

CITY OF LAVON, TEXAS
ORDINANCE NO. 2023-06-01

Amending Article 11.03 of the Code of Ordinances – “Parking”

AN ORDINANCE OF THE CITY OF LAVON, TEXAS, AMENDING ARTICLE 11.03 “PARKING” OF THE CODE OF ORDINANCES TO PROVIDE FOR “SPECIAL WEEKEND PARKING PERMITS FOR PRESIDENTS BLVD.”; REPEALING AND REPLACING ORDINANCE NO. 2023-04-01; PROVIDING FOR SAVINGS AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, the City Council of the City of Lavon ("City Council") has investigated and determined that it would be advantageous and beneficial to the citizens of the City of Lavon, Texas ("Lavon") to amend Lavon's Code of Ordinances in Chapter 11 to add regulations to provide for residents' special weekend parking permits for Presidents Blvd. in the City of Lavon; and

WHEREAS, corrections to codification references in Ordinance No. 2023-04-01 have been identified; and

WHEREAS, the City Council has authority under state law to adopt the regulations herein.

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

SECTION 1. RECITALS

The City Council hereby finds that the statements set forth in the recitals of this Ordinance are true and correct, and the City Council hereby incorporates such recitals as part of this Ordinance.

SECTION 2 Article 11.03 Parking

A. Section 11.03.002 “Definitions” is hereby amended by adding the following:

“Commercial Vehicle”

A commercial vehicle is a vehicle that has graphics advertising a business, panel van, truck, truck-tractor, trailer, or semi-trailer, or combination of such vehicles with a total of three (3) or more axles.

“Resident’s Vehicle”

A passenger car, passenger van, sport utility vehicle, pickup or motorcycle that is currently registered at the location for which the resident seeks a Special Weekend Parking Permit.”

“Weekend”

For purposes related to a Presidents Blvd. Special Weekend Parking Permit the weekend shall be from 6:00 pm Friday evening until 6:00 am Monday morning.

B. Section 11.03.003 “Offenses” is hereby amended by adding the following to the beginning of 11.03.003 (b3)

“Except as provided for in Section 11.03.006,”

C. Section 11.03.006 "Presidents Blvd. Special Weekend Parking Permit" is hereby added to the Lavon Code of Ordinances:

- (a) A person wishing to park a car, passenger van, sport utility vehicle, pickup or motorcycle on Presidents Blvd. over the weekend may apply to the Lavon Police Department during normal business hours for a Presidents Blvd. Special Weekend Parking Permit.
- (b) Residents whose side yards abut Presidents Blvd. are eligible to apply for a Presidents Blvd. Special Weekend Parking Permit.
- (c) Only vehicles registered to residents of the homes whose side yard abuts Presidents Blvd. are eligible to park on Presidents Blvd. with a Presidents Blvd. Special Weekend Parking Permit.
- (d) The following vehicles are not eligible for a Presidents Blvd. Special Weekend Parking Permit: commercial vehicles, boats, campers, trailers, or recreational vehicles.
- (e) An application for Presidents Blvd. Special Weekend Parking Permit shall contain the following information:
 - 1) The name of the person responsible for parking the vehicle.
 - 2) The home address of the person responsible for parking the vehicle.
 - 3) A current phone number for the person parking the vehicle.
 - 4) A description of the vehicle, including make, model, color, and year of manufacture.
 - 5) The registration number and state of issuance for the vehicle.
 - 6) The date of request.
 - 7) A signature of the applicant acknowledging the limitation on the Presidents Blvd. Special Weekend Parking Permit and attesting that they and their vehicle meet all eligibility requirements for a permit.
- (f) The Chief of Police or his designee may issue or decline to issue a Presidents Blvd. Special Weekend Parking Permit at their discretion.
- (g) A Presidents Blvd. Special Weekend Parking Permit is valid for a year and is valid only for the year displayed on its face.
- (h) A Presidents Blvd. Special Weekend Parking Permit is invalid if the vehicle is in violation of any law or ordinance.
- (i) A Presidents Blvd. Special Weekend Parking Permit is invalid if the vehicle registration is not current.
- (j) A Presidents Blvd. Special Weekend Parking Permit must be displayed on the dash or hung from the mirror of the vehicle while parked and be clearly visible to officers for inspection of the permit.
- (k) A Presidents Blvd. Special Weekend Parking Permit used or displayed in any manner not consistent with this chapter is invalid.

SECTION 3. Repealing Prior Ordinance

This Ordinance shall repeal and replace Ordinance No. 2023-04-01.

SECTION 4. Effective Date

This Ordinance shall take effect immediately from and after its passage and publication as may be required by governing law.

SECTION 5. Proper Notice and Meeting

It is hereby officially found and determined that the meeting at which this Ordinance was 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 of the Texas Government Code and as required by Chapter 52 of the Texas Local Government Code.

SECTION 6. Severability


It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this Ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance, and the remainder of this Ordinance shall be enforced as written.

PASSED AND APPROVED by the City Council of the City of Lavon, Texas this 6th day of June 2023.

ATTEST:

Rae Norton
Rae Norton
City Secretary

Vicki Sanson
Vicki Sanson
Mayor

The seal of the City of Lavon, Texas, is a circular emblem. It features a five-pointed star in the center, surrounded by a dotted border. The words "CITY OF LAVON, TEXAS" are inscribed around the perimeter of the seal.