

ORDINANCE NO. 341

AN ORDINANCE OF THE CITY OF MAGNOLIA, TEXAS, ESTABLISHING A SCHOOL ZONE ALONG SANDERS STREET BETWEEN ITS INTERSECTIONS WITH ELM STREET AND FARM TO MARKET ROAD 1774; PROVIDING A SPEED LIMIT OF TWENTY MILES PER HOUR (20 MPH) WITHIN SUCH SCHOOL ZONE BETWEEN THE HOURS OF 5:00 AM AND 6:00 PM ON SCHOOL DAYS; PROVIDING A PENALTY; AND PROVIDING FOR SEVERABILITY.

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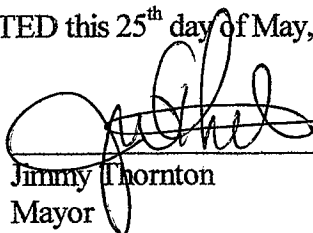
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MAGNOLIA, TEXAS:

Section 1. School Zone Established. That portion of Sanders Street between its intersections with Elm Street and Farm to Market Road 1774 is hereby designated as a school zone, and no person shall drive or operate a vehicle at a speed in excess of twenty (20) miles per hour in such school zone on days in which school is in session, between the hours of 5:00 a.m. and 6:00 p.m., when signs are in place giving notice of such speed limit:

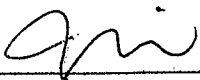
Section 2. Penalty. Any person who violates any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not less than One Dollar (\$1.00) or more than Two Hundred Dollars (\$200.00). Each violation shall constitute a separate offense.

Section 3. Severability. In the event any section, paragraph, subdivision, clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional and the City Council of the City of Magnolia, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

PASSED, APPROVED, AND ADOPTED this 25th day of May, 2004.


Jimmy Thornton
Mayor

ATTEST:



Jane Miller
City Secretary

AFFIDAVIT OF PUBLICATION

Before me, the undersigned authority, on this day personally appeared Denny O'Brien who on his oath stated:

CITY OF MAGNOLIA ORDINANCE 341

An Ordinance of the City of Magnolia, Texas, establishing a school zone along Sanders Street between its intersections with Elm Street and Farm to Market Road 1774; providing a speed limit of twenty miles per hour (20MPH) within such school zone between the hours of 5:00 AM and 6:00 PM on school days; providing a penalty; and providing for severability.

I am the Editor of the Tomball Magnolia Tribune, a newspaper published in Montgomery County, Texas and now the facts stated in this affidavit. The attached matter is a true and correct copy of the publication of the citation of which it purports to be a copy, as the same appeared in such newspaper in the respective issues of:

6/7, 2004
 , 2004


Denny O'Brien, Editor

Subscribed and sworn to this 8th day of June, 2004

