

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 28, ARTICLE V. OF THE CODE OF ORDINANCES OF THE CITY OF KILLEEN, TEXAS, REGARDING TRAFFIC: STOPPING, STANDING AND PARKING: PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

WHEREAS, Ordinance 28-132 was adopted on April 10, 2018, replacing the former “Parking in residential areas” Chapter 28-132; and

WHEREAS, staff has administered traffic under the ordinance since that time; however, the ordinance needs to be refined to improve public safety and quality of life for citizens, **NOW, THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS:

SECTION 1. That Chapter 28, Traffic Sec. 28-132, is hereby adopted to read as follows:

Chapter 28 TRAFFIC

ARTICLE V. STOPPING, STANDING AND PARKING

Sec. 28-132. - Parking in residential areas. (a) For the purposes of this article, the following have the meanings provided herein. The word "vehicle" means every device in, upon or by which any person or property is or may be transported or drawn upon a highway, excluding light trucks used for personal family or household purposes, not modified for commercial use. The term "travel trailer" shall mean a vehicular, portable home designed as a temporary dwelling for travel, recreational and vacation uses; such homes shall be classified as a travel trailer whether or not its wheels, rollers, skids or other rolling equipment have been removed, and whether or not any addition thereto has been built on the ground; and shall also include pickup campers, converted buses, self-powered motor homes, tent trailers, tents and analogous temporary portable housing and accessory buildings. The term "light truck" shall mean a vehicle with a manufacturer's rated carrying capacity not to exceed two thousand (2,000) pounds, and is intended to include those trucks commonly known as pickup trucks,

panel delivery trucks, and carryall trucks. The term "trailer" does not include a boat trailer carrying a boat, but would include an empty boat trailer. The term "boat" shall mean a boat trailer carrying a boat.

(b) Except as otherwise provided in this article, it shall be unlawful for any person to park any vehicle having a capacity of more than one (1) ton including, but not limited to, truck tractors, within ~~500~~ 600 feet of a property zoned or used for residential purposes.

(c) It shall be unlawful for any person to park any vehicle having a capacity of more than one (1) ton on private property in any district zoned R-1, R-1A, RM-1, RT-1, R-2, R-3, R-3F, R-3A, or R-MP, excluding travel trailers and light trucks used for personal family or household purposes, not modified for commercial use, except as provided in this article.

(d) It shall be unlawful for any person to park a trailer of any capacity on a street adjacent to property zoned or used for residential purposes.

(e) It shall be unlawful for any person to park more than one (1) trailer on private property visible from any public right of way in any district zoned R-1, R-1A, RM-1, RT-1, R-2, R-3, R-3F, R-3A, or R-MP. Any trailer parked in accordance with this section shall be sixteen (16) feet or less and shall in no way encroach upon any public street or public right-of-way, including a sidewalk. For purposes of this article, the length of a trailer does not include the tongue.

(f) The provisions of this section shall not deny or make an offense for the parking of any vehicle or trailer while involved in the legitimate delivery or pickup of merchandise, goods, services or passengers to and from locations necessary for commercial purposes. A bill of lading, routing sheet, work order or other such documentation portraying the specific address to be serviced shall be sufficient evidence to exempt such vehicles. This subsection does not authorize the parking of a vehicle or trailer overnight.

SECTION II: That all ordinances or resolutions or parts of ordinances or resolutions in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION III: That should any section or part of any section or paragraph of this ordinance be declared invalid or unconstitutional for any reason, it shall not invalidate or impair the validity, force or effect of any other section or sections or part of a section or paragraph of this ordinance.

SECTION IV: That the Code of Ordinances of the City of Killeen, Texas, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION V: That this ordinance shall be effective upon publication according to law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Killeen, Texas, on this the 18th day of December, 2018, at which meeting a quorum was present, held in accordance with the provisions of V.T.C.A., Government Code, § 551.001 *et. seq.*

APPROVED:

Jose L. Segarra
MAYOR

APPROVED AS TO FORM:

Kathryn H. Davis
CITY ATTORNEY

ATTEST:

Lucy C. Aldrich
CITY SECRETARY