

(Motion was made by C. Dennis Beckham, seconded by A.H. Sammons, that the following Ordinance be adopted:)

AN ORDINANCE OF THE CITY OF MAGNOLIA, TEXAS, SETTING A MAXIMUM SPEED LIMIT OF ANY TRAIN WITHIN THE CORPORATE LIMITS OF THE CITY OF MAGNOLIA, AT 30 MILES PER HOUR AND REGULATING THE BLOCKING OF CROSSINGS TO 5 MINUTES; PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE, INCLUDING A FINE OF NOT LESS THAN \$25 NOR MORE THAN \$200 FOR EACH OFFENSE AND DEFINING WHAT SHALL CONSTITUTE A SEPARATE OFFENSE; PROVIDING A SAVINGS CLAUSE; AND REPEALING CONFLICTING ORDINANCES OR PARTS OF ORDINANCES.

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

Section 1. It shall be unlawful for any engineer or any person to run or operate any railroad train, engine, locomotive, motor car or any vehicle for the transportation of freight, or passengers by railroad, within the city limits of MAGNOLIA, at a greater rate of speed than thirty miles per hour.

Section 2. No railroad conductor or acting conductor, in charge of an engine or train of cars, shall stop or cause to be stopped any railway engine or cars across any street, alley or roadway, highway, or other passage way in the city of MAGNOLIA, so as to interfere with the free passage thereon for a longer period of time than five (5) consecutive minutes.

Section 3. Any person, firm or corporation violating any provision of this ordinance or failing to observe any provision hereof shall be deemed guilty of a misdemeanor and upon conviction shall be fined in any sum not less than Twenty-five Dollars (\$25.00) and not more than Two Hundred Dollars (\$200.00), and each and every day or fraction of a day during which time this ordinance or any part thereof shall be violated shall be deemed a separate offense and punishable as such.

Section 4. Each and every provision, paragraph, sentence and clause of this ordinance has been separately considered and passed by the City Council, and any said provision hereof shall be ineffective, invalid, or unconstitutional for any cause, it shall not impair, nor affect the remaining portion nor any other part thereof, but the valid portion shall be enforced just as if it had been passed alone,

and all ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 5: This ordinance shall take effect and be in force from and after its passage and publication as provided by law.

PASSED AND APPROVED this the 14th day of July,

A. D. 1981.

CITY OF MAGNOLIA, TEXAS

ATTEST:

By: Cathy D. Secker
City Secretary

By: B. W. Lloyd
Mayor