

**ORDINANCE NO. 2019-012**

**AN ORDINANCE OF THE CITY OF CLUTE, TEXAS, INSTALLING A STOP SIGN AT THE "Y" OR CUT THROUGH INTERSECTION OF OLD ANGLETON ROAD AND BRAZOSWOOD DRIVE; PROVIDING A PENALTY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Clute, Texas, ("City") is continuously reviewing the safety of the streets and highways under its jurisdiction; and

**WHEREAS**, Staff recommends to the City Council that a stop sign be placed on the Southwestern quadrant of Old Angleton Road at its intersection with Brazoswood Drive, stopping traffic moving southwesterly through the "Y" or "cut through intersection";

**WHEREAS**, The City Council finds that installing this stop sign is in the best interest of the City and promotes the safety and general welfare of the public; and

**WHEREAS**, The City has the authority to designate an intersection as a stop intersection (stop sign) as provided by the Texas Transportation Code;

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

**Section 1.** That the facts and recitations found in the preamble of this Ordinance are true and correct and incorporated herein for all purposes.

**Section 2.** City Staff shall erect stop signage on the Southwestern quadrant of Old Angleton Road at its intersection with Brazoswood Drive, stopping traffic moving southwesterly through the "Y" or "cut through intersection". Further, the City shall install temporary signage visible to traffic traveling southbound on Old Angleton announcing a Change in Traffic Pattern at the intersection for a period of ten (10) days to educate and inform drivers of the new Stop Sign.

**Section 4. Penalty.** Unless directed to proceed by a police officer or traffic-control signal, the operator of a vehicle approaching an intersection with a stop sign shall stop before entering the crosswalk on the near side of the intersection. In the absence of a crosswalk, the operator shall stop at a clearly marked stop line. In the absence of a stop line, the operator shall stop at the place nearest the intersecting roadway where the operator has a view of approaching traffic on the intersecting roadway. An operator of a vehicle or streetcar who fails to comply with this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than two hundred dollars (\$200.00). Each occurrence of any such violation of this Ordinance shall constitute a separate offense.

**Section 5. Severability.** In the event any clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Clute, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

**Section 6. Effective date.** This Ordinance shall become effective when published as required by law.

**PASSED, APPROVED, and ADOPTED** this 23<sup>rd</sup> day of May 2019.

  
Calvin Shiflet, Mayor

**ATTEST:**  
  
Rosie Poitevint, City Clerk