

ORDINANCE NO. 2019-677

AN ORDINANCE OF THE CITY OF CEDAR HILL, TEXAS, DESIGNATING A NO PARKING ZONE ALONG A PORTION OF THE WEST SIDE OF WITHERSPOON COURT, SAID STREET BEING LOCATED WITHIN THE CORPORATE CITY LIMITS OF THE CITY OF CEDAR HILL, TEXAS; PROVIDING FOR THE ERECTION OF NO PARKING SIGNS; PROVIDING FOR ENFORCEMENT AND PENALTIES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR IMMEDIATE EFFECT; AND PROVIDING FOR PUBLICATION.

WHEREAS, the City of Cedar Hill is a home-rule municipal corporation within the State of Texas, with full power of local self-governance; and

WHEREAS, Chapter 11, Article III, Section 11-115 of the Code of Ordinances of the City of Cedar Hill provides that it is unlawful for any person, firm, partnership, corporation or any other entity to park any vehicle, trailer or other obstruction in any area designated as a “no parking zone” by the City Council of the City of Cedar Hill; and

WHEREAS, Witherspoon Court is a public street within the city limits of the City of Cedar Hill, Texas; and

WHEREAS, City staff has determined, and shown to the City Council, that vehicular parking along a portion of the west side of Witherspoon Court creates a danger to the public safety by impeding the travel of emergency equipment; and

WHEREAS, the City Council of the City of Cedar Hill finds and determines that it is in the best interest of the public health, safety and welfare of the citizens of Cedar Hill to prohibit parking on and along the portion of Witherspoon Court designated herein.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Cedar Hill, that:

SECTION 1. DESIGNATION OF NO PARKING ZONE ON WITHERSPOON COURT

The City Council of the City of Cedar Hill, Texas, hereby designates a “no parking” zone on and along the west side of Witherspoon Court from a point starting at the south side of the intersection of the alley entrance/exit on Witherspoon Court and

extending south along and adjacent to the west curb line a distance of 170 feet. The City Council directs the City Manager to cause to be erected "NO PARKING" signs along such designated portion of Witherspoon Court.

SECTION 2. ENFORCEMENT AND PENALTY

Any person, firm, partnership, corporation or other entity who shall violate any provision of this Ordinance shall be guilty of a misdemeanor, and upon conviction thereof in the Municipal Court of the City of Cedar Hill, shall be liable for a fine in an amount not to exceed \$200.00. Each and every day that that a violation of this ordinance remains or exists shall constitute a separate offense and shall be punishable by separate fines for each such offense.

SECTION 3. SAVINGS CLAUSE

In the event that any other Ordinance of the City of Cedar Hill heretofore enacted is found to conflict with the provisions of the Ordinance, this Ordinance shall prevail.

SECTION 4. SEVERABILITY CLAUSE

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 5. EFFECTIVE DATE

Because of the nature of the interest and safeguard sought to be protected by this Ordinance, and in the interest of the health, safety and welfare of the citizens of the City of Cedar Hill, this Ordinance shall take effect immediately after passage, approval and publication, as required by law.

SECTION 6. PUBLICATION

The City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternative method of publication provided by law.

PASSED, APPROVED and **ADPOTED** by the City Council of the City of Cedar Hill, Texas, on this 11 day of June, 2019.



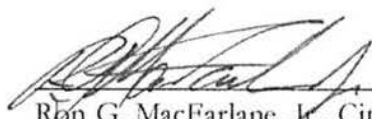
Stephen Mason, Mayor

ATTEST:



Belinda Berg, City Secretary

APPROVED AS TO FORM:



Ron G. MacFarlane, Jr., City Attorney