

**ORDINANCE NO. O-2017-110**

**AN ORDINANCE PROVIDING FOR THE STREET NAME CHANGE OF A PORTION OF MARSH FARM ROAD TO OLD MILL RUN, SAID PORTION COMMENCING APPROXIMATELY 1,800 FEET EAST OF THE INTERSECTION WITH COUNTY ROAD 122, CONTINUING EAST AND NORTHEAST FOR APPROXIMATELY 650 FEET TERMINATING INTO THE CURRENT INTERSECTION OF MARSH FARM ROAD AND OLD MILL RUN AND TO OLD MARSH FARM ROAD COMMENCING EAST OF THE EXISTING INTERSECTION OF MARSH FARM ROAD AND OLD MILL RUN TERMINATING INTO THE TOLL 49 RIGHT-OF-WAY; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, it is the intent of the City Council to protect the public health, safety and welfare; and

**WHEREAS**, municipalities may, under their police powers, enact reasonable regulations to promote the health, safety and welfare of citizens; and

**WHEREAS**, the City of Tyler is a home-rule municipality acting under its Charter adopted by the electorate pursuant to Article 11, Section 5 of the Texas Constitution and Chapter 9 of the Texas Local Government Code; and

**WHEREAS**, Texas Local Government Code Section 51.001(1) provides that the governing body of a municipality may adopt, publish, amend, or repeal an ordinance, rule or police regulation that is for the good government, peace, or order of the municipality; and

**WHEREAS**, Texas Local Government Code Section 51.001(2) provides that the governing body of a municipality may adopt, publish, amend, or repeal an ordinance, rule or police regulation that is necessary or proper for the carrying out of a power granted by law to the municipality or to an office or department of the municipality; and

**WHEREAS**, Texas Transportation Code Section 311.001(a) states that a home-rule municipality has exclusive control over and under the public highways, streets, and alleys of the municipality; and

**WHEREAS**, Tyler City Unified Development Code, Division F, Section 10-260, governs name changes of rights-of-way and thoroughfares; and

**WHEREAS**, it is in the public interest to change the name of a public street as set forth herein;

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

**PART 1:** That the name of an approximately 650 foot portion of Marsh Farm Road is hereby changed to Old Mill Run and an approximately 410 foot portion is changed to Old Marsh Farm Road for the portion of street as described, to-wit:

**I. APPLICATION N17-001**

Commencing approximately 1,800 feet east of the intersection with County Road 122 and terminating into the Toll 49 right-of-way, and as shown in Exhibit "A" which is attached hereto and is incorporated herein.

**PART 2:** That the purpose of this street name change is to allow for the realignment of Marsh Farm Road and to ensure public safety.

**PART 3:** That the City Manager is hereby ordered and directed to cause City of Tyler maps to be amended to reflect the above described street name change.

**PART 4:** That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

**PART 5:** That this Ordinance shall take effect immediately upon its adoption.

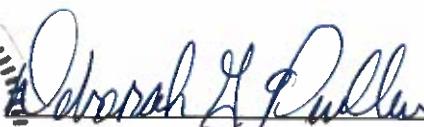
**PASSED AND APPROVED** this the 13<sup>th</sup> day of December, A.D., 2017.

  
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MARTIN HEINES, MAYOR  
OF THE CITY OF TYLER, TEXAS

ATTEST:

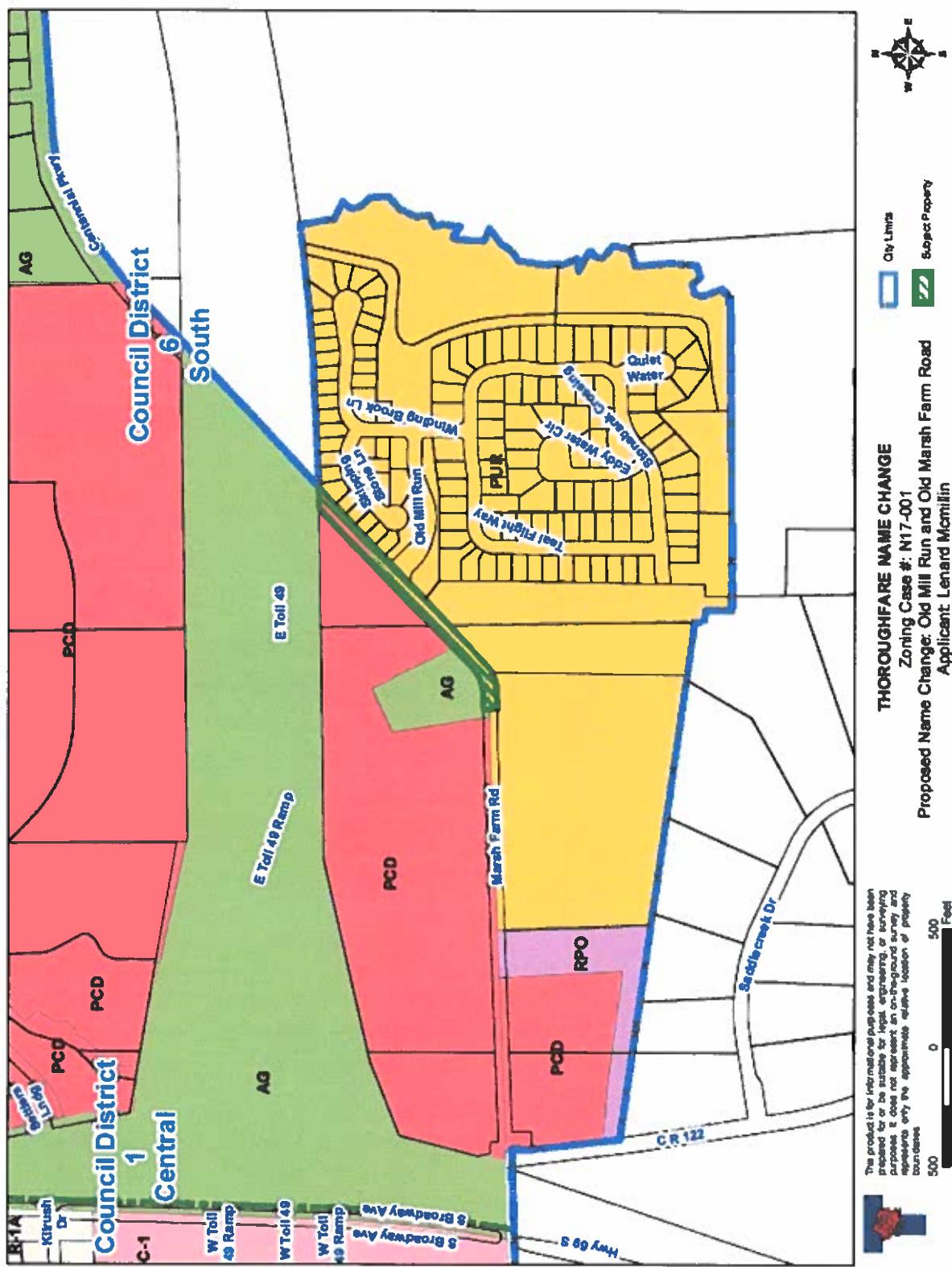
  
CASSANDRA BRAGER, CITY CLERK

APPROVED:

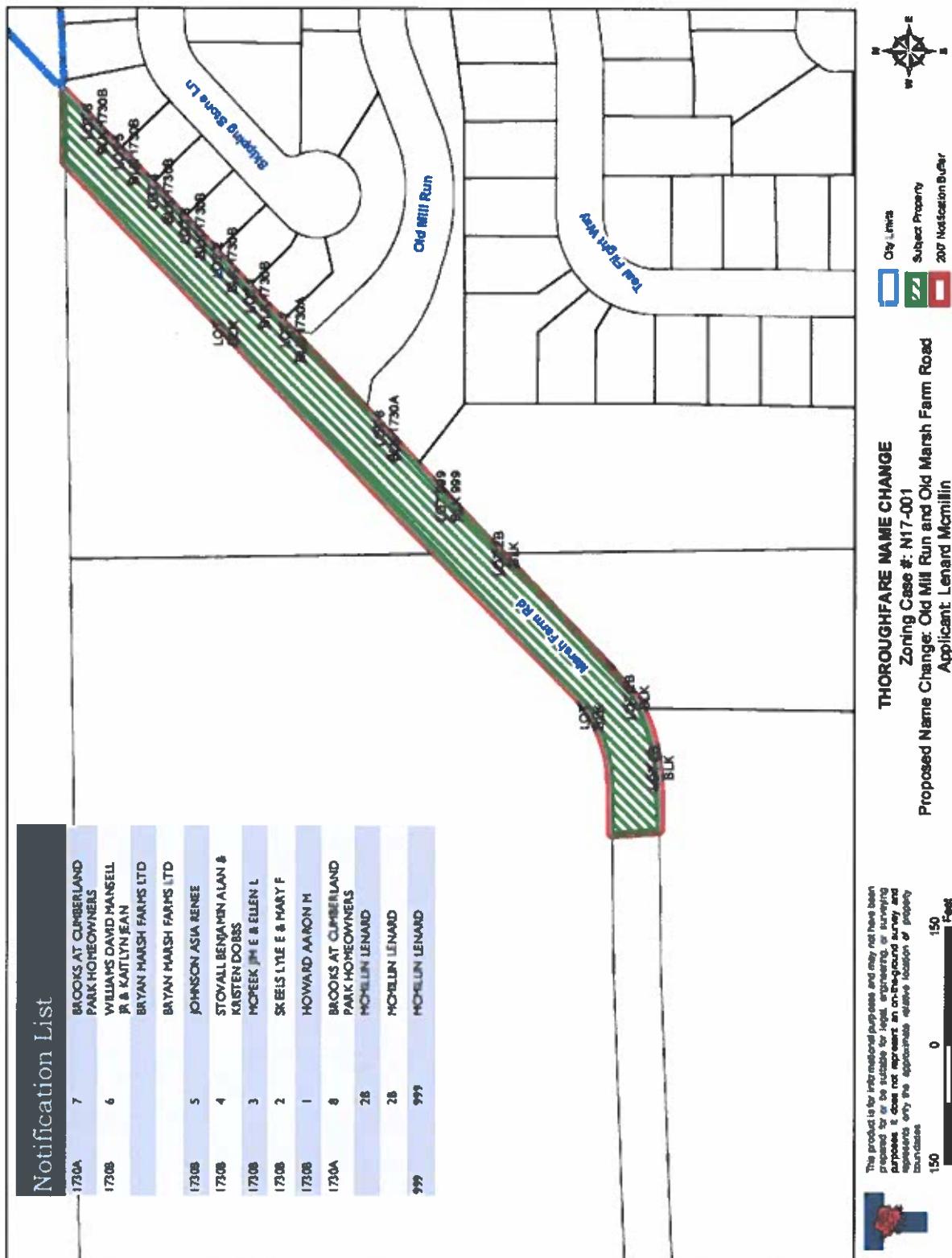
  
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DEBORAH G. PULLUM,  
CITY ATTORNEY



**ORDINANCE NO. O-2017-110**  
**EXHIBIT "A"**  
**LOCATION MAP**



**ORDINANCE NO. O-2017-110  
EXHIBIT "B"  
NOTIFICATION MAP**



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