

CITY OF LAVON, TEXAS
ORDINANCE NO. 2018-12-01

Parking of Certain Commercial Vehicles on Residential Zoned Property

AN ORDINANCE OF THE CITY OF LAVON, TEXAS, AMENDING CHAPTER 11 OF THE CITY OF LAVON'S CODE OF ORDINANCES, TO PROHIBIT THE PARKING OF CERTAIN COMMERCIAL VEHICLES IN ANY RESIDENTIAL ZONED DISTRICT; AND PROVIDING FOR AN EFFECTIVE DATE, PROPER NOTICE AND MEETING; SEVERABILITY CLAUSE AND REPEALER CLAUSE.

WHEREAS, the City Council of the City of Lavon finds and determines that regulating the parking of commercial vehicles in residentially zoned districts is in the best interests of the citizens of the City of Lavon and the owners and residents of the area.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY 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. PARKING REGULATIONS

Chapter 11 Traffic and Vehicles, Article 11.03 Parking, Section 11.03.003 Offenses, of the Code of Ordinances of the City of Lavon is hereby amended by adding the following paragraphs:

(o) Except as noted in paragraph (p) it shall be unlawful for person to park or allow to be parked on any property zoned as residential:

- (1) Any commercial vehicle with 3 or more axles; or
- (2) Any commercial with a gross vehicle weight (GVW) of greater than 16,000 pounds; or
- (3) Any commercial trailer over 20 feet in length.

(p) Paragraph (o) above does not pertain to:

- (1) Commercial vehicles stopping briefly to load or unload; or
- (2) Any emergency vehicle; or
- (3) Vehicles authorized by the City to perform work in the residentially zoned area.

SECTION 3. EFFECTIVE DATE

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

SECTION 4. 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 5. 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.

SECTION 6. REPEALER

The provisions of this Ordinance shall be cumulative of all other ordinances, or parts of ordinances, and resolutions, or parts of resolutions governing or regulating the same subject matter as that covered herein; provided, however, that all prior ordinances, or parts of ordinances, or resolutions, or parts of resolutions, inconsistent or in conflict with any of the provisions of this Ordinance are hereby expressly repealed to the extent that such inconsistency is apparent.

PASSED AND APPROVED by the City Council of the City of Lavon, Texas this 4th day of December, 2018.



Vicki Sanson
Mayor

ATTEST:



Kim Dobbs
City Administrator/ City Secretary

