

CITY OF SEGUIN

ORDINANCE NO.:

STATE OF TEXAS

AN ORDINANCE OF THE CITY COUNCIL OF SEGUIN, TEXAS AMENDING THE SEGUIN CODE OF ORDINANCES CHAPTER 98, TRAFFIC AND VEHICLES ARTICLE V, STOPPING, STANDING AND PARKING, TO CHANGE THE PENALTY FOR VIOLATIONS AND TO CLARIFY PARKING RESTRICTIONS; PROVIDING FOR PUBLICATION OF THIS ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING A SEVERABILITY CLAUSE; AND AUTHORIZING CITY STAFF TO PREPARE THIS ORDINANCE FOR SUBMISSION AS A SUPPLEMENT TO THE CODE OF ORDINANCES.

WHEREAS, as the City continues to grow increased heavy truck traffic is increasingly causing deterioration of City streets; and

WHEREAS, the City has begun a street maintenance and construction program to upgrade many of the City's streets; and

WHEREAS, in March the City Council adopted an Ordinance changing some of the parking restrictions for large trucks and added more streets to the no through trucks; and

WHEREAS, the penalty in the current Code of Ordinances is \$5.00, a penalty that is too low for effective enforcement.

BE IT ORDAINED by the City Council of Seguin, Texas:

SECTION ONE. The Seguin Code of Ordinances, Chapter 98, Traffic and Vehicles, Article V, Stopping, Standing and Parking, Section 98-100, Parking trucks, trailers, tractor-trailers, buses and long vehicles in residential areas is amended as follows (underlining indicates added text, ~~striketrough~~ indicates deleted text):

(a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Bus means any vehicle constructed, outfitted or intended for the carrying or transporting of passengers and having a capacity of ten or more passengers.

Residential Lot means any lot with an inhabited structure that has been zoned residential in accordance with the Seguin Unified Development Code, except lots designated Agricultural Ranch, Rural Residential or Suburban Residential.

Tractor means any vehicle designed or intended for the hauling or pulling of one or more trailers or semitrailers.

Tractor-trailer means any combination of a tractor and trailer or semitrailer having an overall length in excess of 21 feet.

Truck means any motor vehicle with two or more rear axles or designed or intended for hauling loads ~~and~~ having a length in excess of 21 feet.

(b) *Parking.*

~~(1) It shall be unlawful to park or permit to be parked any bus on a single family residence, street, alley or other public way in any residential area, except for the immediate purpose of loading or unloading passengers.~~

~~(2) (1) It shall be unlawful to park or permit to be parked any bus, truck, as defined above, or any other truck, trailer, tractor-trailer or any other vehicle which exceeds 21 feet in overall length on or in any of the following places:~~

~~i a residential lot as defined above;~~

~~ii a city street, alley or other public way in any residential area~~

~~iii. any city property~~

~~iv. with the exception ~~except~~ of parking for the immediate purpose of loading or unloading goods, merchandise, material or other haulage.~~

~~(2) Recreational vehicles and boats may be parked on the owner or lessee's residential lot as long as the vehicle is not being used as either a temporary or permanent residence.~~

(c) *Penalties.* Any person violating this section, if convicted, may be subject to the penalty provided in Section 1-14 of the Seguin Code of Ordinances. ~~fined \$5.00.~~ Each violation shall be considered a separate offense, and each day that such violation continues shall constitute a separate offense.

SECTION TWO. The Seguin Code of Ordinances, Chapter 98, Traffic and Vehicles, Article II, Traffic Control Devices, Section 98-40(a), Designation of no through truck traffic streets is amended as follows (underlining indicates added text, ~~striketrough~~ indicates deleted text):

(a) A designation as a "no through truck traffic" street means that commercial vehicles with two or more rear axles larger than one-ton capacity may not use that street for any purpose other than the following:

~~(1) Making a delivery to an address located on that street;~~ ~~or~~

~~(2) Parking an empty vehicle by the owner of that vehicle at the owner's residence.~~

SECTION THREE. In accordance with Section 3.10 of the Seguin City Charter, this Ordinance shall become effective upon ten (10) days following passage on second reading and shall be published in a newspaper of general circulation.

SECTION FOUR. If any clause or provision of this Ordinance shall be deemed to be unenforceable for any reason, such unenforceable clause or provision shall be severed from the remaining portion of the Ordinance, which shall continue to have full force and effect.

SECTION FIVE. City staff is authorized to prepare this Ordinance for submission as a supplement to the Seguin Code of Ordinances.

PASSED AND APPROVED on first reading this 5th day of April, 2016.

PASSED AND APPROVED on second reading this 19th day of April 2016.

DON KEIL, Mayor

ATTEST:

Thalia Stautzenberger, City Secretary