

**ORDINANCE NO. O-2016-95**

**AN ORDINANCE PROVIDING FOR THE STREET NAME CHANGES OF PORTIONS OF FRANKSTON HIGHWAY AND SUNNYBROOK DRIVE TO SOUTH VINE AVENUE, COMMENCING AT THE WEST TERMINUS OF WEST 7TH STREET AND CONTINUING SOUTH TO THE INTERSECTION OF FRANKSTON HIGHWAY, EARL CAMPBELL PARKWAY, AND SUNNYBROOK DRIVE. THIS AREA ENCOMPASSES THE STREET AREA ADJACENT TO LOT 7 OF NCB 837 AND LOTS 1, 7, 8, AND 15 OF NCB 709C; 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 names of portions of Frankston Highway and Sunnybrook Drive are hereby changed to South Vine Avenue along the entire length of said described portions of the street, to-wit:

**I. APPLICATION N16-002**

Commencing at the west terminus of West 7th Street and continuing south to the intersection of Frankston Highway, Earl Campbell Parkway, and Sunnybrook Drive. This

area encompasses the street area adjacent to Lot 7 of NCB 837 and Lots 1, 7, 8, and 15 of NCB 709C.

**PART 2:** That the purpose of these street name changes are 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 26<sup>th</sup> day of October, A.D., 2016.

  
MARTIN HEINES, MAYOR  
OF THE CITY OF TYLER, TEXAS

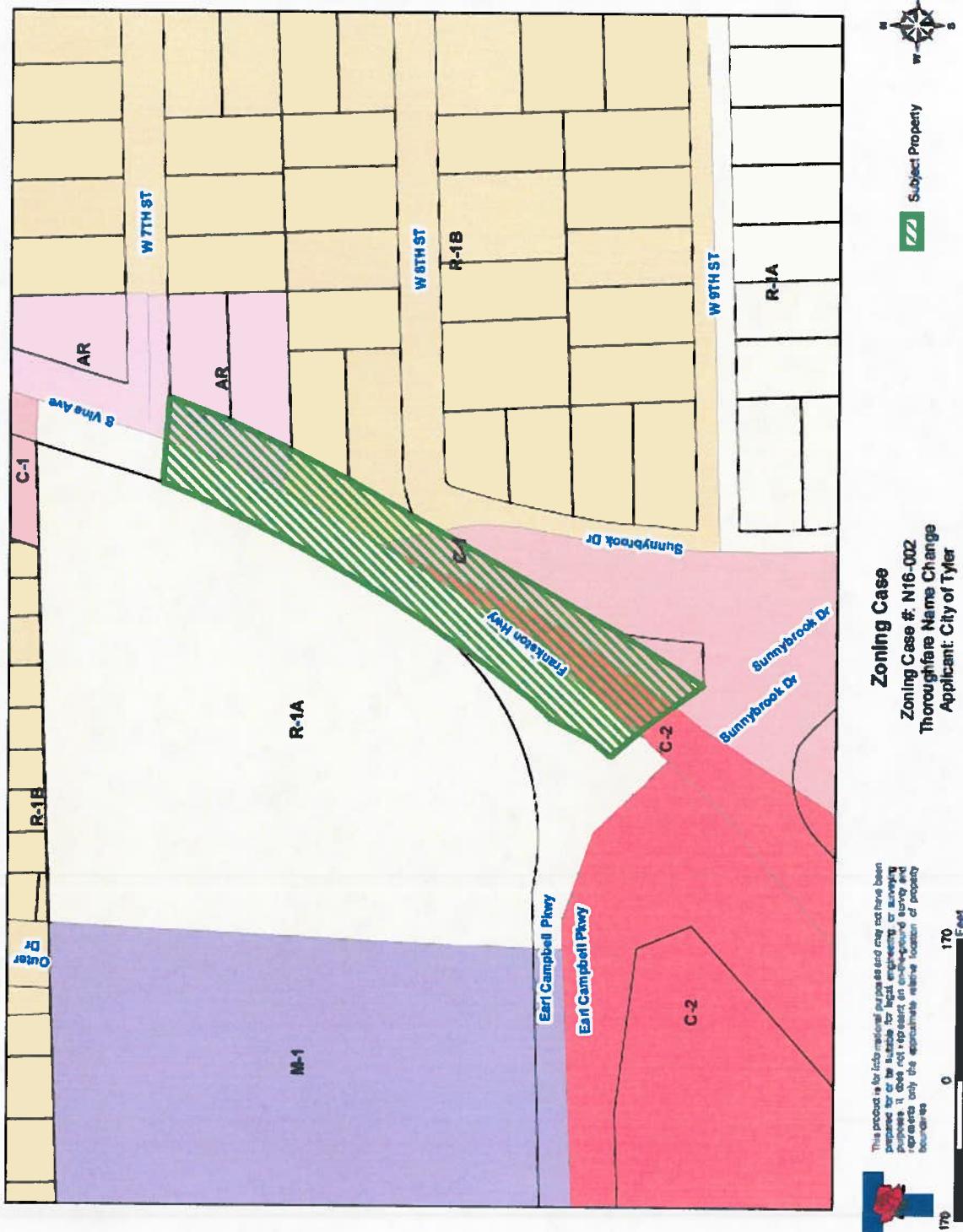
ATTEST:



APPROVED:

  
DEBORAH G. PULLUM,  
CITY ATTORNEY

ORDINANCE NO. O-2016-95  
EXHIBIT "A"  
LOCATION MAP



**ORDINANCE NO. O-2016-95  
EXHIBIT "B"  
NOTIFICATION MAP**

Notification List

708C	1	TROWBRIDGE RAYMOND M R
708C	7	TROWBRIDGE RAYMOND M R
708C	8	STAPLES EVA MARIE
708C	15	BARRERA EDGAR & MARIA OLGUIN
709H	7	TYLER I S D
837	7	S Vine Ave
837	7	Parallel Hwy
837	7	Sunnybrook Dr
837	7	Earl Campbell Pkwy
837	7	Earl Campbell Pkwy
W 6TH ST		W 7TH ST
W 7TH ST		W 8TH ST
W 8TH ST		W 9TH ST
W 9TH ST		

LOT 1  
BLK 708C

LOT 7  
BLK 708C

LOT 8  
BLK 708C

LOT 15  
BLK 708C

W 6TH ST

W 7TH ST

W 8TH ST

W 9TH ST

S Vine Ave

Parallel Hwy

Sunnybrook Dr

Sunnybrook Dr

Earl Campbell Pkwy

Earl Campbell Pkwy

8 Englewood Ave

052

**Zoning Case  
Zoning Case #: N16-002  
Thoroughfare Name Change  
Applicant: City of Tyler**

