

CITY OF ROYSE CITY, TEXAS
ORDINANCE NO. 19-05-1320

AN ORDINANCE OF THE CITY OF ROYSE CITY, TEXAS, AMENDING SECTION 6-7(L) OF EXHIBIT "A" OF SECTION 14.02.001 OF THE CITY OF ROYSE CITY CODE OF ORDINANCES REGARDING EXEMPTIONS TO OFF-STREET PARKING AND LOADING REQUIREMENTS; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS the City of Royse City, Texas, is a home rule municipality acting under its home rule charter and authority vested by state law;

WHEREAS the City is authorized by Section 211.005, "Districts" of the Texas Local Government Code to zone property into districts in accordance with a Comprehensive Plan;

WHEREAS the City Council of the City of Royse City deems it necessary in order to lessen congestion on streets, to secure safety from fire, panic, and other dangers; to promote health and the general welfare; to provide adequate light and air; to prevent overcrowding of land; to avoid undue concentration of population; to facilitate the adequate provisions of transportation, water, sewers, schools, parks and other public requirements; to conserve the value of property and encourage the most appropriate use of land throughout the City, that the hereinafter contained provisions of this ordinance should be passed, promulgated and enforced;

WHEREAS the Main Street business area continues to grow and new businesses are coming in west of Houston Street. The City Council recognizes a need to exempt these businesses from off-street parking and loading requirements similar to other businesses along Main Street in order maintain continuity;

WHEREAS the Planning and Zoning Commission has recommended approval of this amendment, which is attached as Exhibit "A"; and

WHEREAS the City Council has given published notice and held public hearings with respect to the adoption of this Zoning Ordinance and Zoning Map, as required by law.

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

SECTION 1

That the findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2

That *Section 6-7(L), Exemptions*, of Exhibit “A” of Section 14.02.001 of the City of Royse City Code of Ordinances, is hereby amended to read as follows:

L. EXEMPTIONS

Properties fronting Main Street, between Pond Branch Creek ~~east of Houston Street~~ and west of Plum Street and facing Arch Street from the intersection of Main Street to the railroad tracks shall be exempt from this section.”

SECTION 3

That all provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

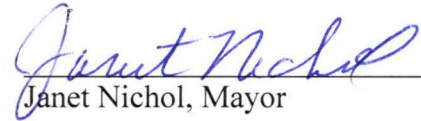
SECTION 4

Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Royse City hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.


SECTION 5

This Ordinance shall be effective upon its passage and publication as required by law.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE
CITY OF ROYSE CITY, TEXAS on this 28th day of May, 2019.**

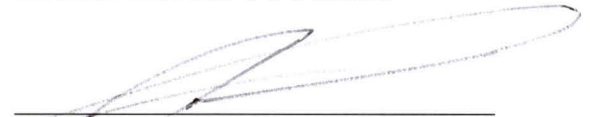

Janet Nichol, Mayor

ATTEST:


Deborah Sorensen, TRMC, CMC, City Secretary



APPROVED AS TO FORM:


Jason Day, City Attorney

Dates of Publication: 1st 12/18/19 2nd 12/25/19
Royse City Herald Banner

EXHIBIT A

Planning & Zoning Commission Resolution

**PLANNING AND ZONING COMMISSION
OF THE
CITY OF ROYSE CITY**

§ SPECIAL MEETING
§
§
§ MAY 16, 2019

A RESOLUTION OF THE PLANNING AND ZONING COMMISSION OF THE CITY OF ROYSE CITY, ROCKWALL, COLLIN AND HUNT COUNTY, TEXAS, RECOMMENDING APPROVAL OF AN ORDINANCE AMENDING SECTION 6-7(L) OF EXHIBIT A OF SECTION 14.02.001 OF THE CITY OF ROYSE CITY CODE OF ORDINANCES REGARDING EXEMPTIONS TO OFF-STREET PARKING AND LOADING REQUIREMENTS.

Before the Planning and Zoning Commission of the City of Royse City, Texas, the above-styled matter was called for hearing on the 16th day of May, 2019. The Commission having announced ready, all evidence of concerned parties having been submitted to the Commission in accordance with the law and the Commission having made such inquiry as seemed desirable and necessary to it and after the matter having been publicly deliberated as required by law the following recommendations were made and entered:

FINDINGS OF FACT

The Commission finds that:

- (1) Notice of the proceedings in this matter has been given to the necessary parties and published in accordance with law;
- (2) A public hearing on the above-entitled matter was held on May 16, 2019;
- (3) It would be beneficial to amend Section 6-7(L) of Exhibit A of Section 14.02.001 of the City of Royse City Code of Ordinances regarding exemptions to off-street parking and loading requirements.

RECOMMENDATION

Based on the above, the Commission:

RECOMMENDS approval of an ordinance of the City of Royse City, Texas, amending Section 6-7(L) of Exhibit A of Section 14.02.001 of the City of Royse City Code of Ordinances regarding exemptions to off-street parking and loading requirements.

EFFECTIVE the 16th day of **May, 2019.**


Chairperson