

(C) Whenever by this chapter, Chapter 75, Schedule I, or any ordinance of the city, any parking time limit is imposed or parking is prohibited on designated streets, it shall be the duty of the designated official to erect appropriate signs giving notice thereof and no such regulations shall be effective unless the signs are erected and in place at the time of alleged offense.

(Ord. 80-04, passed 6-10-80)

§ 72.13 PARKING TIME LIMITED ON CERTAIN STREETS.

In accordance with the provisions of this chapter, and when signs are erected giving notice thereof, no person shall park a vehicle for a period of time longer than two hours between the hours of 8:00 a.m. and 5:00 p.m. of any day except Sundays and public holidays within the district or upon any of the streets or parts of streets so marked.

(Ord. 80-04, passed 6-10-80)

§ 72.14 STANDARDS FOR DESIGNATION OF PARKING SPACES OR AREAS ON PRIVATE PROPERTY FOR USE BY PERSONS WITH PHYSICAL DISABILITIES.

(A) A person who owns or controls private property used for parking may designate one or more parking spaces or a parking area for the exclusive use of vehicles transporting persons with disabilities.

(B) When designating a parking space or area for persons with disabilities, the person who owns or controls the property must conform to the standards and specifications adopted by the commissioner of licensing and regulation pursuant to § 5(c), (Tex. Rev. Civ. Stat., Art. 9102) as amended, relating to the identification and dimensions of parking spaces for persons with disabilities.

(C) The provisions of § 681.011 (Texas Transportation Code) and its successor legislation shall apply to a parking space or area on private property that is designated for persons with disabilities in compliance with the identification requirements set forth herein.

(Ord. 96-34, passed 7-9-96)

§ 72.15 PARKING BOATS AND TRAILERS

(A) Except as provided in subsections (B), (C) and (D) of this section, it be unlawful for any person who owns or controls a boat or trailer to park or leave same standing so as to encroach upon any public street:

- (1) For more than seventy-two hours in any seven-day period; or
- (2) For any length of time more than twice in any thirty-day period.

(B) It shall be an affirmative defense to prosecution under this section that at the time of the alleged offense:

- (1) The owner or operator of the boat or trailer was in the actual course and scope of loading, unloading, or providing goods or services to, or acquiring goods or services from, the occupant of property adjacent to the public street;
- (2) There were no other locations in the immediate vicinity where the boat or trailer could be lawfully parked off the public street;
- (3) The boat or trailer was otherwise lawfully parked as close to the curb or shoulder of the public street as was practicable in order to minimize obstruction of traffic on the street; and
- (4) The boat or trailer was removed from the public street as soon as reasonably possible following completion of the loading, unloading, or provision or acquisition of goods or services.

(C) It shall be an affirmative defense to prosecution under this section that at the time of the alleged offense there was conspicuously displayed on the boat or trailer a valid permit approved by the City Manager in accordance with the following provisions.

- (1) The application for a permit shall be made upon a form approved by the City Manager and filed with the City Secretary. No fee shall be charged or collected for the permit.
- (2) The City Manager shall approve or disapprove the issuance of the permit or the renewal within two business days following the date on which the application is filed. Failure of the City Manager to approve an application within this time shall result in the administrative disapproval of such application.
- (3) The permit, if issued, shall be valid for the period specified therein, not exceeding seven days. Subsequent applications for one or more additional permits may be filed if the applicant seeks permission to park or leave standing the boat or trailer for a longer period of time.
- (4) The permit may not be transferred or assigned.
- (5) The City Manager shall deny or revoke the permit if the applicant has any outstanding parking or moving-traffic citations issued by the City; or if application contains false or misleading information; or if the boat or trailer poses a hazard to traffic or pedestrians, constitutes a nuisance, or unreasonably impedes vehicular or pedestrian traffic on the public street; or otherwise unreasonably limits access to any property.

(D) It shall be an affirmative defense to prosecution under this section that at the time of the alleged offense the boat or trailer was otherwise lawfully parked or left standing due to a mechanical defect which made it unsafe to move, provided that as soon as reasonably possible the person having ownership or control completed emergency repairs, or summoned tow removal equipment, as appropriate.

(E) Nothing herein shall be construed to permit parking in a manner, time, or location otherwise prohibited by law.

(F) A boat or trailer parked or left standing upon a public street in violation of this section is subject to immediate towing and impoundment.

(Ord. 99-36, passed 10-26-99) Penalty, see § 70.99

§ 72.16 PARKING IN YARDS IN RESIDENTIAL AREAS.

(A) Beginning 10-1-21, and except as provided herein, no person shall cause, allow, permit or suffer any vehicle, trailer, or recreational vehicle to be stopped or parked in the front, side, or rear yard of residentially zoned property except on an all-weather surface as defined in § 155.003 of this code.

(B) It shall be an affirmative defense to prosecution under this section that at the time of the alleged offense the vehicle was parked or left standing due to a mechanical defect which made it unsafe to move, provided that the person having ownership or control of the vehicle, as soon as reasonably possible, but taking no more than 72 hours, has completed emergency repairs or summoned tow removal equipment, as appropriate.

(C) Parking spaces in addition to driveways and those parking spaces required in Chapter 155, Table 21-D are permitted in residentially zoned yards, provided they are improved with an alternative parking surface.

- (1) Such additional parking spaces shall be limited to 50% of the area of the front yard or side yard.
- (2) Such additional parking spaces shall be limited to 25% of the area of the rear yard.

(D) The prohibition found in division (A) above does not apply to:

- (1) The parking of vehicles owned or leased by the city while being used by employees or agents of the city in the performance of their city duties;
- (2) The parking of vehicles or trailers otherwise lawfully parked or left standing:
 - (a) At a construction site while construction is in progress;
 - (b) By public utility companies at a location where public service utilities are being repaired, installed, maintained, relocated, or extended.
- (3) The parking of agricultural machinery or implements, including horse trailers;
- (4) The parking of any vehicle, trailer, or recreational vehicle on an existing parking space. For the purpose of this section, an **EXISTING PARKING SPACE** means a clearly defined area where the soil has been compacted due to extended use so as not to create ruts when parked upon in wet weather and which is surfaced with gravel, provided said conditions existed prior to the effective date of this prohibition;
- (5) The parking of any vehicle, trailer, or recreational vehicle on an existing driveway. For the purpose of this section, an **EXISTING DRIVEWAY** means a clearly defined area where the soil has been compacted due to extended use so as not to create ruts when driven upon in wet weather and is used to access an existing parking space, provided said conditions existed prior to the effective date of this prohibition;
- (6) The parking of any utility trailer that is screened to not be visible from a public street or right-of-way, provided it is empty and does not pose a risk of fire or contamination of the soil or water table.

(E) Penalty.

- (1) It shall be the duty of the Building Official to enforce the provisions of this section.

(2) In case any structure is erected, constructed, reconstructed, altered, repaired, or converted or any building or land is used in violation of this section, the Building Official is authorized and directed to institute any appropriate action to put an end to any such violation.

(3) Any person or corporation who shall violate any of the provisions of this section or fail to comply therewith or with any of the requirements thereof or who shall build or alter any structure in violation of any detailed statement or plan submitted and approved hereunder shall be guilty of a misdemeanor and shall be liable to a fine of not more than \$2,000, and each day such violation shall be permitted to exist shall constitute a separate offense.

(Ord. 2020-44, passed 9-8-20, effective 10-1-21; Am. Ord. 2023-05, passed 2-28-23)

HEAVY VEHICLE PARKING REGULATIONS

§ 72.20 GENERALLY.