

ORDINANCE NO. 5351

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS, APPROVING AND ADOPTING THE GRAYSON COUNTY THOROUGHFARE PLAN; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; PROVIDING FOR AN EFFECTIVE DATE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, due to certain changes, growth, and development of the City of Denison (City”), its extraterritorial jurisdiction, and the incorporated and unincorporated areas of Grayson County, Texas, it has become necessary to design a county-wide thoroughfare plan; and

WHEREAS, the Sherman-Denison Metropolitan Planning Organization (SDMPO) and the City have followed all procedures and done all things required by State law for the preparation of the Grayson County Thoroughfare Plan; and

WHEREAS, pursuant to Chapter 212.010 of the Texas Local Government Code, the City may require that subdivision plats conform to “...the general plan of the municipality and its current and future streets...” and “...the general plan for the extension of the municipality and its roads, streets, and public highways within the municipality and in its extraterritorial jurisdiction...”; and

WHEREAS, requirements for right-of-way dedication and construction of street improvements may apply to all subdivision of land within the City’s incorporated area and its extraterritorial jurisdiction, and in accordance with the Texas Local Government Code, the City has adopted rules governing plats and subdivision of land within the municipality's jurisdiction and in the City’s extraterritorial jurisdiction, as provided in Chapter 22, “Subdivision Regulations”, of the City’s Code of Ordinances; and

WHEREAS, the City Council of the City desires to accept and approve the said Grayson County Thoroughfare Plan.

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

SECTION 1. FINDINGS INCORPORATED. The above and foregoing recitals are found to be true and correct and are made a part of this ordinance for all purposes.

SECTION 2. COUNTY PLAN ADOPTED. The City Council of the City does hereby adopt, as a guide, the Grayson County Thoroughfare Plan, a copy of which is attached hereto and incorporated herein for all purposes as **Exhibit “A”**. To the extent of any conflicts between the City’s Thoroughfare Plan and the Grayson County Thoroughfare Plan, the City’s Thoroughfare Plan shall control, unless specified in writing by the City Manager.

SECTION 3. SAVINGS/REPEALING CLAUSE. All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal

shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

SECTION 4. SEVERABILITY. Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase there irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

SECTION 5. PUBLICATION AND EFFECTIVE DATE. This ordinance shall become effective immediately upon its adoption.

SECTION 6. OPEN MEETING. That it is hereby found and determined that the meeting at which this ordinance was passed was open to the public as required by law, and that public notice of the time, place, and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

AND IT IS SO ORDERED.

On motion by Mayor Pro Tem Adams, seconded by Council Member Courtright, the above and foregoing ordinance was passed and approved on this the 17th day of June 2024, by the following vote:

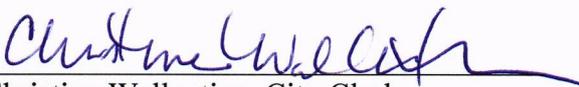
Ayes: Adams, Courtright, Thorne, Crawley, Massey and Thomas
Abstentions:
Nays:
Absent: Redwine

At regular meeting June 17, 2024.



ROBERT CRAWLEY, MAYOR

ATTEST:



Christine Wallentine, City Clerk



EXHIBIT A
GRAYSON COUNTY THOROUGHFARE PLAN

