

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AMENDING THE CODE OF ORDINANCES CHAPTER 73 “TRAFFIC SCHEDULES,” SCHEDULE I(A)(13), TO ESTABLISH A SPEED LIMIT OF 20 MILES PER HOUR FOR PLUMDALE DRIVE, EFFECTIVE WHEN A FLASHING SIGNAL IS IN OPERATION, FROM 120’ SOUTH OF THE SOUTH CURB LINE OF TRINITY MILLS ROAD TO 185’ NORTH OF THE NORTH CURB LINE OF SEDGEWAY LANE; PROVIDING THAT PROOF OF A CULPABLE MENTAL STATE SHALL NOT BE REQUIRED; PROVIDING SAVINGS, SEVERABILITY, REPEALER, AND PENALTY CLAUSES; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Carrollton, Texas (the “City”) is a Home Rule municipality possessing the full power of local self-government pursuant to Article 11, Section 5 of the Texas Constitution, Section 51.072 of Texas Local Government Code and its Home Rule Charter;

WHEREAS, Chapter 545, and particularly Sections 545.356 and 545.357 of the Texas Transportation Code, as amended, grants municipalities the authority to prescribe by ordinance reasonable and safe prima facie maximum speed limits to control the operation of motor vehicles near schools;

WHEREAS, Section 542.202 of the Texas Transportation Code, as amended, grants the authority to designate school crossing zones and alter speed limits to facilitate safe crossing of the street by children going to or leaving school during the time the reduced speed limit applies;

WHEREAS, Title 43 Part 1, Chapter 25 of the Texas Administrative Code provides that reduced speed limits should be used for school zones during the hours when children are going to and from school;

WHEREAS, Life School Carrollton is a school located within the City of Carrollton and is part of the Life School Public Charter School District;

WHEREAS, a portion of Plumdale Drive, from 120’ south of the south curb line of Trinity Mills Road to 185’ north of the north curb line of Sedgeway Lane, is located in the City of Carrollton and is adjacent to Life School Carrollton;

WHEREAS, the school zone is effective when a school zone signal is flashing;

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

Section 1

All the above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Ordinance as if copied in their entirety.

Section 2

Chapter 73 Schedule I(A)(13) of the Carrollton City Code is hereby amended by establishing a 20 mph speed limit at the following location:

“Plumdale Drive: From 120’ south of the south curb line of Trinity Mills Road to 185’ north of the north curb line of Sedgeway Lane”

The table included in Section (A)(13) shall remain in full force and effect.

Section 3

Allegation and evidence of a culpable mental state is not required for the proof of an offense defined in Chapter 73 Schedule I Speed Limits.

Section 4

All other provisions of Chapter 73 Schedule I not expressly amended as stated herein shall remain in full force and effect.

Section 5

The provisions of this Ordinance are severable in accordance with Section 10.07 of the Carrollton City Code.

Section 6

This Ordinance shall be cumulative of all other ordinances of the City, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed; provided, however, that any complaint, notice, action, cause of action, or claim which prior to the effective date of this Ordinance has been initiated or has arisen under or pursuant to such other ordinance(s) shall continue to be governed by the provision of that ordinance or those ordinances, and for that purpose that ordinance or those ordinances shall be deemed to remain and shall continue in full force and effect.

Section 7

A conviction of a violation of the terms of this Ordinance shall be a misdemeanor punishable in accordance with Section 10.99 of the Carrollton City Code, as amended.

Section 8

This Ordinance shall take effect immediately from and after its adoption and publication as required by law.

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas this 19th day of November, 2024.

CITY OF CARROLLTON, TEXAS

Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:

Meredith Ladd, City Attorney

APPROVED AS TO CONTENT:

Jonathan Wheat, P.E.
Director of Engineering