

**ORDINANCE NO. O-2019-015**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAGNOLIA, MONTGOMERY COUNTY, TEXAS, DESIGNATING THE LOCATIONS OF "NO PARKING BEYOND THIS SIGN" SIGNS ALL IN ACCORDANCE WITH CHAPTER 90 "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF MAGNOLIA, TEXAS; PROVIDING A PENALTY; PROVIDING A SEVERABILITY CLAUSE; AND MAKING OTHER PROVISION RELATED THERETO.**

\* \* \* \* \*

**WHEREAS**, the Magnolia Code of Ordinances ("Code"), chapter 90 governs traffic and vehicles;

**WHEREAS**, Section 90-1 of Chapter of the Code provides the City Council shall by ordinance determine and designate the character or type of all official traffic signs and signals, and shall designate the location on which same shall be installed;

**WHEREAS**, the City Council finds and determines that the best interests of the health, safety and welfare of all residents, motorists and pedestrians necessitate the placement of "no parking" and "turn" signs as hereinafter provided; and to ratify currently existing speed limits and that the same is in accord with the minimum warrants as provided for by law.

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

**Section 1.** Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted as findings of fact and conclusions of law by the City Council and made a part hereof for all purposes.

**Section 2.** "No Parking Beyond This Sign" signs are authorized to be placed at the following locations:

- on both sides of Lookout Lake Lane before the City's lift station site; and
- on both sides of Kelly Street before the City's lift station site, as shown on Exhibit "A" and Exhibit "B".

**Section 3.** The Chief of Police is authorized and directed to cause the posting of proper signs along the above described streets and parking zones.

**Section 4.** The police chief or his designee is further hereby authorized and directed to maintain on file with the city secretary an updated map, drawing or document showing the placement of the signs as designated by this Ordinance.

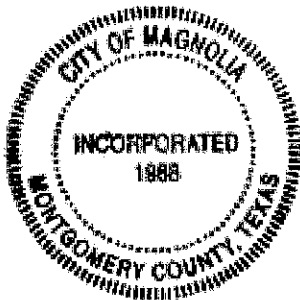
**Section 5.** Any person, firm or corporation violating any provision of this ordinance or failing to comply with the signs and speed limits as contained in this ordinance for which another penalty is not provided shall be deemed guilty of a misdemeanor and shall be punished by a fine of not less than \$1.00 or more than \$200.00 as provided for in Section 90-161 of the Code.

**Section 6.** Repealing Clause. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed; provided, however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered by this ordinance.

**Section 7.** Severability. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences or sections of this ordinance, and the remainder of this Ordinance shall be enforced as written.

**Section 8.** Compliance Clause and Effective Date. The City Council finds, determines and declares that a sufficient written notice was posted and this Ordinance was passed in accordance with the Open Meetings Act. The City Secretary is instructed to publish this Ordinance in the Official Newspaper of the City of Magnolia in the manner provided and for the time required by Section 52.011(a) of the Local Government Code, at which time this Ordinance takes effect.

**PASSED, APPROVED and ADOPTED** by the City Council of the City of Magnolia, Montgomery County, Texas on this the 9<sup>th</sup> day of July 2019.



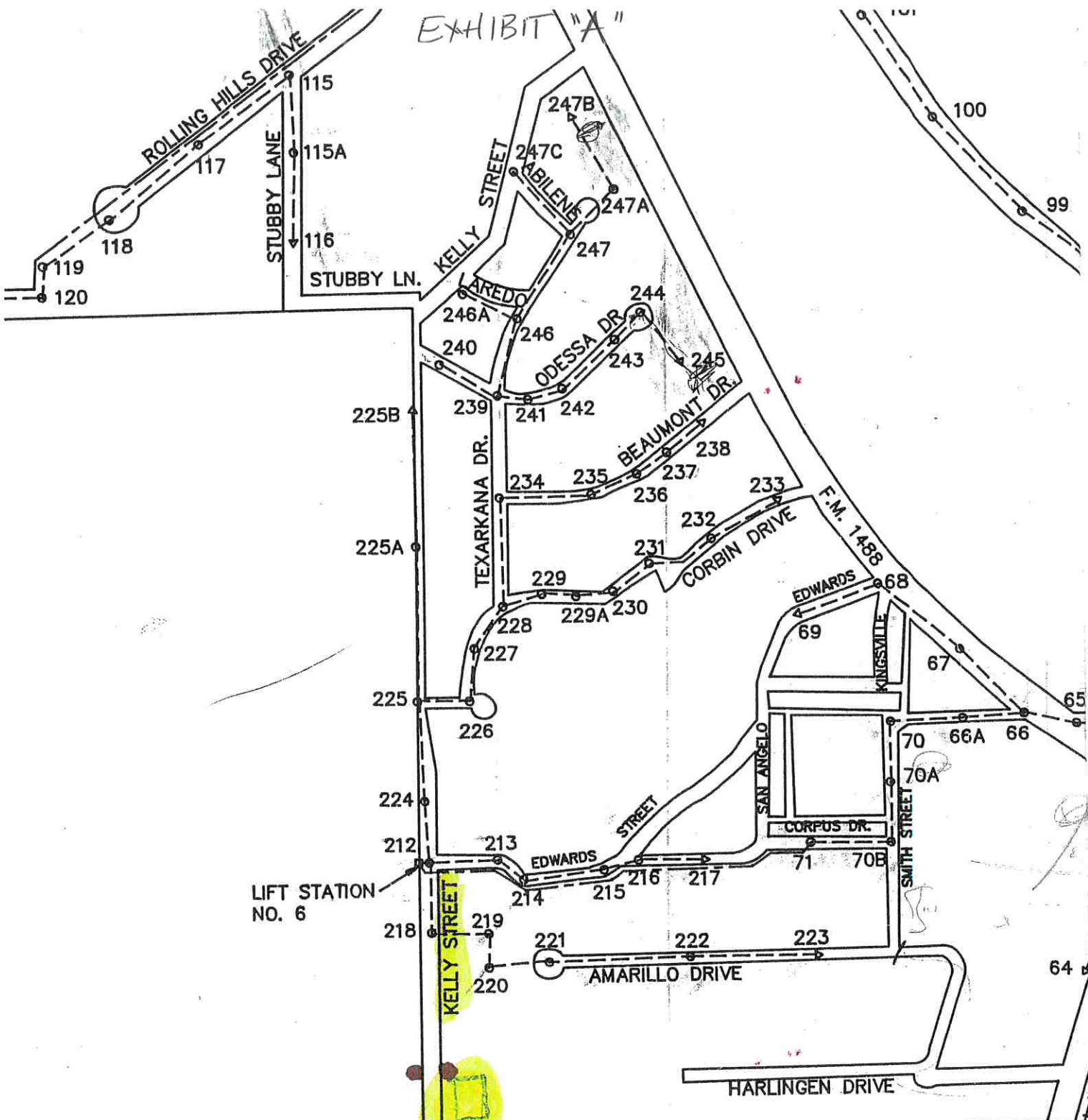
CITY OF MAGNOLIA, TEXAS

Todd Kana, Mayor

ATTEST:

Lynne George, CPM, TRMC  
City Secretary

EXHIBIT "A"



LIFT STATION  
NO. 6

LIFT  
Station

EXHIBIT "B"

