

ORDINANCE NO. 2016-09

AN ORDINANCE OF THE CITY OF BURNET, TEXAS AMENDING ARTICLE I, CHAPTER 106-1 TRAFFIC ENGINEER; OF THE CITY OF BURNET CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; MAKING FINDINGS RELATED THERETO; AND AMENDING THE BURNET CODE OF ORDINANCES ACCORDINGLY.

WHEREAS, in 1979, the City Council provided, by ordinance, for the appointment of a traffic engineer for the City of Burnet; and

WHEREAS, a review of the ordinance indicated that it should be updated to meet current applications.

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

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Code Amended. Chapter 106-1 of the Burnet Code of Ordinances is hereby amended in its entirety as follows:

Sec. 106-1 Sec. 106-1. - Traffic engineer.

(a) *Appointed by the city manager.* The city manager shall appoint a traffic engineer for the city who shall be in charge of all traffic control signs, signals and devices.

(b) *Term of office.* The traffic engineer shall be appointed for an indefinite period and shall be subject to the discharge at the will of the city manager.

(c) *Powers and duties.* The powers and duties of the traffic engineer shall be to maintain traffic control signs, signals and devices as required under state law and may place and maintain such additional traffic control devices as he/she may deem necessary to regulate traffic under state law or to guide or warn traffic. It shall be the duty of the traffic engineer to supervise the installation and proper timing in maintenance of traffic control devices, and he/she may test traffic control devices under actual conditions of traffic.

Section 3. Ordinances in Conflict

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parts of ordinances inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

Section 4. Severability

In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance 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

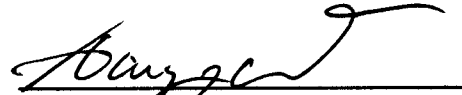
the part declared to be invalid or unconstitutional; and the City Council of the City of Burnet, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 5. Effective Date

This Ordinance shall take effect immediately from and after its passage and the publication of the caption hereof, as provided by law.


PASSED AND APPROVED, this 26th day of April, 2016.

PASSED, APPROVED, AND FINALLY ADOPTED this 10th day of May, 2016.



Gary Wideman, Mayor

ATTEST:



Kelly Dix, City Secretary

