B-6, 7B-7 and 7B-8

**ALTERNATIVES:**

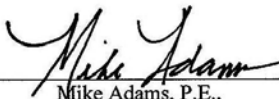
Approve or Deny.

**RECOMMENDATION:**

Staff recommends **approval** of the school speed zone ordinance as presented.

**SUBMITTED BY and TO BE PRESENTED BY:**

Mike Adams, P.E., Executive Director of Engineering & Utilities  
For the June 23, 2009 Council meeting.

  
\_\_\_\_\_  
Mike Adams, P.E.,  
Executive Director of Engineering & Utilities

**REVIEWED BY:**

  
\_\_\_\_\_  
Tammy Varner, Deputy City Secretary

**APPROVED BY:**

  
\_\_\_\_\_  
Don Hastings, City Manager

## ORDINANCE NO. 2013-11

**AN ORDINANCE OF THE CITY OF MIDLOTHIAN, TEXAS, AMENDING ORDINANCE NO. 2009-28, "TABLE OF SCHOOL SPEED ZONES" (ATTACHED AS EXHIBIT A); PROVIDING FOR A CUMULATIVE EFFECT; PROVIDING FOR A PENALTY THAT ANY VIOLATION OF THE TERMS OF THIS ORDINANCE IS DECLARED TO BE A MISDEMEANOR, AND ANY PERSON FOUND TO BE GUILTY THEREOF SHALL BE PUNISHABLE BY A FINE NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00); EACH OCCURRENCE THAT SUCH VIOLATION CONTINUES SHALL CONSTITUTE A SEPARATE OFFENSE AND SHALL BE PUNISHABLE ACCORDINGLY; PROVIDING FOR A SEVERABILITY CLAUSE; AND SETTING AN EFFECTIVE DATE.**

WHEREAS, Section 545.356, Transportation Code, V.A.T.S., provides that whenever the governing body of the City shall determine speed therein set forth is greater or less than is reasonable or safe under the conditions found to exist at any intersection or other place or upon any part of a street or highway within the City, taking into consideration the width and condition of the pavement and other circumstances on such portion of said street or highway, as well as the usual traffic thereon, said governing body may determine with passage of an ordinance, which shall be effective when appropriate signs giving notice thereof are erected at such intersection or other place or part of the street or highway,

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

### **SECTION 1. Areas Designated for School Speed Zone and Maximum Speed.**

Upon the basis of a traffic investigation heretofore made as authorized by the provisions of Section 545.356, Transportation Code, V.A.T.S., the following prima facie speed limit hereafter indicated for vehicles are hereby determined and declared to be reasonable and safe; and such speed limit is hereby fixed at the rate of speed indicated for vehicles traveling upon the named street, or part thereof, described as follows:

That from and after the date of the passage of this school speed zone ordinance, no motor vehicle shall be operated along and within the corporate limits of the City of Midlothian in excess of the speed now set forth within the designated limits as described in the "*Table of School Speed Zones*" (Attached as Exhibit A).

### **SECTION 2. Cumulative Effect.**

This Ordinance shall be cumulative of all other ordinances of the City of Midlothian, Texas and shall not repeal any of the provisions of such ordinances, except in those instances where provisions of such ordinances are in direct conflict with the provisions of this Ordinance.

### **SECTION 3. Penalty.**

Any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any amount not to exceed Two Hundred Dollars (\$200.00), and each occurrence that such violation continues shall constitute a separate offense and shall be punishable accordingly.

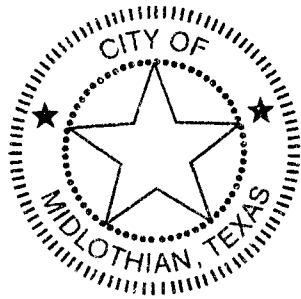
**SECTION 4. Severability.**

That should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional.

**SECTION 5. Effective Date.**

This Ordinance shall take effect immediately upon and after the passage, enrollment, and publication in the manner required by law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MIDLOTHIAN, TEXAS on this the 12th day of March, 2013.



APPROVED:

*Bill Houston*

Bill Houston, Mayor

ATTEST:

APPROVED AS TO FORM:

*Tammy Varner*  
Tammy Varner, City Secretary

*Don Stout*  
Don Stout, City Attorney

City of Midlothian, Texas  
Exhibit A  
Table of School Speed Zones

STREET	EXTEND FROM (1)	EXTEND TO (1)	SCHOOL	SPEED (MPH)	SCHOOL (SZ)
George Hopper Rd	East of Silken Crossing	West of S. 14th St	Frank Seale Middle School	20	SZ
S. 14th St	North of George Hopper Rd	South of George Hopper Rd	Frank Seale Middle School	20	SZ
Church St	Henderson St	US Hwy 67 Frontage Rd	JA Vitovsky Elementary	20	SZ
Henderson St	North 9th St	US Hwy 67 Frontage Rd	JA Vitovsky Elementary	20	SZ
North 9th St	North of Henderson St	South of Valley View Ln	JA Vitovsky Elementary	20	SZ
S. 2nd St	W. Ave I	North of W. Ave H	JR Irvin Elementary	20	SZ
S. 3rd St	W. Ave H	Business 287 (W Main St)	JR Irvin Elementary	20	SZ
S. 4th St	W. Ave I	North of W. Ave H	JR Irvin Elementary	20	SZ
Spur 73	South of W. Ave I	North of W. Ave H	JR Irvin Elementary	20	SZ
W. Ave H	S. 3rd St	West of S. 2nd St	JR Irvin Elementary	20	SZ
W. Ave H	S. 4th St	East of S. 4th St	JR Irvin Elementary	20	SZ
W. Ave I	S. 5th St	S. 2nd St	JR Irvin Elementary	20	SZ
Sudith Ln	City limits just North of Sunbeam Ct	South of Somerset Dr	LaRue Miller Elementary	20	SZ
Branchwood Dr	South of Meadow Glen Dr	North of Meadow Glen Dr	Longbranch Elementary	20	SZ
FM 1387	West of Branchwood Dr	approximate intersection at Bryson Ln	Longbranch Elementary	30	SZ
<b>Meadow Glen Dr</b>	<b>Branchwood Dr</b>	<b>East of Branchwood Dr</b>	<b>Longbranch Elementary</b>	<b>20</b>	<b>SZ</b>
FM 663	North of George Hopper Rd	North of Stiles Dr	Midlothian High School	35	SZ
George Hopper Rd	East of FM 663	FM 663	Midlothian High School	20	SZ
S. 5th St	South of Walter Stephenson Rd	North of Florida Ave	Midlothian High School	20	SZ
Walter Stephenson Rd	West of S. 5th St	FM 663	Midlothian High School	20	SZ
Charisma Dr	Tower Rd	Escapade Ct	Mt Peak Elementary	20	SZ
FM 663	North of McAlpin Rd	North of Tower Rd	Mt Peak Elementary	35	SZ
Baltic Ave	Park Place Blvd	Mockingbird Ln	TE Baxter Elementary	20	SZ
Mediterranean Ave	Baltic Ave	South of Baltic Ave	TE Baxter Elementary	20	SZ
Mockingbird Ln	West of Park Place Blvd	East of Baltic Ave	TE Baxter Elementary	20	SZ
Oriental Ave	Baltic Ave	East of Baltic Ave	TE Baxter Elementary	20	SZ
Pacific Ave	Baltic Ave	Southeast of Baltic Ave	TE Baxter Elementary	20	SZ
Park Place Blvd	North of St. James Place	Mockingbird Ln	TE Baxter Elementary	20	SZ
Mockingbird Ln	East of school boundary	West of Walnut Grove Rd	Walnut Grove Middle School	20	SZ
Walnut Grove Rd	South of school boundary	North of Mockingbird Ln	Walnut Grove Middle School	20	SZ

(1) Actual boundaries/limits to be as signed and/or signalized along the roadway.

**ORDINANCE 2009-28**

**AMENDED BY:**

**2013-11**

## ORDINANCE NO. 2009-28

An Ordinance of the City of Midlothian, Texas, repealing Ordinance No.'s **330, 397, 398, 86-29, 86-30, 86-32, 86-44, 86-45, 86-46, 88-15, 95-15, 96-11, 98-08, 98-84, 98-85, 2006-38, 2008-15, 2008-34 and 2008-46** and establishing new **school speed zones** as described in the "Table of School Speed Zones" (Attached as Exhibit A); said areas to be controlled and maintained by the City of Midlothian; postings and/or signalization shall set maximum speed and hours of enforcement; authorize erection of appropriate signs; providing for a cumulative effect; providing for a repealer clause; providing for a penalty that any violation of the terms of this Ordinance is declared to be a misdemeanor, and any person found to be guilty thereof shall be punishable by a fine not to exceed two hundred dollars (\$200.00); each occurrence that such violation continues shall constitute a separate offense and shall be punishable accordingly; providing for a severability clause; and setting an effective date.

**WHEREAS**, Section 545.356, Transportation Code, V.A.T.S., provides that whenever the governing body of the City shall determine speed therein set forth is greater or less than is reasonable or safe under the conditions found to exist at any intersection or other place or upon any part of a street or highway within the City, taking into consideration the width and condition of the pavement and other circumstances on such portion of said street or highway, as well as the usual traffic thereon, said governing body may determine with passage of an ordinance, which shall be effective when appropriate signs giving notice thereof are erected at such intersection or other place or part of the street or highway,

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

### **SECTION 1. Areas Designated for School Speed Zone and Maximum Speed.**

Upon the basis of a traffic investigation heretofore made as authorized by the provisions of Section 545.356, Transportation Code, V.A.T.S., the following prima facie speed limit hereafter indicated for vehicles are hereby determined and declared to be reasonable and safe; and such speed limit is hereby fixed at the rate of speed indicated for vehicles traveling upon the named street, or part thereof, described as follows:

That from and after the date of the passage of this school speed zone ordinance, no motor vehicle shall be operated along and within the corporate limits of the City of Midlothian in excess of the speed now set forth within the designated limits as described in the "*Table of School Speed Zones*" (Attached as Exhibit A).

### **SECTION 2. Days and Times of Operation.**

Said school speed zones shall be in operation on all school days and within the time periods as posted.

### **SECTION 3. Authorize Erection of Appropriate Signs.**

The City Manager or their designee is hereby authorized to cause to be erected, appropriate signs and/or signalization indicating such school speed zones.

**SECTION 4. Cumulative Effect.**

This Ordinance shall be cumulative of all other ordinances of the City of Midlothian, Texas and shall not repeal any of the provisions of such ordinances, except in those instances where provisions of such ordinances are in direct conflict with the provisions of this Ordinance.

**SECTION 5. Repealer Clause.**

This Ordinance shall hereby repeal Ordinance No.'s 330, 397, 398, 86-29, 86-30, 86-32, 86-44, 86-45, 86-46, 88-15, 95-15, 96-11, 98-08, 98-84, 98-85, 2006-38, 2008-15, 2008-34 and 2008-46 in their entirety.

**SECTION 6. Penalty.**

Any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any amount not to exceed Two Hundred Dollars (\$200.00), and each occurrence that such violation continues shall constitute a separate offense and shall be punishable accordingly.

**SECTION 7. Severability.**

That should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional.

**SECTION 8. Effective Date.**

This Ordinance shall take effect immediately upon and after the passage, enrollment, and publication in the manner required by law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MIDLOTHIAN, TEXAS on this the 23<sup>rd</sup> day of June, 2009.



APPROVED:

*Boyce L. Whatley*  
\_\_\_\_\_  
Boyce L. Whatley, Mayor

ATTEST:

*Lou Jameson*  
\_\_\_\_\_  
Lou Jameson, City Secretary

APPROVED AS TO FORM:

*Don Stout*  
\_\_\_\_\_  
Don Stout, City Attorney



City of Midlothian, Texas  
Exhibit A  
Table of School Speed Zones

STREET	EXTEND FROM (1)	EXTEND TO (1)	SCHOOL	SPEED (MPH)	SCHOOL (SZ)
George Hopper Rd	East of Silken Crossing	West of S. 14th St	Frank Seale Middle School	20	SZ
S. 14th St	North of George Hopper Rd	South of George Hopper Rd	Frank Seale Middle School	20	SZ
Church St	Henderson St	US Hwy 67 Frontage Rd	JA Vitovsky Elementary	20	SZ
Henderson St	North 9th St	US Hwy 67 Frontage Rd	JA Vitovsky Elementary	20	SZ
North 9th St	North of Henderson St	South of Valley View Ln	JA Vitovsky Elementary	20	SZ
S. 2nd St	W. Ave I	North of W. Ave H	JR Irvin Elementary	20	SZ
S. 3rd St	W. Ave H	Business 287 (W Main St)	JR Irvin Elementary	20	SZ
S. 4th St	W. Ave I	North of W. Ave H	JR Irvin Elementary	20	SZ
Spur 73	South of W. Ave I	North of W. Ave H	JR Irvin Elementary	20	SZ
W. Ave H	S. 3rd St	West of S. 2nd St	JR Irvin Elementary	20	SZ
W. Ave H	S. 4th St	East of S. 4th St	JR Irvin Elementary	20	SZ
W. Ave I	S. 5th St	S. 2nd St	JR Irvin Elementary	20	SZ
Sudith Ln	City limits just North of Sunbeam Ct	South of Somerset Dr	LaRue Miller Elementary	20	SZ
Branchwood Dr	South of Meadow Glen Dr	North of Meadow Glen Dr	Longbranch Elementary	20	SZ
FM 1387	West of Branchwood Dr	approximate intersection at Bryson Ln	Longbranch Elementary	30	SZ
FM 663	North of George Hopper Rd	North of Stiles Dr	Midlothian High School	35	SZ
George Hopper Rd	East of FM 663	FM 663	Midlothian High School	20	SZ
S. 5th St	South of Walter Stephenson Rd	North of Florida Ave	Midlothian High School	20	SZ
Walter Stephenson Rd	West of S. 5th St	FM 663	Midlothian High School	20	SZ
Charisma Dr	Tower Rd	McAlpin Rd	Mt Peak Elementary	20	SZ
FM 663	North of McAlpin Rd	North of Tower Rd	Mt Peak Elementary	35	SZ
McAlpin Rd	East of Charisma Dr	West of Charisma Dr	Mt Peak Elementary	20	SZ
Baltic Ave	Park Place Blvd	Mockingbird Ln	TE Baxter Elementary	20	SZ
Mediterranean Ave	Baltic Ave	South of Baltic Ave	TE Baxter Elementary	20	SZ
Mockingbird Ln	West of Park Place Blvd	East of Baltic Ave	TE Baxter Elementary	20	SZ
Oriental Ave	Baltic Ave	East of Baltic Ave	TE Baxter Elementary	20	SZ
Pacific Ave	Baltic Ave	Southeast of Baltic Ave	TE Baxter Elementary	20	SZ
Park Place Blvd	North of St. James Place	Mockingbird Ln	TE Baxter Elementary	20	SZ
Mockingbird Ln	East of school boundary	West of Walnut Grove Rd	Walnut Grove Middle School	20	SZ
Walnut Grove Rd	South of school boundary	North of Mockingbird Ln	Walnut Grove Middle School	20	SZ
<b>(1) Actual boundaries/limits to be as signed and/or signalized along the roadway.</b>					

Ordinance 2009-28 June 23, 2009

From: Frontdesk <receptionistcs@sbcglobal.net>  
Sent: Tuesday, August 26, 2014 3:14 PM  
To: Judy Ford  
Cc: Raquel Littlejohn  
Subject: RE: School Speed Zone Ord.

Judy-

The legal form of the proposed School Speed Zone Ord. is fine.

Call if you have any questions.

Thanks,

Don

Marisela Tobias  
Colvin & Stout, P.C.  
P.O. Box 597  
Ennis, Texas 75120  
Phone: 972-875-3822  
Fax: 972-875-3823  
receptionistcs@sbcglobal.net