

**CITY OF ROYSE CITY, TEXAS**

**ORDINANCE NO. 23-05-1576**

**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 – OFF-STREET PARKING AND LOADING REQUIREMENTS IN THE CITY OF ROYSE CITY ZONING ORDINANCE; 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 Planning and Zoning Commission recommended approval of this amendment on May 4, 2023; 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)* of Exhibit "A" of Section 14.02.001 of the City of Royse City Code of Ordinances – Off-Street Parking and Loading Requirements in the City of Royse City Zoning Ordinance, is hereby amended to read as follows:

- L. **EXEMPTIONS** Properties located as follows shall be exempt from this section: ~~Properties fronting Main Street, between Pond Branch Creek 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.~~

1. Fronting Main Street, between Pond Branch Creek and west of Plum Street.
2. Fronting Arch Street, between E. Church Street and the railroad tracks.
3. Fronting Elm Street, between E. Church Street and the railroad tracks.
4. Fronting the west side of S. Howard St., between E. Front Street and Pearl Street.

Parking spaces other than exempt public street parking noted in Sec. L. EXEMPTIONS, shall comply with Sec. E. HANDICAPPED SPACES 1-4.

### **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 23rd day of May, 2023.**

ATTEST:

  
Deborah Sorensen, TRMC, MMC  
City Secretary



  
Bruce Bradley, Mayor Pro Tem

APPROVED AS TO FORM:

  
Jason Day, City Attorney

Dates of Publication: 1<sup>st</sup> 6/1/23 2<sup>nd</sup> 6/18/23 Royse City Herald Banner