

## ORDINANCE 364

**AN ORDINANCE PROHIBITING CROSSING PRIVATE PROPERTY TO MAKE A TURN. ESTABLISHING A PURPOSE; ESTABLISHING A DEFINITION OF TERMS; ESTABLISHING A VIOLATION OF SAID ORDINANCE; ESTABLISHING ENFORCEMENT; ESTABLISHING A PENALTY; PROVIDE A REPEAL OF ORDINANCES IN CONFLICT; PROVIDE A SEVERABILITY CLAUSE; PROVIDE AN EFFECTIVE DATE.**

**Whereas**, to protect the health, safety, and welfare of the citizens of the City of Seven Points, Texas;

**THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEVEN POINTS, TEXAS, THAT ORDINANCE 364 SHALL READ AS FOLLOWS:**

### **SECTION 1: PURPOSE**

It shall be unlawful for any person operating a motor vehicle to drive through a driveway, parking lot, place of business, residential entrance without stopping the vehicle.

### **SECTION 2: DEFINITION OF TERMS**

Operator - includes any person who drives or operates a motor vehicle.

Motor vehicle - a self-propelled vehicle or a vehicle that is propelled by electric power from overhead trolley wires. *(The term does not include an electric bicycle or an electric personal assistive mobility device).*

*(Reference – Transportation Code 551.201)*

### **SECTION 3: CROSSING PROPERTY**

- 1) An operator may not cross or drive in or on a sidewalk, driveway, parking lot, place of business, or residential entrance at an intersection to turn right or left from one highway to another highway.
- 2) An operator may not drive a motor vehicle into or through any garage or gasoline station in the city, without coming to a full stop while in such garage or gasoline station.

*(State Law reference – Similar provisions, V.T.C.A., Transportation Code 545.423)*

### **SECTION 4: ENFORCEMENT**

Any peace officer employed with the City of Seven Points can enforce all in accordance with this ordinance.

### **SECTION 5: PENALTY**

Any person who violates any of the provisions of this ordinance shall be charged with a misdemeanor **(REF: Ord #243)**, and upon conviction thereof shall be punished by a fine not greater than \$500.00.

**SECTION 6: REPEAL**

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

**SECTION 7: SEVERABILITY CLAUSE**

It is hereby declared to be the intention of the City Council that the section, paragraphs, sentences, clauses, and phrases of this Ordinance are 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 competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance.

**SECTION 8: EFFECTIVE DATE**

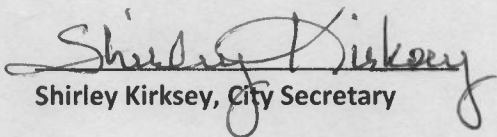
This ordinance shall take effect immediately from and after its passage.

**SECTION 9: PUBLICATION**

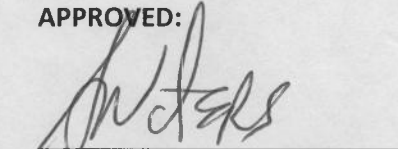
This ordinance caption shall be published in the official newspaper of the City, as the law in such case provides.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF SEVEN POINTS, TEXAS ON THE 10<sup>TH</sup> DAY OF JUNE 2021.**

ATTEST:

  
Shirley Kirksey, City Secretary

APPROVED:

  
Skippy Waters, Mayor

