

**ORDINANCE NO. 2018-19**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS; AMENDING THE CODE OF ORDINANCES, CHAPTER 12 TITLED "TRAFFIC AND VEHICLES," ARTICLE 12.04 TITLED "TRAFFIC SCHEDULES," SECTION 12.04.004 TITLED "SCHEDULE III: STOP SIGNS;" REPEALING THE PROVISION THAT ESTABLISHED STOP SIGNS LOCATED AT THE INTERSECTION OF FARM STREET AND CHAMBERS STREET AND REPEALING ALL PRIOR ORDINANCES THAT ARE IN CONFLICT HEREWITH; AS ATTACHED IN EXHIBIT A; AND PROVIDING FOR FINDINGS OF FACT, ENACTMENT, EFFECTIVE DATE, REPEALER, SEVERABILITY, AND PROPER NOTICE AND MEETING.**

**WHEREAS,** the City of Bastrop ("City") has the responsibility to address any public health and safety problems; and

**WHEREAS,** the Bastrop City Council ("Council") has received information from the Police Department and Public Works Department regarding the safety of the intersection of Farm Street and Chambers Street; and

**WHEREAS,** on July 23, 2013, the Council determined that it was determined that the intersection of Farm Street and Chambers Street was hazardous and that traffic at this intersection should be controlled by supplementary stop signs in order to protect public health, safety, and welfare; and

**WHEREAS,** on May 22, 2018 and the Council repealed the Ordinance that established the "Chicken Sanctuary;" and

**WHEREAS,** on August 28, 2018, the Council had a discussion and determined that the intersection at Farm Street and Chambers Street was no longer deemed to be hazardous and that the traffic at this intersection was not required to be controlled by supplementary stop signs in order to protect public health, safety, and welfare; and

**WHEREAS,** the City Council has exclusive control over and under its public streets and may control or regulate certain aspects of the movement of vehicles pursuant to Texas Transportation Code Chapter 311.

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

**SECTION 1. FINDINGS OF FACT**

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

**SECTION 2. ENACTMENT**

Chapter 12, Article 12.04, et. Seq. of the Code of Ordinances to the City of Bastrop, which is entitled "TRAFFIC SCHEDULES" is amended to read as described and attached hereto as *Exhibit "A."* City staff is directed to act in accordance with the Council's amendment to *Exhibit "A."*

**SECTION 3. EFFECTIVE DATE**

This Ordinance shall take effect immediately upon passage.

**SECTION 4. REPEALER**

All ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

**SECTION 5. SEVERABILITY**

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

**SECTION 6. PROPER NOTICE & MEETING**

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

**READ & ACKNOWLEDGED** on First Reading on this, the 11<sup>th</sup> day of September 2018.

**READ & APPROVED** on the Second Reading on this, the 25<sup>th</sup> day of September 2018.

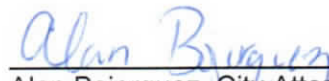

**APPROVED:**

  
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Connie B. Schroeder, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Ann Franklin, City Secretary

**APPROVED AS TO FORM:**

 *w/ permission*  
\_\_\_\_\_  
Alan Bojorquez, City Attorney 

City of Bastrop Code of Ordinances

Chapter 12 – TRAFFIC AND VEHICLES

ARTICLE 12.04 – TRAFFIC SCHEDULES

Sec. 12.04.004 - Schedule III: Stop signs.

The city hereby designates certain particular hazard intersections to be controlled by stop signs. Those intersections described in schedule III, on file in the office of the City Secretary, are hereby declared to be controlled by stop signs for the purposes of this section.

- (1) North side of Agnes Street intersection with and dead ending into Childers Street; and
- (2) West side of Childers Street, at intersection with Agnes Street.
- (3) Northwest corner, at point that Farm Street intersects Fayette Street. (As shown by diagram on exhibit A, attached to Ordinance 2013-14.)
- ~~(4) Northwest corner, at point that Farm Street intersects Chamber Street. (As shown by diagram on exhibit A, attached to Ordinance 2013-14.)~~
- ~~(5) Southeast corner, at point that Farm Street intersects Chamber Street. (As shown by diagram on exhibit A, attached to Ordinance 2013-14.)~~

(Ord. No. 2010-12a, 6-8-10; Ord. No. 2013-14, 7-23-13)