

ORDINANCE NO. 382

AN ORDINANCE OF THE CITY OF RICHWOOD TEXAS, AMENDING CHAPTER 20 OF THE CODE OF ORDINANCES OF THE CITY OF RICHWOOD, TEXAS, TO RESTRICT THE STOPPING, STANDING, OR PARKING OF ANY TRUCK-TRACTOR, ROAD-TRACTOR, TRAILER, OR SEMI-TRAILER, BUS OR COMMERCIAL MOTOR VEHICLE IN RESIDENTIAL ZONING DISTRICT, PROVIDING PENALTIES FOR VIOLATIONS; A REPEALER CLAUSE; AND A SEVERABILITY CLAUSE.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RICHWOOD:

Section 1.

That sections 20-1, Definitions, of the Code of the City of Richwood be amended to include the following:

Commercial vehicle shall mean truck-tractor, road tractor, semi-trailer, bus, truck or trailer or any other commercial vehicle with a rated carrying capacity of one and one-half (1½) tons or more according to the manufacturer's classification.

Oversized vehicle shall mean any vehicle that is greater than twenty-three (23) feet in length, eight (8) feet in width or (10) feet in height. Regardless of size, the term oversized vehicle shall include step vans, tow trucks, panel trucks, cargo vans bobtail trucks, bucket trucks, platform trucks and other similar vehicles. A vehicle defined in Transportation Code Section 522.004(b) and designed as temporary living quarters for recreational camping or travel use, including a travel trailer, camping trailer, truck trailer and motor home is exempted from this ordinance.

Section 20-36 shall be added as follows:

It shall be unlawful for any owner or person in possession and/or control of a commercial vehicle or oversized vehicle, to leave; park or stand, or permit the leaving, parking, or standing of such vehicle within any area of the city zoned residential according to the Richwood Zoning Ordinance as it currently exists or hereafter amended, including but not limited to R-1, R-1A, R-2, R-3 and R-4 except that this section shall not apply to a commercial vehicle or oversized vehicle parked for the purpose of expeditiously delivering or picking up merchandise to or from a specific designated location or loading and unloading personal property to or from a specific location while in the normal course of business for which the commercial vehicle operates.

Section 2. Penalty

Any person who shall intentionally, knowingly or recklessly violate any provisions of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, may be fined as provided for in Section 1-6 of the Code of Ordinances of the City of Richwood. Each day of violation shall

constitute a separate offense.

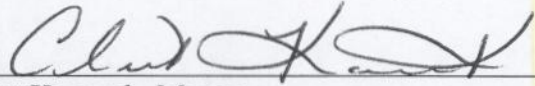
Section 3. Repeal of Conflicting Ordinances

In the event this section or any portion of this Ordinance is in conflict with any ordinance that has been previously passed as of the time of passage hereof, then that portion in conflict herewith is hereby repealed, such repealing not constituting a repeal of any portion thereof which is not in direct contact with the provisions herein.

Section 4. Severability Clause

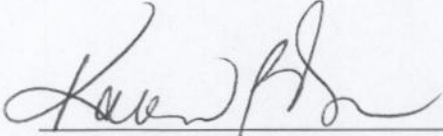
Should any section, subsection, sentence or provisions hereof be declared unconstitutional or void by a court of competent jurisdiction, such decision shall not affect the validity of the remaining parts or parts hereof except so far as such parts so declared unconstitutional or void may be inseparable from and indispensable to the operation of the remaining part or parts.

PASSED AND ADOPTED THIS 20th day of August, 2013.



Clint Kocurek, Mayor

ATTEST:



Karen B. Schrom, City Secretary