

ORDINANCE NO. - 4217

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AMENDING THE CODE OF ORDINANCES CHAPTER 73, "TRAFFIC SCHEDULES" TO AMEND SCHEDULE I, SECTIONS (A)(6) AND (A)(10) TO REVISE THE EXISTING SCHOOL SPEED ZONE HOURS; PROVIDING THAT PROOF OF A CULPABLE MENTAL STATE SHALL NOT BE REQUIRED; PROVIDING FOR SAVINGS, SEVERABILITY, REPEALER, AND PENALTY CLAUSES; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Carrollton, Texas (the "City") is a Home Rule municipality possessing the full power of local self-government pursuant to Article 11, Section 5 of the Texas Constitution, Section 51.072 of Texas Local Government Code and its Home Rule Charter;

**WHEREAS**, Section 545.356 of the Texas Transportation Code, as amended, grants municipalities the authority to prescribe by ordinance reasonable and safe prima facie maximum speed limits to control the operation of motor vehicles;

**WHEREAS**, Section 542.202 of the Texas Transportation Code, as amended, grants the authority to designate school crossing zones and alter speed limits to facilitate safe crossing of the street by children going to or leaving school during the time the reduced speed limit applies;

**WHEREAS**, Title 43 Part 1, Chapter 25 of the Texas Administrative Code provides that reduced speed limits should be used for school zones during the hours when children are going to and from school;

**WHEREAS**, the Carrollton-Farmers Branch Independent School District has changed the school attendance times and the safety of the students warrants a change in the effective school zone hours for these locations; and

**WHEREAS**, it is in the interests of the health and safety of the City, and persons using the portions of the roads herein described, to amend the school speed zone hours in accordance with the existing school operating times and pedestrian activities.

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

Section 1

The above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Ordinance as if copied in their entirety.

Section 2

Chapter 73, Schedule I, Section (A)(6) of the Carrollton City Code is hereby amended to read as follows:

“It shall be unlawful for any person to operate or drive any vehicle at a speed greater than 20 miles per hour, this speed being the prima facie maximum speed limit; any speed in excess thereof shall be prima facie evidence that the speed is not reasonable or prudent and that it is unlawful on any of the following streets or portions thereof between the hours of 7:55 a.m. to 8:55 a.m. and 3:45 p.m. to 4:45 p.m. during school days.”

The table included in Section (A)(6) shall remain in full force and effect.

Section 3

Chapter 73, Schedule I, Section (A)(10) of the Carrollton City Code is hereby amended to read as follows:

“It shall be unlawful for any person to operate or drive any vehicle at a speed greater than 20 miles per hour, this speed being the prima facie maximum speed limit; any speed in excess thereof shall be prima facie evidence that the speed is not reasonable or prudent and that it is unlawful on any of the following streets or portions thereof between the hours of 6:45 a.m. to 8:55 a.m. and 2:40 p.m. to 4:45 p.m. during school days.”

The table included in Section (A)(10) shall remain in full force and effect.

Section 4

Allegation and evidence of a culpable mental state is not required for the proof of an offense defined in Chapter 73 Schedule I Speed Limits.

Section 5

All other provisions of Chapter 73 Schedule I not expressly amended as stated herein shall remain in full force and effect.

Section 6

The provisions of this ordinance are severable in accordance with Section 10.07 of the Carrollton City Code.

Section 7

This Ordinance shall be cumulative of all other ordinances of the City, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed; provided, however, that

any complaint, notice, action, cause of action or claim which prior to the effective date of this Ordinance has been initiated or has arisen under or pursuant to such other ordinance(s) shall continue to be governed by the provision of that ordinance or those ordinances, and for that purpose that ordinance or those ordinances shall be deemed to remain and shall continue in full force and effect.

Section 8

A conviction of a violation of the terms of this ordinance shall be a misdemeanor punishable in accordance with Section 10.99 of the Carrollton City Code, as amended.


Section 9

This ordinance shall take effect immediately from and after its adoption and publication as required by law.

**DULY PASSED AND APPROVED** by the City Council of the City of Carrollton, Texas this 16th day of July 2024.

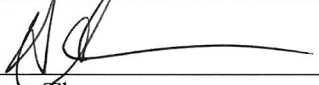
  
Steve Babick, Mayor

ATTEST:


  
Chloe Sawatzky, City Secretary

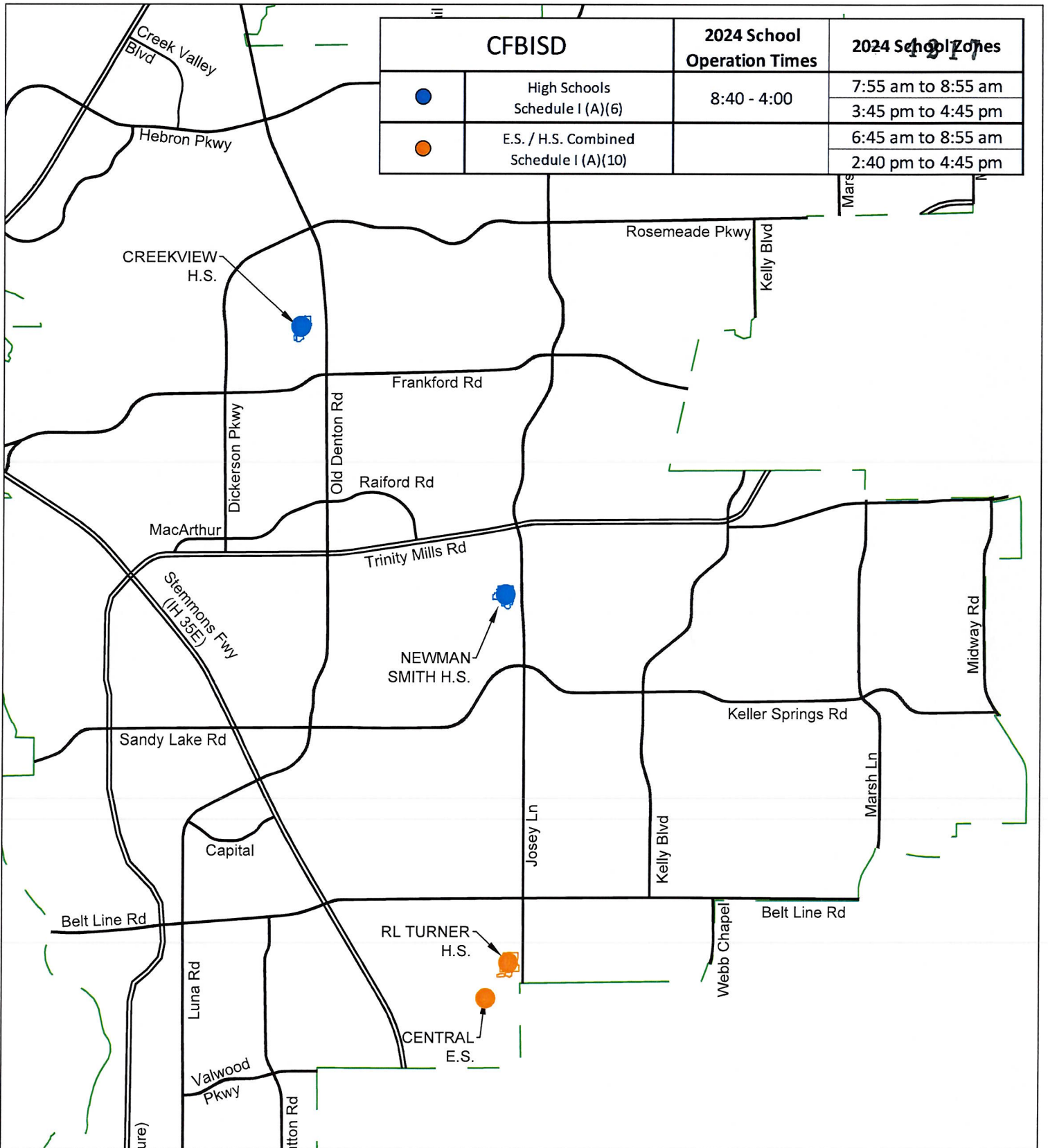


APPROVED AS TO FORM:

  
Albert Thomas  
Assistant City Attorney

APPROVED AS TO CONTENT:

  
Jonathan Wheat, P.E.  
Director of Engineering



# CFBISD High School School Zone Adjustments

