

AN ORDINANCE OF THE CITY OF LEON VALLEY AMENDING THE LEON VALLEY CODE OF ORDINANCES, CHAPTER 12 TRAFFIC AND VEHICLES, ARTICLE 12.03 PARKING, STOPPING AND STANDING, SECTION 12.03.006 PARKING RESTRICTIONS ON SPECIFIC STREETS, TO REDUCE THE AREA OF THE NO PARKING ZONE ON SHADOW MIST STREET; PROVIDING FOR REPEALER; SEVERABILITY; SAVINGS; AN EFFECTIVE DATE; NOTICE OF MEETING AND A PENALTY CLAUSE

WHEREAS, providing the citizens with additional traffic safety measures adds to the overall quality of life; and

WHEREAS, the City of Leon Valley has received numerous complaints and concerns from the property owners and residents of the Shadow Mist subdivision that vehicle operators are parking along the sides of Shadow Mist Drive and said vehicles are blocking the street and limiting vision from persons traveling along the road that are attempting to turn into the Shadow Mist subdivision; and

WHEREAS, the City finds that the complaints and concerns are valid and that on-street parking along Shadow Mist Drive not only creates a nuisance, but also interferes with safe driving conditions along this street.

WHEREAS, the City finds that the area of No Parking below Avedisian Street on Shadow Mist Street is not necessary and therefore desires to allow parking on Shadow Mist Street from the southernmost point of the intersection of Avedisian Street and Shadow Mist to the dead end of Shadow Mist at Crystal Hills Park.

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

SECTION 1. That Chapter 12 Traffic and Vehicles, Article 12.03 Parking, Stopping and Standing, Section 12.03.006 Parking Restrictions on Specific Streets, be amended as follows:

Shadow Mist. The parking, standing, or stopping of any motor vehicle, whether attended or unattended, at any time, on Shadow Mist Drive, between Grissom Road and the southernmost corner of the intersection of Avedisian Street, is prohibited.”

SECTION 2. REPEALER CLAUSE. The provisions of the Ordinance shall be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein, provided, however, that all prior ordinances or parts of ordinances inconsistent or in conflict with any of the provisions of this ordinance are hereby expressly repealed to the extent that such inconsistency is apparent by any other ordinance.

SECTION 3. SEVERABILITY CLAUSE. If any provision, section, sentence, clause, or phrase of this ordinance or application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remaining portions of this ordinance or its application to other persons or sets of

circumstances shall not be affected thereby, it being the intent of the City Council in adopting, and the Mayor in approving this Ordinance, that no portion thereof or provisions or regulation contained herein shall become inoperative or fall by reason of any unconstitutionally or invalidity of any portion, provision, or regulation.

SECTION 4. SAVINGS CLAUSE. The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue, or as affecting any rights of the City under any section or provisions of any ordinances at the time of passage of this ordinance.

SECTION 5. EFFECTIVE DATE. That this Ordinance shall take effect after its passage and publication as required by law.

SECTION 6. NOTICE OF MEETING CLAUSE. It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public 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.

SECTION 7. PENALTY. Any person who violates any provision of this ordinance shall be guilty of a misdemeanor, and upon conviction shall be fined as provided in Chapter 1. General Provisions, Article 1.01 Code of Ordinances, Section 1.01.009 General penalty for violations of code: continuing violations of the City of Leon Valley Code, and/or applicable state law.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Leon Valley this the 21st day of February, 2023.

APPROVED

CHRIS RILEY
Mayor

Attest:

SAUNDRA PASSAILAIGUE, TRMC
City Secretary

Approved as to Form:

NICOLE WARREN
City Attorney