



City of Pattison

ORDINANCE NO. 173-2023

AN ORDINANCE OF THE CITY OF PATTISON, TEXAS TEMPORARILY CLOSING PORTIONS OF MORTON ROAD; PROVING A PENALTY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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WHEREAS, the City Council of the City of Pattison, Texas, (“City”), finds that temporarily closing portions of Morton Road protects the health and life safety of citizens and the public; and

WHEREAS, Morton Road between FM 362 and Durkin Road is primarily a dirt road with large potholes and uneven terrain; and

WHEREAS, delivery truck drives have been rendered immobile because of the terrain of Morton Road; and

WHEREAS, Morton Road tends to experience flooding and erosion runoff;

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

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

Section 2. Morton Road, after the furthest adjacent property’s gate off FM 362 to Durkin Road, shall be temporarily closed to through traffic.

Section 3. The City Council shall reevaluate Morton Road’s temporary closure no later than one (1) year after the effective date of this Ordinance to determine if the road should reopen or remain closed.

Section 4. The City may place temporary barricades, signage, and video recording cameras on Morton Road as needed to comply with the terms of this Ordinance.

Section 5. The City Council ratifies all past action(s) with respect to temporarily closing Morton Road.

Section 6. Penalty. Any person who violates or causes, allows, or permits another to violate any provision of this ordinance, rule, or police regulation of the city shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a

fine or penalty not to exceed five hundred dollars (\$500.00). If such rule, ordinance, or police regulation governs fire safety, or public health and sanitation, other than the dumping of refuse, the fine or penalty shall not exceed two thousand dollars (\$2,000.00). If such rule, ordinance, or police regulation governs the dumping of refuse, the fine or penalty shall not exceed four thousand dollars (\$4,000.00). Each occurrence of any violation of this ordinance, rule, or police regulation shall constitute a separate offense. Each day on which any such violation of this ordinance, rule, or police regulation occurs shall constitute a separate offense.

Section 7. 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 Pattison, 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 8. Effective date. This Ordinance shall become effective immediately and enforceable when published as required by law.

PASSED, APPROVED, and ADOPTED this the 9th day of November 2023.



Joe Garcia, Mayor

ATTEST:



Lorene L. Hartfiel, City Secretary