

**AN ORDINANCE OF THE CITY OF EVERMAN, TEXAS
ORDINANCE NO. 797**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EVERMAN, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF EVERMAN, TEXAS BY AMENDING SECTION 19-76 "SPECIAL ORDINANCES PROHIBITING OR REGULATING PARKING OF VEHICLES AT SPECIFIC PLACES ON DESIGNATED STREETS" OF DIVISION 1 "GENERALLY" OF ARTICLE III "STOPPING, STANDING AND PARKING"; PROVIDING A SEVERABILITY CLAUSE, PROVIDING A REPEALING CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Staff has determined that there is a need for parking regulation to prohibit all parking of vehicles on both sides of Dan Mayer Drive from 8:00 a.m. until 3:45 p.m. on school days; and

WHEREAS, the City Council concurs in the recommendation of staff and has determined that the amendment set forth in this ordinance meets that need and is in the best interest of the citizens of the City as it promotes health, safety and the general welfare;

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

SECTION 1. The Code of Ordinances of the City of Everman, Texas is hereby amended by amending Section 19-76 "Special ordinances prohibiting or regulating parking of vehicles at specific places on designated streets" of Division 1 "Generally" of Article III "Stopping, Standing and Parking" to read in its entirety as follows:

"Section 19-76 Special ordinances prohibiting or regulating parking of vehicles at specific places on designated streets.

(a) Ordinances prohibiting or regulating parking of vehicles at specific places on designated streets or other public ways of the city are special ordinances, and may not be included in full in this Code; but all such ordinances shall continue in effect until otherwise provided by the city council.

(b) Notwithstanding section (a) of this section, certain areas or portions of the public streets described in this section have been, are hereby, and shall hereafter be set apart, marked, and designated as no parking areas for all vehicles owned by or operated by any person within said areas or portions of said public streets. The parking of any vehicle within any space within the designated area which is or shall be marked "No

Parking” shall be prohibited on each and every day of the year between the hours of 12:01 a.m. and 12:00 midnight, unless another period of time is specified in this section.

(1) It shall be unlawful for any person to stop, stand, leave, or park any motor vehicle from 8:00 a.m. to 3:45 p.m. on official school days along any curb along Dan Meyer Drive between Shelby-Oak Grove Road and Everman Parkway.”

SECTION 2. Should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance which shall remain in full force and effect.

SECTION 3. All ordinances of the City of Everman, Texas, in conflict with the provisions of this ordinance be, and the same are hereby, repealed; provided, however, that all other provisions of said ordinances not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 4. This ordinance shall take effect immediately from and after its passage, as the law and charter in such cases provide.

DULY ORDAINED, PASSED AND ADOPTED by the City Council of the City of Everman, Texas, on the _____ day of May 2023.

CITY OF EVERMAN, TEXAS

ATTEST:

APPROVED:

Mindi Parks, City Secretary

Ray Richardson, Mayor

APPROVED AS TO FORM:

John D. Oliver, Assistant City Attorney
(051223vwtTM135041)