

ORDINANCE NO. 2150

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF ALAMO HEIGHTS, TEXAS, AMENDING CHAPTER 18, TRAFFIC, SECTION 18-147, SCHEDULE B, STOP SIGNS, (2) FOUR WAY STOP SIGNS, BY ADDING "ARGO AVENUE AT THE INTERSECTION WITH IMLAY STREET"; PROVIDING FOR A PENALTY; PROVIDING A SEVERABILITY CLAUSE; OPEN MEETINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the regulation of traffic, motor vehicles and conveyances upon all public streets, roadway and right-of-ways within the City limits of the City of Alamo Heights (the "City") is essential and necessary to protect the traveling public and to preserve and protect the public safety of the City; and

WHEREAS, sections 311.001 and 542.202(a) (10) of the Texas Transportation Code provides that a municipality has exclusive control over and under the public highways, streets, and alleys of the municipality and the authority to designate traffic control devices; and

WHEREAS, Section 18-98 of the City Code provides that the City Council may designate any street intersection as a stop intersection and designate the streets upon which vehicles shall stop before entering such intersection; and

WHEREAS, residents in the 300 and 400 blocks of Argo Avenue have requested consideration to replace the existing two way stop intersection on Imlay Street with Argo Avenue with an all-way stop at that intersection and the police department previously studied the intersection and found that a four-way stop would benefit the area; and

WHEREAS, the City Council of the City finds that the safety and welfare of the citizens of the City requires that a new all-way stop intersection on Argo Avenue at the intersection with Imlay Street;

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

SECTION 1: Findings. The recitals are hereby found to be true and correct and are hereby incorporated as part of this Ordinance.

SECTION 2: Amendments to Chapter 18. Chapter 18 ("Traffic ") Section 18-147 shall be amended to add the underline text, which is entitled "Schedule B-Stop Signs" and which shall read as follows:

(2) At the following intersections, four-way stop signs will be installed:

Argo Avenue with Greely Street.

Argo Avenue with Imlay Street.

Castano Avenue with Nacogdoches Road.

SECTION 3. That the City Manager shall cause to be erected and/or maintained "Stop Signs" at the four corners of the intersections of *Argo Avenue* with Imlay Street, creating a four-way stop intersections: and to require every driver of a vehicle to stop at such signs before entering the intersection.

SECTION 4: That Chapter 18 ("Traffic ") Section 18-147 shall be amended, which is entitled "Schedule B-Stop Signs" to include the stop signs identified in Section 2 of this Ordinance.

SECTION 5: That it shall be unlawful for any person to willfully deface, injure, move, remove, obstruct or interfere with any stop sign under the provisions of this ordinance.

SECTION 6: This ordinance is passed pursuant to the authority granted the City by the Texas Transportation Code and any person violating the provisions hereof shall be fined in accordance with state law plus court costs.

SECTION 7. Should there be any conflict between provisions hereof and the provisions of any such prior ordinance, then to the extent of such conflict such prior ordinance is repealed.

SECTION 8. Penalty. This ordinance is passed pursuant to the authority granted the City by Chapter 544 of the Texas Transportation Code and any person violating the provisions hereof shall be fined in accordance with the City approved fine schedule. .

SECTION 9. Severability. If any section, subsection, sentence, clause, phrase, or word of this ordinance is declared unconstitutional or invalid for any purpose, the remainder of this ordinance shall not be affected thereby and to this end the provisions of this ordinance are declared to be severable.

SECTION 10. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

SECTION 11. Effective Date. This ordinance shall be effective from and after its approval and passage in accordance with the Texas Local Government Code and the city charter.

PRESENTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ALAMO HEIGHTS, TEXAS THIS 13th DAY OF JANUARY, 2020.



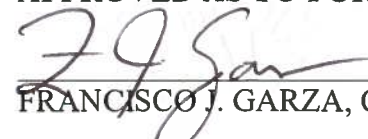
BOBBY ROSENTHAL, MAYOR

ATTEST:



JENNIFER REYNA, CITY SECRETARY

APPROVED AS TO FORM:



FRANCISCO J. GARZA, CITY ATTORNEY