

**ORDINANCE NO. O-2010-11**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, AMENDING CHAPTER 10, "TYLER UNIFIED DEVELOPMENT CODE", ARTICLE V., "STREETS AND THOROUGHFARES", DIVISION A., "MASTER STREET PLAN" OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS; BY ADDING AMENDMENTS TO THE MASTER STREET PLAN; ADOPTING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, on April 27, 2005, a Master Street Plan was approved by the City Council as a guide for future street development in Tyler; and

**WHEREAS**, the appeal or requested change to the Master Street Plan is then considered by the Planning and Zoning Commission and the City Council pursuant to Tyler City Code Section 10-153.e.; and

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

**PART 1.** That Tyler City Code Chapter 10, "Tyler Unified Development Code", Article V., "Streets and Thoroughfares", Division A., "Master Street Plan", is hereby amended by amending Section 10-153, subsection e., by adding new subsections 6., 7., 8., 9., 10., 11., 12. & 13. to read as follows:

6. The portion of South Broadway Avenue extending from 4<sup>th</sup> Street to Front Street is designated as a Minor Arterial with 90' right-of-way. (Ord. No. 0-2010-11; 1/27/10)

7. The portion of 29<sup>th</sup> Street from Cecil Avenue to Grand Avenue is designated as a Residential Collector with 60' right-of-way with bicycle lanes. (Ord. No. 0-2010-11; 1/27/10)

8. The portion of 29<sup>th</sup> Street from Grand Avenue to Border Avenue is designated as a Residential Collector with 60' right-of-way with bicycle lanes. (Ord. No. 0-2010-11; 1/27/10)

9. The portion of Grand Avenue from 29<sup>th</sup> Street to Mims Street is designated as a Local Collector with 60' right-of-way with a southbound bicycle lane. (Ord. No. 0-2010-11; 1/27/10)

10. The portion of New Copeland Road from Hubbard Drive to Loop 323 is designated as a Local Arterial with 105' right-of-way with bicycle lanes. (Ord. No. 0-2010-11; 1/27/10)

11. The portion of New Copeland Road from Loop 323 to Amherst Street is designated as a Residential Collector with 60' right-of-way with bicycle lanes. (Ord. No. 0-2010-11; 1/27/10)

12. The portion of Donnybrook Avenue from Rose Rudman Trail to Amherst Street is designated as a Residential Collector with 60' right-of-way. (Ord. No. 0-2010-11; 1/27/10)

13. The portion of East Rieck Road from Rose Rudman Trail to Quail Creek Drive will be designated as a Local Collector with 60' right-of-way with a westbound bicycle lane. (Ord. No. 0-2010-11; 1/27/10)

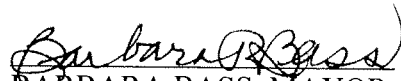
**PART 2.** That the City Planning and Zoning Department is hereby ordered and directed to cause the Master Street Plan to be amended to reflect the above described changes.

**PART 3.** That it is hereby ordered and directed that the map labeled "Master Street Plan" and referenced in City Code Section 10-151 be amended to show the amendments approved by this ordinance.

**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.

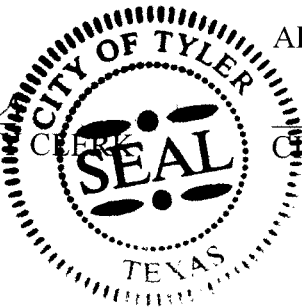
**PART 5.** That any person, firm, or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine as provided in Section 1-4 of the Tyler Code. Each day such violation shall continue, or be permitted to continue, shall be deemed a separate offense. Since this ordinance has a penalty for violation, it shall not become effective until after its publication in the newspaper as provided by Section 85 of the Charter of the City of Tyler, Texas, which date is expected to be January 29, 2010.

**PASSED AND APPROVED** this the 27<sup>th</sup> day of January, A.D., 2010.

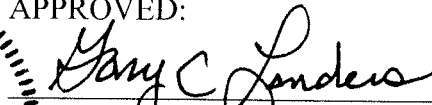
  
BARBARA BASS, MAYOR  
OF THE CITY OF TYLER, TEXAS

ATTEST:

  
CASSANDRA BRAGER, CITY CLERK



APPROVED:

  
GARY C. SANDERS  
CITY ATTORNEY