

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING CHAPTER 72 OF THE MANSFIELD CODE OF ORDINANCES, “STOPPING, STANDING AND PARKING,” BY AMENDING SECTION 72.18 AND ADDING NEW SECTIONS 72.22 THROUGH 72.23, TO ESTABLISH REGULATIONS RELATED TO PARKING IN THE DOWNTOWN AREA AND PARKING DURING SPECIAL EVENTS; PROVIDING THAT THIS ORDINANCE BE CUMULATIVE OF ALL OTHER ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Mansfield, Texas (“City”) is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the City Council finds that the regulations of parking within the City, particularly in the downtown area and during special events, affects the public health, safety, and general welfare of the City; and

WHEREAS, the City Council finds and declares that the regulations contained herein are necessary and are in the best interest of the public health, safety and general welfare;

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

SECTION 1.

That Chapter 72 of the Code of Ordinances, City of Mansfield, Texas is hereby amended by amending Section 72.18 to read as follows:

“§ 72.18 MANNER OF PARKING

Any vehicle parked in any parking space in any restricted parking zone shall be parked with the hood of the vehicle alongside of or next to the curb or shoulder alongside of such parking space in parallel parking spaces, and with the front of the vehicle at the curb or shoulder in diagonal parking spaces, except as otherwise provided for in this chapter, and in either event shall be parked within the lines marked on the street for such parking spaces as provided herein.”

SECTION 2.

That Chapter 72 of the Code of Ordinances, City of Mansfield, Texas is hereby amended by adding a new Section 72.22 and Section 72.23 to read as follows:

“§ 72.22 DOWNTOWN PARKING

(A) For purposes of this section, “downtown parking” shall mean the parking spaces along the portion of South Main Street between Broad Street and Hunt Street.

(B) Use of downtown parking that is designated by official signage that reads “Back-In Parking Only” shall be limited to back-in parking only. Any vehicle parked in downtown parking designated for back-in parking only shall be parked with the hood of the vehicle away from the curb or shoulder of the roadway.

(C) It shall be unlawful for any person to park a vehicle in downtown parking designated for back-in parking only with the hood of the vehicle closest to the curb or shoulder of the roadway. A violation of this subsection shall be an offense that is a misdemeanor and punishable by a fine not to exceed Five Hundred Dollars (\$500.00).

§ 72.23 SPECIAL EVENT PARKING

(A) It shall be unlawful to park a vehicle in the following locations when an official sign is posted indicating that there is no parking:

- (1) On either side of the portion of Van Worth Street from W Oak Street to North Street;
- (2) On either side of Van Worth Street from North Street to a point 30 feet from North Main Street;
- (3) On either side of North Street from W Oak Street to a point a distance of 500 feet to the north;
- (4) On either side of W Oak Street from its west end to N 2nd Avenue;
- (5) On either side of Smith Street from W Oak Street to a point 30 feet north of Depot Street;
- (6) On either side of Smith Street from W Oak Street to Depot;
- (7) On either side of Walnut Street from W Oak Street to Broad;
- (8) On either side of N 1st Avenue from Broad to a point a distance of 250 feet to the north;
- (9) On either side of N 2nd Avenue from W Oak Street to a point a distance of 250 feet to the south;
- (10) On either side of N 4th Avenue from its north end to Broad;
- (11) On either side of S 1st Avenue from Broad to a point a distance of 200 feet to the south of Alvarado Street;
- (12) On either side of S 1st Avenue from Alvarado Street to W Dallas Street;
- (13) On either side of S 2nd Avenue from Broad to W Dallas Street;
- (14) On either side of S 2nd Avenue from its south end to W Dallas Street;
- (15) On either side of S 3rd Avenue from Broad to W Kimball Street;

- (16) On either side of S 3rd Avenue from W Dallas Street to the south end of S 3rd Avenue;
- (17) On either side of S 4th Avenue from Broad to Alvarado Street;
- (18) On either side of S 4th Avenue from Alvarado Street to W Kimball Street;
- (19) On either side of Alvarado Street from the west end of Alvarado Street to S 2nd Avenue;
- (20) On either side of Alvarado Street from S 2nd Avenue to S 1st Avenue;
- (21) On either side of W Kimball Street from S 4th Avenue to a point 500 feet to the west of S 4th Avenue and from S 3rd Avenue to S 1st Avenue;
- (22) On either side of W Kimball Street from S 4th Avenue to S 3rd Avenue and from S 1st Avenue to S Main Street;
- (23) On either side of W Dallas Street from Phillips Court to S 1st Avenue;
- (24) On either side of W Dallas Street from S 1st Avenue to S Main Street;
- (25) On either side of Phillips Court from the west end of Phillips Court to W Dallas Street;
- (26) On either side of Eddie Court;
- (27) On either side of Pond Street from Broad to E Dallas Street;
- (28) On either side of Tarrant Street from E Kimball Street to E Dallas Street;
- (29) On either side of Short Street from E Kimball Street to E Dallas Street;
- (30) On either side of S Waxahachie Street from Broad to Lake Street;
- (31) On either side of S Waxahachie Street from Lake Street to E Dallas Street;
- (32) On either side of Hollyberry Drive from E Dallas Street to Stell;
- (33) On either side of Blueberry Hill Lane from Hollyberry Drive to Stell;
- (34) On either side of E Kimball Street from Pond Street to S Waxahachie Street;
- (35) On either side of Lake Street from Tarrant Street to S Waxahachie Street;
- (36) On either side of E Dallas Street from S Main Street to S Waxahachie Street;
- (37) On either side of Sycamore Street from Elm Street to Broad Street;
- (38) On either side of Sycamore Street from Depot Street to Elm Street; and
- (39) On either side of Elm Street from Smith Street to Brown Street.

(B) The Police Chief, in his sole discretion, may place or cause no parking signs to be placed in any or all of the locations identified in subsection (A) to prohibit parking in those locations during a special event. The Police Chief shall have complete discretion to determine what is a special event. The signs shall read “No Parking During Special Events.” The signs shall be placed at both ends of the locations where parking is prohibited, and there shall be at least one sign every 100 feet in the locations where parking is prohibited. The signs shall be of such construction and design such that they remain in place and are visible and reasonably understood to be controlling.

(C) A violation of subsection (A) of this section shall be an offense that is a misdemeanor and punishable by a fine not to exceed Five Hundred Dollars (\$500.00).

(D) A vehicle illegally parked as defined in this section may be subject to a citation and or towed at the discretion of the police department.”

SECTION 3.

That all ordinances of the City 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 4.

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, and shall not affect the validity of the ordinance as a whole.

SECTION 5.

Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be subject to the penalties and provisions in Section 130.99 of the Code of Ordinances, City of Mansfield, Texas.

SECTION 6.

This ordinance shall take effect immediately from and after its passage on third and final reading and the publication of the caption, as the law and charter in such cases provide.

First reading approved on the _____ day of _____, 2020.

Second reading approved on the _____ day of _____, 2020.

DULY PASSED on the third and final reading by the City Council of the City of Mansfield, Texas, this _____ day of _____, 2020.

David L. Cook, Mayor

ATTEST:

Susana Marin, City Secretary

APPROVED AS TO FORM AND LEGALITY

Allen Taylor, City Attorney