

**ORDINANCE NO. 2315**

**AN ORDINANCE OF THE CITY OF DUNCANVILLE, TEXAS, ADOPTING THE CITY OF DUNCANVILLE DESIGN MANUAL FOR THE INSTALLATION OF NODES AND NODE SUPPORT POLES IN THE CITY RIGHTS-OF-WAY, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE CHAPTER 284; AND DESIGNATING DESIGN DISTRICTS FOR THE INSTALLATION OF NODES AND NODES SUPPORT POLES, TO BE DESIGNATED THEREIN; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO MAKE FURTHER REVISIONS TO THE DESIGN MANUAL; AND PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Chapter 284 of the Texas Local Government Code, effective September 1, 2017, provides a regulatory framework governing the installation of Nodes and Node Support Poles in the City's Right-of-Way; and

**WHEREAS**, pursuant to Chapter 284, Network Providers installing wireless equipment in the City's Right-of-Way must comply with the Design Manual adopted by the City for that purpose; and

**WHEREAS**, Chapter 284 authorizes the City to designate Design Districts and Historic Districts, wherein heightened aesthetic requirements may be applied to such equipment; and

**WHEREAS**, the City of Duncanville has determined that certain areas of the city which should be designated as design districts, for purposes of Chapter 284, in order to preserve the character and aesthetic qualities of these areas; AND

**WHEREAS**, the City Council, in the exercise of its legislative discretion, has concluded that the attached Design Manual should be approved.

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

**SECTION 1.** The following areas of the City of Duncanville, as depicted on the attached Exhibit A, are hereby designated as Design Districts for the installation of network nodes and node support poles, pursuant to Chapter 284 of the Local Government Code:

**Within the City Limits and Within the Right-of-way of:**

- (1) Interstate Highway 20**
- (2) North Duncanville Road**
- (3) North and South Cedar Ridge**

- (4) North and South Clark Road**
- (5) West and East Camp Wisdom**
- (6) North and South Cockrell Hill**
- (7) West and East Daniel Dale Road**
- (8) West and East Wheatland Road**
- (9) North and South Main Street**
- (10) South Santa Fe Trail**
- (11) U.S. Highway 67**
- (12) West Wintergreen Road**
- (13) North Main Street, North of Interstate 20**
- (14) Redbird Lane – North Main Street to City Limits**
- (15) Hill City – Red Bird Lane to Camp Wisdom Road**
- (16) Center Street, from Main to Cedar Ridge**
- (17) Santa Fe Trail including Joe Wilson to cemetery**
- (18) Big Stone Gap, from Cedar Ridge to Clark**
- (19) Duncanville Downtown District**

**SECTION 2.** The Duncanville Design Manual for the Installation of Network Nodes and Node Support Poles, attached hereto as Exhibit “B”, is hereby adopted. All Network Providers seeking to install wireless equipment in the right-of-way of the City of Duncanville pursuant to Chapter 284 of the Local Government Code must comply with this Design Manual.

**SECTION 3.** The City Manager, or designee, is hereby authorized to revise the Design Manual as necessary to reflect changed conditions.

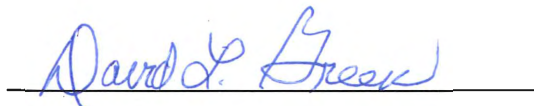
**SECTION 4.** All provisions of the ordinances of the City of Duncanville in conflict with the provisions of this Ordinance be, and the same are hereby, repealed, and all other provisions of the ordinances of the City of Duncanville not in conflict with the provisions of this Ordinance shall remain in full force and effect.

**SECTION 5.** If any section, paragraph, subdivision, clause, phrase or provision of this Ordinance shall be judged to be invalid or unconstitutional by a court of competent jurisdiction, the same shall not affect the validity of this Ordinance as a whole or any portion thereof other than the portion so decided to be invalid or unconstitutional.

**SECTION 6:** This Ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and charter in such case provide.

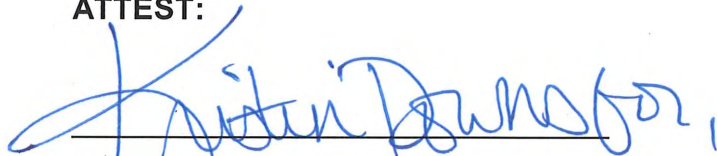
**DULY ORDAINED AND ADOPTED** by the City Council of the City of Duncanville, Texas, on the 15th day of August, 2017.

**APPROVED:**



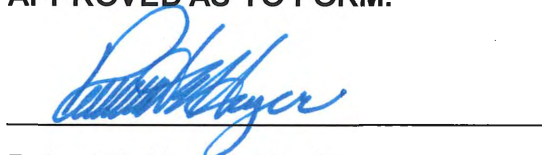
David L. Green, Mayor

**ATTEST:**



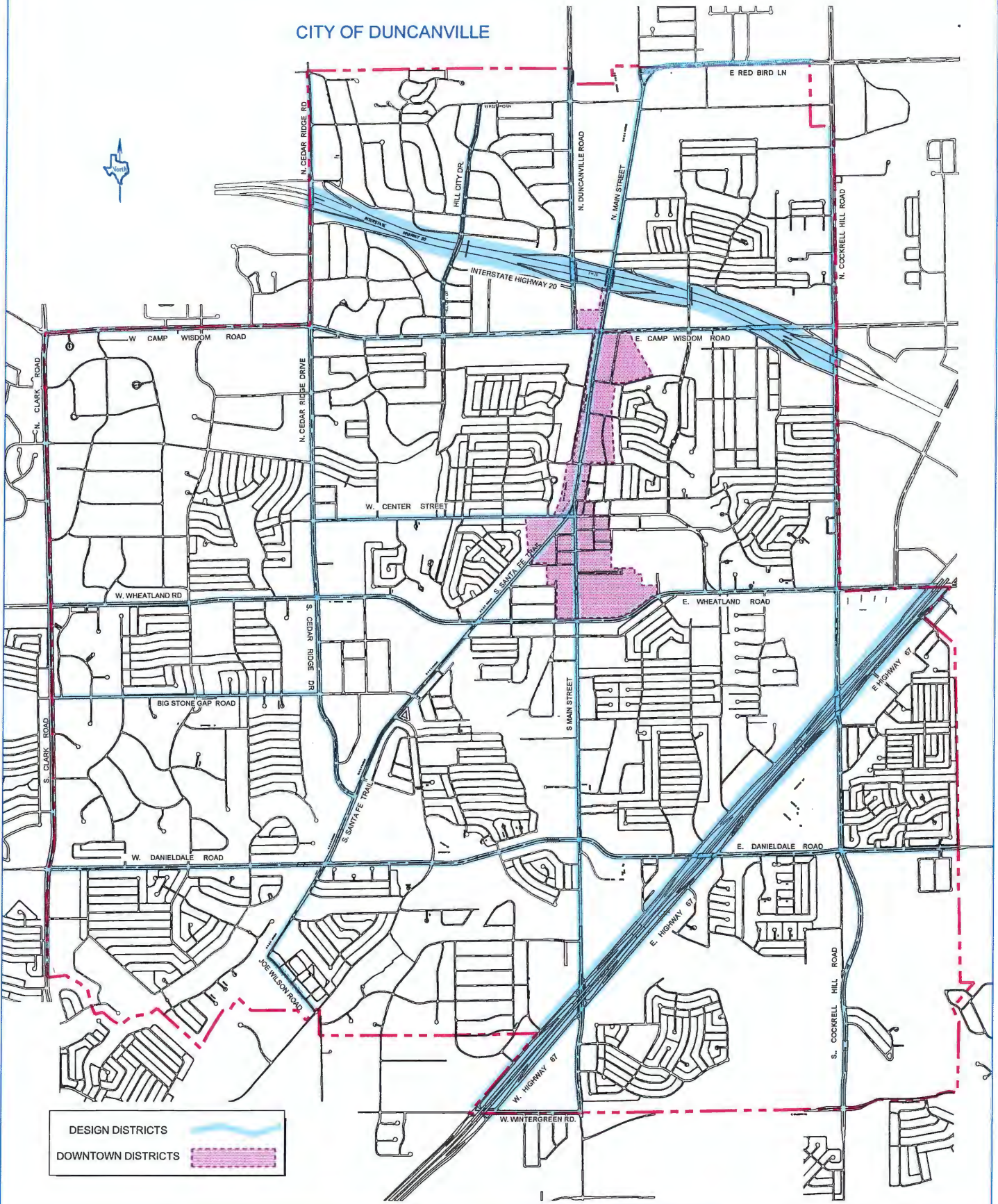
Mary E. Jones, City Secretary


**APPROVED AS TO FORM:**




Robert E. Hager, City Attorney

# CITY OF DUNCANVILLE



DESIGN DISTRICTS 

DOWNTOWN DISTRICTS 



## DESIGN DISTRICTS FOR THE INSTALLATION OF NODES AND NODES SUPPORT POLES

