

An Ordinance of the City of Plano, Texas, repealing Article V (Building Lines on Specific Streets) of Chapter 6, Buildings and Building Regulations, of the Code of Ordinances of the City of Plano, repealing Section 19-21 (Rules and Regulations Adopted) of Article II, Design and Construction, of Chapter 19, Streets and Sidewalks, of the Code of Ordinances of the City of Plano, amending Section 19-91 (Definitions) of Division 2, Street Closure for Neighborhood Event, of Article V, Street and Thoroughfare Closures, of Chapter 19, Streets and Sidewalks, of the Code of Ordinances of the City of Plano, and amending Section 11-302 (Application of Article; Exceptions) of Division 1, Generally, of Article VIII, Special Events, of Chapter 11, Licenses and Business Regulations, of the Code of Ordinances of the City of Plano; providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.

WHEREAS, the Thoroughfare Standards Rules and Regulations govern the minimum design standards for normal traffic conditions in regards to streets and thoroughfares, sidewalks, and appurtenances thereto within the city; and

WHEREAS, in 2021, the City of Plano initiated an update of the Thoroughfare Standards Rules and Regulations to incorporate best practices in roadway design and implement recommendations consistent with the Transportation Component of the Comprehensive Plan; and

WHEREAS, the proposed update of the Thoroughfare Standards Rules and Regulations, to be renamed the Street Design Standards, includes revisions to the functional classification of the roadway system of the city; and

WHEREAS, as part of the Street Design Standards adoption, the City seeks to repeal or amend associated references to the contents of the Thoroughfare Standards Rules and Regulations and other obsolete street design regulations in the Code of Ordinances of the City of Plano; and

WHEREAS, Section 19-21, of Article II, Design and Construction, of Chapter 19, Streets and Sidewalks, of the Code of Ordinances of the City of Plano, most recently amended by Ordinance No. 2009-9-12, adopted the Thoroughfare Standards Rules and Regulations into the Code of Ordinances of the City of Plano and will be obsolete due to updates to the Street Design Standards; and

WHEREAS, Section 19-91, of Division 2, Street Closure for Neighborhood Event, of Article V, Street and Thoroughfare Closures, of Chapter 19, Streets and Sidewalks, of the Code of Ordinances of the City of Plano, adopted by Ordinance No. 2022-6-5, includes a reference to the Thoroughfare Standards Rules and Regulations that requires update with adoption of the Street Design Standards; and

WHEREAS, Section 11-302, of Division 1, Generally, of Article VIII, Special Events, of Chapter 11, Licenses and Business Regulations, of the Code of Ordinances of the City of Plano, adopted by Ordinance No. 2020-6-3, includes references to obsolete

street classifications that require update and clarification with adoption of the Street Design Standards; and

WHEREAS, Article V, of Chapter 6, Building and Building Regulations, of the Code of Ordinances of the City of Plano, adopted by Ordinance No. 63-9-7, includes building lines along portions of 14th Street, 15th Street, 16th Street, Avenue G, and Avenue L, which have been rendered obsolete due to subsequent changes to city development regulations; and

WHEREAS, the City Council, having been presented the proposed amendments to the Code of Ordinances of the City of Plano to incorporate the amendments upon full review and consideration thereof, and all matters attendant and related thereto, is of the opinion that the amendments should be approved and adopted by the City of Plano.

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

Section I. Article V (Building Lines on Specific Streets) of Chapter 6, Buildings and Building Regulations, of the Code of Ordinances of the City of Plano, adopted by Ordinance No. 63-9-7, is hereby repealed in its entirety; and

Section II. Section 19-21 (Rules and Regulations Adopted) of Article II, Design and Construction, of Chapter 19, Streets and Sidewalks, of the Code of Ordinances of the City of Plano, amended by Ordinance No. 2009-9-12, is hereby repealed in its entirety; and

Section III. Section 19-91 (Definitions) of Division 2, Street Closure for Neighborhood Event, of Article V, Street and Thoroughfare Closures, of Chapter 19, Streets and Sidewalks, of the Code of Ordinances of the City of Plano, adopted by Ordinance No. 2022-6-5, is hereby amended to read as follows:

“Type G street means a residential street designated as type “G” in the City of Plano Street Design Standards, as amended.”

Section IV. Subsection (b)(3) of Section 11-302 (Application of Article; Exceptions) of Division 1, Generally, of Article VIII, Special Events, of Chapter 11, Licenses and Business Regulations, of the Code of Ordinances of the City of Plano, adopted by Ordinance No. 2020-6-3, is hereby amended to read as follows:

“(3) Parades held on Type F and Type G thoroughfares as defined in the Street Design Standards.”

Section V. All provisions of the Code of Ordinances of the City of Plano in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Code of Ordinances of the City of Plano not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section VI. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, or section of this Ordinance shall be declared unconstitutional or invalid by any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any other remaining phrase, clause, sentence, paragraph or section of this Ordinance.

Section VII. The repeal of any Ordinance or part of Ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such Ordinance or as discontinuing abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions at the time of passage of this ordinance.

Section VIII. Any violation of the provisions or terms of this ordinance by any person, firm or corporation shall be a misdemeanor offense and shall be subject to a fine in accordance with Section 1-4(a) of the City Code of Ordinances for each offense. Every day a violation continues shall constitute a separate offense.

Section IX. This Ordinance shall become effective immediately after publication as required by law.

PASSED AND APPROVED on the 11th day of September, 2023.

John B. Muns, MAYOR

ATTEST:

Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

Paige Mims, CITY ATTORNEY