

**ORDINANCE NO. 2078**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF EULESS, TEXAS, CHAPTER 82, "TRAFFIC AND MOTOR VEHICLES," ARTICLE III, "OPERATION OF VEHICLE," SECTION 82-62, "SAME—ON CERTAIN STREETS AND PORTIONS OF STREETS," BY AMENDING THE SPEED LIMIT ON THE PORTION OF STATE HIGHWAY 360 THROUGH THE CITY; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Euless desires to amend the speed limit on the portion of State Highway 360 through the City in conjunction with the request by the Texas Department of Transportation, respectively.

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

**SECTION 1.**

Chapter 82, "Traffic and Motor Vehicles," Article III, "Operation of Vehicle," Section 82-62, "Same--On certain streets and portions of streets," is hereby amended to increase the speed limit from 60 mph for vehicles traveling upon the named street or parts thereof, as follows:

State Highway 360	200–3000N (Main lanes)	1200 feet south of Midway Dr. (Ft. Worth city limits) north to Glade Rd. (Grapevine city limits)	65 mph
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**SECTION 2.**

**SEVERABILITY CLAUSE.** It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if a phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not affect the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of the unconstitutional phrase, clause, sentence, paragraph, or section.

**SECTION 3.**

**PENALTY CLAUSE.** Any person, firm or corporation violating any of the terms and provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in accordance with Chapter 1, Section 1-12, Euless Code of Ordinances. Each such violation shall be deemed a separate offense and shall be punishable as such hereunder.

**SECTION 4.**

**SAVINGS CLAUSE.** All rights and remedies of the City of Euless are expressly saved as to any and all violations of the provisions of the City Code or any other ordinances regulating vehicle towing that have accrued at the time of the effective date of this ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.

**SECTION 5.**

**PUBLICATION CLAUSE.** The City Secretary of the City of Euless is hereby directed to publish the caption, penalty clause and effective date of this ordinance in the official newspaper of the City of Euless, as required by Section 12 of Article II of the Charter of the City of Euless.

**SECTION 6.**

**EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its passage and publication as required by law, and it is so ordained.

**PRESENTED AND GIVEN FIRST AND FINAL READING** and approved at a regular meeting of the Euless City Council on September 8, 2015, by a vote of \_\_\_ ayes, \_\_\_ nays, and \_\_\_ abstentions.

**APPROVED:**

\_\_\_\_\_  
Linda Martin, Mayor

**ATTEST:**

\_\_\_\_\_  
Kim Sutter, TRMC, City Secretary

**APPROVED AS TO FORM:**

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Wayne K. Olson, City Attorney