

ORDINANCE NO. 93-26

AN ORDINANCE OF THE CITY OF WYLIE, TEXAS, AMENDING SECTION 20.18 AND 20.20 OF THE WYLIE CITY CODE REGARDING THE PARKING OF VEHICLES EXCEEDING 25 FEET IN LENGTH ON PUBLIC RIGHT OF WAYS, PARKING OF COMMERCIAL VEHICLES IN RESIDENTIAL DISTRICTS AND REGULATING THE PARKING OF VEHICLES CONTAINING HAZARDOUS MATERIALS; REPEALING ALL CONFLICTING ORDINANCES; CONTAINING A PENALTY CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, parking of commercial vehicles and vehicles exceeding 25 feet in length in residential districts within the City of Wylie continues to be a concern of the Council; and,

WHEREAS, the City Council has determined that the health safety and welfare of the citizens of the City may be adversely effected by parking of vehicles containing hazardous materials in residential districts and upon public right of ways; and,

WHEREAS, the City Council desires to take appropriate action to provide reasonable protection against the potential danger of such materials within the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WYLIE, TEXAS, as follows:

SECTION I

That Sections 10-20.18 "Vehicles Exceeding Length of Twenty-Five (25) Feet" and Section 10-20.20 "Commercial Vehicles Not to be Parked on Residential District Property" be, and they hereby deleted from the Wylie City Code.

SECTION II

That the following Section 10-20.18 be, and it hereby is, added to the Wylie City Code:

"Section 10-20.18 Parking Regulations For Commercial Vehicles, Vehicles Exceeding 25 Feet In Length, and Vehicles Containing Hazardous Materials.

a) Parking of any vehicle, trailer, or combination thereof, exceeding 25 feet length on any street, alley, or other public way is hereby prohibited.

b) Commercial vehicles, of less than 25 feet in length, exclusive of passenger cars, may not be parked in residential districts unless they are parked on private property with the consent

of the owner of the property.

c) Any vehicle containing hazardous materials is prohibited from parking anywhere within a residential district, or within 1,000 feet thereof.

d) Any vehicle containing hazardous materials is prohibited from parking on the streets, alleys, or other public ways of the City.

e) Parking of vehicles containing hazardous materials on private property shall be allowed only in Industrial Districts.

f) For the purposes of this Ordinance the term hazardous materials shall have the same meaning as the term is defined in Ordinance No. 93-18 as currently existing or hereafter codified or amended.

g) Any vehicle in violation of this section shall be subject to impoundment as provided in Section 10-20.01 of this Code, which shall be in addition to any other penalties or fines as herein provided."

SECTION III

Any person violating the provisions of this ordinance, or any part hereof, commits an unlawful act and shall be subject to the general penalty provisions of the Wylie City Code as set forth in Section 1-1.06 thereof, as the same now exists or is hereafter amended.

SECTION IV

Should any paragraph, sentence, sub-division, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid the same shall not affect the validity of this ordinance as a whole or any part or provision thereof, other than the part or parts as declared to be invalid, illegal, or unconstitutional.

SECTION V

This ordinance shall be in full force and effect from and after its adoption by the City Council and publication of its caption as the law and the City Charter provide in such cases.

SECTION VI

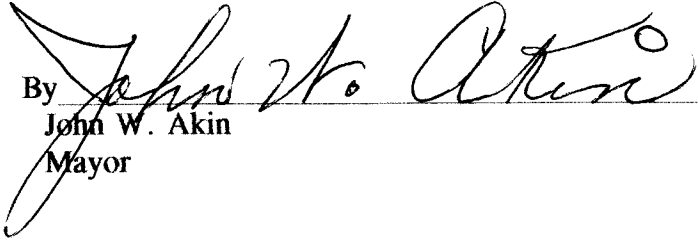
That all other ordinances and code provisions in conflict herewith are hereby repealed to the extent of any such conflict or consistency and all other provisions of the Wylie City Code not

in conflict herewith shall remain in full force and effect.

SECTION VII

The repeal of any ordinance, of parts thereof, by the enactment of this Ordinance, shall not be construed as abandoning any action now pending under or by virtue of such ordinance; nor shall it have the effect of discontinuing, abating, modifying or altering any penalty accruing or to accrue, nor as effecting any rights of the municipality under any section or provisions of any ordinances at the time of passage of this ordinance.

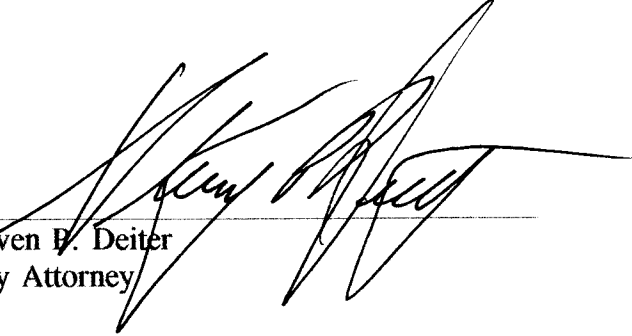
DULY PASSED AND APPROVED by the City Council of the City of Wylie, Texas, this 11th day of May, 1993.

By 
John W. Akin
Mayor

ATTEST:


Mary Nichols
City Secretary

Approved:


Steven P. Deiter
City Attorney