

ORDINANCE NO. 792-2019

AN ORDINANCE AMENDING CHAPTER 10, TRAFFIC REGULATIONS, OF THE CODE OF ORDINANCES OF THE CITY OF HILSHIRE VILLAGE, TEXAS, BY PROHIBITING STREET PARKING FROM 1:00 A.M. UNTIL 5:00 A.M. WITHOUT A PARKING PERMIT; PROVIDING FOR PARKING PERMITS; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$200.00 FOR VIOLATION OF ANY PROVISION OF THIS ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH, AND PROVIDING FOR SEVERABILITY.

WHEREAS, Texas Transportation Code Section 542.201 authorizes the City to enact and enforce rules regulating traffic that do not conflict with Texas's Rules of the Road; and

WHEREAS, the City has previously adopted traffic regulations applicable within the City; and

WHEREAS, the City Council hereby finds and determines that the regulations and amendments set forth herein are in the best interest of the public and are adopted in furtherance of the public health, safety, morals, and general welfare.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HILSHIRE VILLAGE, TEXAS:

Section 1. Chapter 10, Traffic Regulations, of the Code of Ordinances of the City of Hilshire Village, Texas, is hereby amended by amending Section 10.601, Regulations Generally, to read as follows:

Sec. 10.601. Regulations Generally.

- (a) No person shall stop, park, or leave standing any unattended vehicle upon the paved part of any street in the City so as to impede the reasonable flow of traffic or passage of emergency vehicles.
- (b) No person shall stop, park, or leave standing any unattended vehicle in a manner that impedes the ingress or egress of a public or private driveway.
- (c) Vehicles may not be parked on the street from 1:00 am until 5:00 am without a valid parking permit issued by the City.

Section 2. Chapter 10, Traffic Regulations, of the Code of Ordinances of the City of Hilshire Village, Texas, is hereby further amended by amending Section 10.607, Further Restrictions on Vehicle Parking, and adding Section 10.608, Temporary Parking Permit; Fees, to read as follows:

Sec. 10.607. - Further Restrictions on Vehicle Parking.

- (a) *Number restriction.* Not more than five (5) vehicles shall be parked overnight on any residential lot so as to be visible to public view. One (1) of such vehicles may be a dual wheel truck with single rear axle, and one of such vehicles may have visible commercial advertising consistent with the city's sign regulations.

(b) *Street restriction.* No occupant of any residential lot shall use any street within the city for parking vehicles that are not permitted to be parked on the occupant's lot.

(c) *Long-term parking restriction.* No vehicle may be parked on the street from 1:00 am until 5:00 am unless a valid parking permit issued by the City is conspicuously displayed in the lower corner of the front windshield on the driver's side of the vehicle.

10.608 Temporary Parking Permit; Fees.

(a) Upon application of a person who owns or occupies a residence abutting a public street in the City, the City Administrator may issue a temporary residential parking permit: i) in increments of 3-days, 14-days, or 30 days, which may be renewed up to three consecutive times; ii) for on street parking in designated areas, iii) for a specific vehicle registration.

(b) The City Council may impose a fee for the temporary parking permit by resolution.

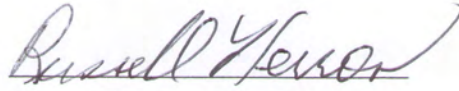
Section 3. Any person, corporation or entity who shall violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not to exceed \$200.00. Each day in which any violation shall occur, or each occurrence of any violation, shall constitute a separate offense.

Section 4. All ordinances or parts of ordinances inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

Section 5. In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Hilshire Village, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 6. This ordinance shall be effective immediately upon adoption and publication of this ordinance or a caption that summarizes the purpose of this ordinance and the penalty for violating this ordinance in every issue of the official newspaper for two days, or one issue of the newspaper if the official newspaper is a weekly paper, in accordance with Section 52.011 of the Texas Local Government Code.

PASSED, APPROVED, AND ADOPTED this 17th day of December, 2019.



Russell Herron, Mayor



ATTEST:



Susan Blevins, City Secretary