

ORDINANCE NO. 2014-435

AN ORDINANCE OF THE CITY OF WACO, TEXAS, AMENDING ARTICLE VIII. "STOPPING, STANDING, PARKING" IN CHAPTER 25 "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF WACO, TEXAS EXEMPTING TEMPORARY COMMERCIAL PARKING FACILITIES FROM THE REQUIREMENT OF AN ALL-WEATHER SURFACE FOR PARKING IN THE FRONT OR SIDE YARDS OF SINGLE-FAMILY RESIDENTIAL USES AND AUTHORIZING THE DESIGNATION OF TEMPORARY NO-PARKING ZONES IN CONJUNCTION WITH TEMPORARY EVENTS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR A PENALTY; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WACO, TEXAS:

Section 1. That Article VIII "Stopping, Standing, Parking" of Chapter 25 "Traffic and Vehicles" of the Code of Ordinances of the City of Waco, Texas, is amended by amending Section 25-199 and adding a new Section 25-201 to read as follows (additions, ~~deletions~~):

Sec. 25-199. Parking in residential areas.

Except as provided herein, No person shall cause, allow, permit or suffer any vehicle to be stopped or parked in the front or side corner yard of private property used for single-family residential purposes except on an all-weather surface as defined in subsection 28-1019(d) of this Code. This provision shall not apply to the parking of vehicles in a front yard or side yard used as part of a temporary commercial parking facility, where the temporary commercial parking facility is permitted by right as set forth in Chapter 28 of this Code. This provision shall not prohibit parking on an existing driveway. For the purpose of this section existing driveway means a clearly defined area where the soil has been compacted due to extended use so as not to create ruts when driven upon in wet weather and which is accessed by an existing curb cut where curb and gutter is present, provided said conditions existed prior to the effective date of this prohibition.

Sec. 25-201. Temporary No-Parking Zones.

The city traffic engineer is hereby authorized to determine and designate by proper signs temporary no-parking zones in and on streets and portions thereof in conjunction with a temporary event that is open to the public, and that will have more than 5,000 persons in attendance. During the time that signs designating temporary no-parking zones are posted, no person shall stop, stand or park a vehicle in any such designated temporary no-parking zone.

Section 2. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. That the terms and provisions of this ordinance shall be deemed to be severable and that if any section, subsection, sentence, clause, or phrase of this ordinance shall be declared to be invalid or unconstitutional, the same shall not affect the validity of any other section, subsection, sentence, clause, or phrase of this ordinance and the remainder of such ordinance shall continue in full force and effect the same as if such invalid or unconstitutional provision had never been a part hereof.

Section 4. That it is the intention of the City Council and is hereby ordained that the provisions of this ordinance shall become and be a part of the Code of Ordinances of the City of Waco, Texas, and that sections of this ordinance may be renumbered or relettered to accomplish such intention.

Section 5. That a violation of this ordinance shall be a Class C misdemeanor and the penalty for violating this ordinance shall be as provided for in Sec. 1-14 of the Code of Ordinances of the City of Waco, which shall be a fine of not less than one dollar (\$1.00) and no more than five hundred dollars (\$500.00), and each day a violation exists shall be a separate offense.

Section 6. That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED:

First Reading: this 15th day of July, 2014.

Second Reading: this 5th day of August, 2014.

Malcolm Duncan, Jr., Mayor,
City of Waco, Texas

ATTEST:

Patricia W. Ervin, City Secretary

APPROVED AS TO FORM & LEGALITY:

Jennifer Richie, City Attorney