

**ORDINANCE NO. 2075**

**AN ORDINANCE OF THE CITY OF TERRELL AMENDING CHAPTER 11: TRAFFIC REGULATIONS; SECTION 42: PARKING RESTRICTIONS PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**Be it ordained by the City Council of the City of Terrell, Texas:**

That the Code of Ordinances of the City of Terrell is hereby amended by adding a subsection, to be numbered Chapter 11, Section 42, Subsection (I) entitled “Certain Parking or Storage Prohibited in Front, Side, and Rear Yards of Residential Lots” which said section read as follows:

**Chapter 11, Section 42, Subsection (I): “Certain Parking or Storage Prohibited in Front, Side, and Rear Yards of Residential Lots”.**

**Article I. General**

**1.) Definitions:**

- (a.) Front yard shall mean the areas of a residential lot which is forward of the front building line.
- (b.) Rear yard shall mean the area of a residential lot between the rear building line and the rear of the lot.
- (c.) Residential area or residential lot as used in this article shall mean any area or lot occupied by residential dwellings even though the area is zoned for a use other than residential.
- (d.) Side yard shall mean the area of a residential lot on either side of the dwelling which is between the front building line and the rear building line.
- (e.) The vehicles named herein which do not have a common meaning or definition shall have the meaning ascribed to them in Article 6675a-1, Vernon’s Annotated Civil Statutes.

## **Article II. Restrictions**

### **(I.) Certain Parking or Storage Prohibited in Front, Side, and Rear Yards of Residential Lots:**

- (1.) The parking, standing, or storing of recreational vehicles on a public street for a period of time in excess of seventy-two (72) hours within any thirty (30) day period is not permitted within the City.
- (2.) The parking, standing, or storage of any motor vehicle, trailer, bus, boat, or other recreational vehicle that has a rated capacity in excess of one and one-half tons according to the manufacturer's classification, or is over 33 feet in length, is not permitted on any portion of a residential lot within the City.
- (3.) The parking, standing, or storage of any motor vehicle, trailer, bus, boat, or other recreational vehicle that has a rated capacity less than one and one-half tons and is less than 33 feet in length shall be permitted only in the rear yard of any residential lot except if parked on a surface that meets the standards for parking surfaces contained in the city's regulations for off street parking.

## **Article III. Repeal of Conflicting Ordinances**

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

## **Article IV. Severability**

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are 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 unconstitutionally shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation of this ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

## **Article V. Penalty**

Any person or persons violating any section of this article shall be guilty of a misdemeanor and upon conviction shall be subject to a fine not to exceed \$500.00 for each and every offense. Each continuing day of each violation shall be deemed a separate offense for which a separate fine may be assessed.

**Article VI. Effective Date**

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

**PASSED AND APPROVED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2001.

**PASSED AND ADOPTED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2001.

**APPROVED:**

\_\_\_\_\_  
Henry C. Madgwick, Sr., Mayor

**ATTEST:**

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John Rounsavall, City Secretary

**APPROVED AS TO FORM:**

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Mary Gayle Ramsey, City Attorney