

City of Cottonwood Shores

ORDINANCE 12004

**AN ORDINANCE OF THE CITY OF COTTONWOOD SHORES,
TEXAS, PROHIBITING ON-STREET PARKING ON CITY
STREETS; ESTABLISHING PENALTIES FOR THE VIOLATION
OF AND PROVISIONS FOR ENFORCEMENT OF THESE
RESTRICTIONS; AND PROVIDING
SEVERABILITY AND AN EFFECTIVE DATE.**

History: August 2, 2012 – Repealed Ordinance 8004 and codified to Chapter 12.

WHEREAS, the City of Cottonwood Shores, Texas recognizes the many hazards of on-street parking, during both daylight hours and after dark;

WHEREAS, the City recognizes that on-street parking is dangerous to drivers, pedestrians, pets, and bicyclists, because of the lack of sight distance afforded by on-street parking;

WHEREAS, the City is determined to preserve the curb delivery of the mail by the post office and recognizes that on-street parking frustrates the efficient delivery of the mail;

WHEREAS, the City finds that the streets are no place to store any vehicles and each land owner must provide driveway access and parking for all vehicles; and

WHEREAS, the City realizes that on-street parking may frequently become a hazard or barricade for police, fire and EMS vehicles trying to respond to an actual emergency;

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF COTTONWOOD SHORES, TEXAS:

SECTION 1. - DEFINITION

That the City of Cottonwood Shores, Texas prohibits the parking of vehicles on streets in the City, during all hours of the day. Such vehicles may be cars, trucks, motorcycles, boat trailers, stock trailers, utility trailers, or any other wheeled vehicle. Exempt vehicles are emergency services vehicles, commercial vehicles providing pick-up or delivery of merchandise or other goods, and vehicles operated by a provider of local utility services.

SECTION 2. - ENFORCEMENT

This ordinance shall be enforced by all law enforcement officers of the City of Cottonwood Shores, on all shifts. Officers shall cite each vehicle parked on the City streets and arrange a tow of the vehicle if in the opinion of the officer the parked vehicle is a hazard to public traffic. Such vehicle

shall be towed, under such circumstances, to a lot or place designated by the Chief of Police for similarly towed vehicles.

SECTION 3. - PENALTY

Any individual who fails to comply with any provision of this Ordinance commits an offense punishable as a City Ordinance violation.

An offense under this section shall be filed with the Municipal Court of Cottonwood Shores by complaint or citation issued by any peace officer of the State of Texas and is punishable by the assessment of a fine not to exceed one hundred dollars (\$100.00).

SECTION 4. - CONFLICTS

That all ordinances that are in conflict with the provisions of this ordinance be, and the same are hereby, repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 5. - SEVERABILITY

Should any paragraph, sentence, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof, other than the part so declared to be invalid, illegal or unconstitutional.

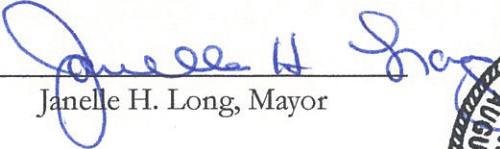
SECTION 6. – EFFECTIVE DATE

This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law in such case provides.

SECTION 7. – OPEN MEETINGS


That it is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act (Chapter 551, Local Government Code).

PASSED AND APPROVED by the City Council of Cottonwood Shores, Texas, at a meeting on the 2nd day of August, 2012 with 5 votes in favor, 0 votes against and 0 abstentions.



Janelle H. Long, Mayor





Sheila C. Moore, City Secretary