

ORDINANCE NO. 16-0815-1

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATALIA, TEXAS ESTABLISHING A NO PARKING ZONE ALONG THE NORTH BOUND PORTIONS OF THE STATE RIGHT-OF-WAY AT THE INTERSECTION OF FARM MARKET ROAD 471 AND STATE HIGHWAY 132 IN THE CITY OF NATALIA, TEXAS.

WHEREAS, for the safety and welfare of all beings in the City of Natalia, Texas, the City Council finds it in the best interest to establish a No Parking Zone along portions of the state right-of-way within city limits; and

WHEREAS, the City Council of the City of Natalia, Texas has determined that a No Parking Zone along the north boundary corner of State Highway 132 and FM 471 is necessary in order to keep parked cars from blocking the visual of traveling traffic or causing obstruction from accessing city property at any time; 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 NATALIA, TEXAS:

Section 1. No Parking Zone. That no person shall stop, park or leave standing an attended or unattended vehicle along portions of the state right-of-way, and where an official sign prohibits it. The following areas are designated as a No Parking Zone:

- a. Along a portion of the state right-of-way between on Farm Market Road 471 and Third Street, being a distance of seventy-four (74') feet north on FM 471 from the intersection of State Highway 132 and Farm Market Road 471; that obstructs city officials from accessing city property located at this corner at any time.
- b. Along a portion of the state right-of-way on State Highway 132, being a distance of seventy-four (74') feet north on SH 132 from the intersection of State Highway 132 and Farm Market Road 471; that obstructs traveling traffic the clear view for passage in each direction of the highway.

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

Section 3. Violation. That Any person violating any of the provisions of this ordinance shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not to exceed five-hundred dollars (\$500.00).

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 are 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 Natalia under any section or provisions of any ordinance in effect at the time of passage of this Ordinance.

Section 7. Repealer Clause. All ordinances or parts of ordinances in force when the provisions 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 Natalia 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, APPROVED AND ADOPTED by the City Council of the City of Natalia on this 15th day of August, 2016.

Approved:

Attested:

Lisa Hernandez,
City Administrator/Secretary