

**ORDINANCE NO. 2009-08**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, ADOPTING THE “2009 MAJOR THOROUGHFARE PLAN” FOR THE CITY OF TOMBALL, TEXAS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HERewith; AND PROVIDING FOR SEVERABILITY.**

\* \* \* \* \*

WHEREAS, the Texas Local Government Code, Section 213.002, authorizes the governing body of a municipality to adopt a comprehensive plan for long-range development of the municipality and to define the content and design of a comprehensive plan, which may include, but is not limited to, provisions on land use, transportation, and public facilities, which may consist of a single plan or a coordinated set of plans organized by subject and geographic area, and which may be used to coordinate and guide the establishment of development regulations; and

WHEREAS, the City Council of the City of Tomball finds that a thoroughfare map, designating local, collector, and arterial streets, is vital for the future planning, coordination, and guidance of growth within the City; and

WHEREAS, the City Council wishes to adopt the “2009 Major Thoroughfare Plan,” designating the location of local, collector, and arterial streets; now, therefore,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS:**

**Section 1.** The facts and matters contained in the preamble of this Ordinance are hereby found to be true and correct.

**Section 2.** The City Council hereby adopts the “2009 Major Thoroughfare Plan” for the City of Tomball, a copy of which is attached hereto and made a part hereof. Copies of such Plan shall be filed in, and made available through, the Engineering and Planning office.

**Section 3.** All ordinances or parts of ordinances inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

**Section 4.** In the event any clause phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances 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 Tomball, 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.

**FIRST READING:**

READ, PASSED AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE 16TH DAY OF FEBRUARY 2009.

COUNCILMAN QUINN	<u>AYE</u>
COUNCILMAN LAZENBY	<u>AYE</u>
COUNCILMAN WEBB	<u>AYE</u>
COUNCILMAN HARVEY	<u>AYE</u>
COUNCILMAN DRIVER	<u>AYE</u>

**SECOND READING:**

READ, PASSED AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE 16TH DAY OF MARCH 2009.

COUNCILMAN QUINN	<u>AYE</u>
COUNCILMAN LAZENBY	<u>AYE</u>
COUNCILMAN WEBB	<u>AYE</u>
COUNCILMAN HARVEY	<u>AYE</u>
COUNCILMAN DRIVER	<u>AYE</u>

Gretchen Fagan  
Gretchen Fagan, Mayor

ATTEST:

Doris Speer  
Doris Speer, City Secretary