

ORDINANCE 23-507

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RICHWOOD, TEXAS ESTABLISHING A NO PARKING ZONE ALONG THE NORTH AND SOUTH BOUND PORTIONS OF THE ROADWAY AUDUBON WOODS DRIVE BETWEEN THE NORTH ENTRANCE/EXIT TO POLK ELEMENTARY SCHOOL TO THE INTERSECTION OF WISTERIA STREET, IN THE CITY OF RICHWOOD, TEXAS; PROVIDING FOR A PENALTY; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES TO THE EXTENT OF THE CONFLICT ONLY; AND PROVIDING FOR A SAVINGS CLAUSE.

WHEREAS, for the safety and welfare of all beings in the City of Richwood, Texas, the City Council finds it in the best interest to establish a No Parking Zone along portions of the roadway known as Audubon Woods Drive; and

WHEREAS, the City Council of the City of Richwood, Texas has determined that a No Parking Zone along the east and west boundary of Audubon Woods Drive is necessary in order to keep parked cars from blocking the vision of traveling traffic or causing a bottleneck during school pickup and drop off; and

WHEREAS, a governing body of a municipality may enforce such regulation by adoption of an ordinance, and may impose a fine or penalty for the violation imposed or incurred under law or in accordance to an ordinance.

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

Section 1. No Parking Zone: That no person shall stop, park, or leave standing an attended or unattended vehicle along portions of the roadway of Audubon Woods Drive. The following areas are designated as a No Parking Zone: a. along a portion of the roadway of Audubon Woods Drive between the north entrance/exit to the Polk Elementary School on both the east and west sides of the roadway; that obstructs the vision of motorists while approaching and leaving the area of Polk Elementary School; restricts access by emergency responders responding to an emergency; and creates a bottleneck of traffic during the drop off and pick up times of school age children.

Section 2. Towing Enforced: That if the owner or operator of a vehicle is parked in violation of this ordinance, the Richwood Police Department has the discretion to tow the vehicle under the regulations of the city's towing program ordinance and violators shall be charged the applicable towing fees.

Section 3. Violation: Any person, firm, corporation, association, or other entity that violates this ordinance may be fined as provided for in Section 1-6 of the Code of Ordinances of the City of Richwood. Each day of violation shall constitute a separate offense.

Section 4. Severability Clause: Should any part, sentence, phrase, or section of this ordinance be determined to be unlawful, void or unenforceable, the validity of the remaining portions of this ordinance shall not be adversely affected. No portion of the ordinance shall fail or become inoperative by reason of the invalidity of any other part. All provisions of this Ordinance are declared to be severable.

Section 5. Cumulative/Conflict Clause: This ordinance shall be cumulative of all provisions of ordinances of the City except where provisions of this ordinance is in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinance are hereby repealed.

Section 6. Savings Clause: The repeal or amendment 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 right of the City of Richwood under any section or provisions of any ordinance in effect at the time of passage of this Ordinance.

Section 7. Repealed Clause: All ordinances or parts of ordinances in force when the provision(s) of this ordinance becomes effective which are inconsistent or in conflict with the terms and provisions contained in this Ordinance are hereby repealed only to the extent of such conflict.

Section 8. Effective Date: This ordinance shall become effective immediately upon its passage and publication as provided by law. It is the intention of the City Council that this ordinance shall become a part of the existing Code of Ordinances of the City of Richwood and may be renumbered and codified therein accordingly. Any part of the existing Code of Ordinances in conflict with this ordinance is hereby repealed.

PASSED AND APPROVED on this 14th day of August 2023.

Michael Durham, Mayor

ATTEST:

Kirsten Garcia, City Secretary