

ORDINANCE NO. 23-066

AN ORDINANCE AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES OF THE CITY OF KILLEEN; PROVIDING FOR AMENDMENTS TO THE PARKING FEE EXEMPTIONS AT THE KILLEEN REGIONAL AIRPORT; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY CLAUSE; PROVIDING FOR SAVINGS CLAUSE; PROVIDING FOR PUBLICATIONS AND AN EFFECTIVE DATE.

WHEREAS, the City of Killeen, Texas is a home-rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code;

WHEREAS, pursuant to Ordinance Number 15-030, the City of Killeen adopted the parking fee exemption for the long-term and short-term parking lots at the Killeen Regional Airport as prescribed by Texas Transportation Code section 681.008(b); and

WHEREAS, the City Council desires to amend those adopted parking fee exemptions to limit which vehicles may park in the short-term parking lot;

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

SECTION I. That Chapter 28 of the City of Killeen Code of Ordinances is hereby amended as follows:

Sec. 28-137. - Parking at ~~Killeen-Fort Hood Regional Airport~~ Killeen Regional Airport.

- A. The ~~airport director~~ Executive Director of Aviation may establish areas in which the stopping, standing, or parking of a motor vehicle is prohibited or restricted.
- B. A person may not park a motor vehicle in a public area of the ~~Killeen-Fort Hood Regional Airport~~ Killeen Regional Airport except:
 1. At a place and in a manner expressly authorized by the ~~airport director~~ Executive Director of Aviation;
 2. As directed by a police officer or an airport official; or
 3. In compliance with official posted signs or markings.
- C. A person may not stop, stand, or park a motor vehicle in a passenger loading zone except to quickly load or unload passengers and baggage. A motor vehicle may not be left unattended while loading or unloading passengers and/or baggage.
- D. An airport official may tow a motor vehicle parked on airport property in violation of this chapter at the owner or operator's expense.
- E. The city hereby adopts the exemption provided to certain veterans and military award recipients by V.T.C.A., Transportation Code § 681.008(b), and provides that
 1. when being operated by or for the transportation of a person to whom this section applies, a vehicle on which license plates described in this section are displayed:

- a. is exempt from the payment of a fee imposed for parking in at the long-term parking lot at the ~~Killeen-Fort Hood Regional Airport~~ Killeen Regional Airport; and
 - b. is exempt from the payment of a fee imposed for parking in the short-term parking lot at the Killeen Regional Airport if:
 - (i) the license plate also bears the handicap symbol described by V.T.C.A., Transportation Code § 504.201(d), or
 - (ii) a handicap placard, as described by V.T.C.A., Transportation Code § 681.0112, is affixed to the vehicle's rear-view mirror.
2. The person claiming ~~the an~~ exemption under this subsection must provide proof of picture identification and either vehicle registration or insurance to confirm that the vehicle is eligible for exemption from the parking fee.

SECTION II. That all ordinances or resolutions or parts of ordinances or resolutions in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION III. That should any section or part of any section, paragraph or clause of this ordinance be declared invalid or unconstitutional for any reason, it shall not invalidate or impair the validity, force or effect of any other section or sections or part of a section or paragraph of this ordinance.

SECTION IV. That the Code of Ordinances of the City of Killeen, Texas, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION V. That this ordinance shall be effective after its passage and publication according to law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Killeen, Texas, this 24th day of October, 2023, at which meeting a quorum was present, held in accordance with the provisions of V.T.C.A., Government Code, §551.001 *et seq.*

APPROVED

Debbie Nash-King, MAYOR

ATTEST:

APPROVED AS TO FORM:

Laura J. Calcote, CITY SECRETARY

Holli C. Clements, CITY ATTORNEY