

ORDINANCE NO. O-2009-75

AN ORDINANCE PROVIDING FOR THE STREET NAME CHANGE FROM NEW COPELAND ROAD TO GRANDE BOULEVARD BEGINNING AT THE NORTH PROPERTY LINE OF LOT 4 OF NCB 999 AND CONTINUING EAST TO INTERSECTION OF PALUXY DRIVE AT LOT 2, NCB 1474 E. THIS AREA ENCOMPASSES LOT 1, NCB 1111, LOT 2, NCB 1, LOTS 3, 3B, 3C AND 3D OF NCB 3, LOTS 4, 7A, 18, 27 AND 999 OF NCB 999, LOTS 1A, 2, 3, AND 4A OF NCB 1474E AND TRACTS 7.2, 7.3, 4A, 4D, AND 18A; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, it is the intent of the City Council to protect the public health, safety and welfare; and

WHEREAS, municipalities may, under their police powers, enact reasonable regulations to promote the health, safety and welfare of citizens; and

WHEREAS, the City of Tyler is a home-rule municipality acting under its Charter adopted by the electorate pursuant to Article 11, Section 5 of the Texas Constitution and Chapter 9 of the Texas Local Government Code; and

WHEREAS, Texas Local Government Code Section 51.001(1) provides that the governing body of a municipality may adopt, publish, amend, or repeal an ordinance, rule or police regulation that is for the good government, peace, or order of the municipality; and

WHEREAS, Texas Local Government Code Section 51.001(2) provides that the governing body of a municipality may adopt, publish, amend, or repeal an ordinance, rule or police regulation that is necessary or proper for the carrying out of a power granted by law to the municipality or to an office or department of the municipality; and

WHEREAS, Texas Transportation Code Section 311.001(a) states that a home-rule municipality has exclusive control over and under the public highways, streets, and alleys of the municipality; and

WHEREAS, Tyler City Unified Development Code, Division F, Section 10-260, governs name changes of rights-of-way and thoroughfares; and

WHEREAS, it is in the public interest to change the name of a public street as set forth herein;

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

PART 1: That the name of the following section of New Copeland Road is hereby changed to Grande Boulevard, to-wit:

I. APPLICATION N06-09-002

Beginning at the north property line of Lot 4 of NCB 999 and continuing east to intersection of Paluxy Drive at Lot 2, NCB 1474E. This area encompasses Lot 1, NCB 1111, Lot 2, NCB 1, Lots 3, 3B, 3C and 3D of NCB 3, Lots 4, 7A, 18, 27 and 999 of NCB 999, Lots 1A, 2, 3, and 4A of NCB 1474E and Tracts 7.2, 7.3, 4A, 4D, and 18A.


PART 2: That the purpose of this street name change is to prevent future addressing conflicts.

PART 3: That the City Manager is hereby ordered and directed to cause City of Tyler maps to be amended to reflect the above described street name change.

PART 4: That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 5: That this Ordinance shall take effect upon completion of this portion of Grande Boulevard which is anticipated summer 2009.

PASSED AND APPROVED this the 24th day of June, A.D., 2009.

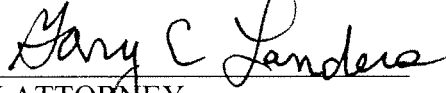

BARBARA BASS, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:


CASSANDRA BRAGER, CITY CLERK



APPROVED:


GARY C. LENDERS, CITY ATTORNEY