

ORDINANCE

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, AMENDING DIVISION 1 "PUBLIC STREETS" OF ARTICLE II "PARKING" OF CHAPTER 78 "TRAFFIC AND VEHICLES" BY ADDING NEW SECTION 78-54 "NO PARKING ZONES" DESIGNATING PORTIONS OF S DOBSON STREET BETWEEN MILLER STREET AND THE BRIDGE AT BOOGER CREEK AND W MILLER STREET FROM S DOBSON STREET TO S COMMERCE STREET AS NO PARKING ZONES TO THE CITY OF BURLESON CODE OF ORDINANCES; DIRECTING THE CITY MANAGER OR DESIGNEE TO ERECT THE APPROPRIATE SIGNAGE; INCORPORATING THE RECITALS INTO THE BODY OF THE ORDINANCE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A PENALTY FOR VIOLATIONS HEREOF; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Burleson, 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 Texas Local Government Code; and

WHEREAS, the City conducted a study the traffic patterns along S Dobson St from a safety perspective and reviewed the results of the study on April 21, 2025; and

WHEREAS, the results of the study called for, among other things, parking restrictions on S Dobson St and W Miller St; and

WHEREAS, the City Council desires to set forth parking restrictions on S Dobson St and W Miller St as set forth in this ordinance; and

WHEREAS, the City Council hereby finds and determines that the parking restrictions set forth in this ordinance are reasonable and safe, in the best interest of the public, and are adopted in furtherance of the public health, safety, morals, and general welfare.

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

SECTION 1.

Division 1 "Public Streets," of Article II "Parking," of Chapter 78 "Traffic and Vehicles," of the Code of Ordinances, City of Burleson, Texas to read amended to add Section 78-54 "No

Parking Zones” to read as follows:

“§ 78-54 No Parking Zones.

(a) Regulating the parking stopping or standing of vehicles in and along a public roadway. It shall be a violation of this section to park, stop, or stand a vehicle within the street, roadway, or right-of-way of the following highway at any time:

- (1) There shall be no parking, stopping, or standing of vehicles on either side of the roadway along S. Dobson Street from Miller Street south to the bridge over Booger Creek (also known as Town Creek), in the city.
- (2) There shall be no parking, stopping, or standing of vehicles on either side of the roadway along W. Miller Street from S. Dobson Street west to S. Commerce Street, in the city.

(b) Authorize erection of appropriate signs. The city manager or their designee is hereby authorized to cause to be erected, appropriate signs designating no parking, stopping or standing at any time.

(c) Penalty. Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any amount not to exceed five hundred dollars (\$500.00), and each occurrence that such violation continues shall constitute a separate offense and shall be punishable accordingly.”

SECTION 2.

The City Manager or designee is hereby directed to erect or cause to be erected appropriate signage giving notice of the no parking zones established herein.

SECTION 3.

The findings set forth above in the recitals of this ordinance are incorporated into the body of this ordinance as if fully set forth herein.

SECTION 4.

It is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

SECTION 5.

This ordinance shall be cumulative of all provisions of all existing ordinances of the City, and shall not repeal any of the provisions of such ordinances except in those instances where provisions of such ordinances are in direct conflict with the provisions of this ordinance.

SECTION 6.

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared invalid or unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such invalidity or unconstitutionality 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 in this ordinance of any such invalid or unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 7.

All rights or remedies of the City are expressly saved as to any and all violations of the City Code or any amendments thereto regarding fees for the provision of emergency and non-emergency services that have accrued at the time of the effective date of this ordinance; and as to such accrued violations, and all pending litigation, both civil or criminal, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.

SECTION 8.

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 fined not more than Five Hundred Dollars (\$500.00). Each day that a violation is permitted to exist shall constitute a separate offense.

SECTION 9.

The City Secretary is hereby directed to publish the caption, penalty clause, and effective date of this ordinance in one issue of the official newspaper of the City, as required by Section 52.013 of the Local Government Code.

SECTION 10.

This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED AND APPROVED the ____ day of _____, 20____.

First Reading: the ____ day of _____, 20____.

Final Reading: the ____ day of _____, 20____.

Mayor

ATTEST:

City Secretary

APPROVED AS TO FORM:

City Attorney