

**CITY OF OAK RIDGE**  
**KAUFMAN COUNTY, TEXAS**

**ORDINANCE 64-21**  
**PROHIBITION OF PARKING ON CERTAIN ROADWAYS**

**AN ORDINANCE OF THE CITY OF OAK RIDGE, TEXAS, CREATING "PROHIBITION OF PARKING ON CERTAIN ROADWAYS" PROVISIONS; PROHIBITING PARKING ON THOSE RESIDENTIAL STREETS THAT ARE LESS THAN 32 FEET IN WIDTH; REPEALING CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Oak Ridge, Texas ("City"), possesses the authority to regulate the parking of vehicles on public roadways within City limits pursuant to Section 542.202 of the Texas Transportation Code; and

**WHEREAS**, the City possesses the authority to adopt ordinances necessary to protect the interests and welfare of the City and its residents pursuant to Section 51.012 of the Texas Local Government Code; and

**WHEREAS**, certain roadways within the City are too narrow to safely accommodate both vehicular parking and two-way vehicular traffic; and

**WHEREAS**, motorists regularly navigate around obstructing parked vehicles by driving into the ditches within the City's right-of-way, causing damage; and

**WHEREAS**, the City Council of the City of Oak Ridge ("Council") finds that prohibiting parking on residential roadways that are less than 32 feet in width will protect and preserve the functionality and integrity, and prolong the life of City streets and right-of-way; and

**WHEREAS**, the Council has determined that it is in the best interests of the City and its residents to prohibit parking on residential streets that are less than 32 feet in width, and to provide for "Prohibition of Parking on Certain Roadways" provisions.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OAK RIDGE, TEXAS:**

**SECTION I**

The City's "Prohibition of Parking on Certain Roadways" provisions are hereby adopted and shall read as follows:



## **PART 1: PURPOSE**

To protect the health, safety and general welfare of the residents of the City, preserve and protect the functionality and integrity, and prolong the life of the City streets, by prohibiting parking on residential streets that are less than 32 feet in width.

## **PART 2: DEFINITIONS**

For purposes of this Ordinance, when not inconsistent with the context, words used in the present tense include the future tense, words in the plural include the singular, and words in the singular include the plural, and the use of any gender shall be applicable to all genders whenever the sense requires. Words not defined in this part shall be given their common and ordinary meaning.

Boat. Any watercraft, used or capable of being used for transportation on water.

Motor vehicle. Every vehicle, as herein defined, which is self-propelled.

Residential street. A street adjacent to property that is developed with single-family residences, apartment buildings, or other similar dwelling structures.

Trailer. Every vehicle without motive power designed or used for carrying property or passengers wholly on its own structure and to be drawn by a motor vehicle.

Vehicle. Every mechanical device in, upon or about which any person or property is or may be transported or drawn upon a public highway, including motor vehicles, commercial motor vehicles, truck-tractors, trailers and semi-trailers, severally, as herein defined, but excepting devices moved by human power or used exclusively upon stationary rails or tracks.

## **PART 3: UNLAWFUL ACTS/EXEMPTIONS**

(a) It shall be unlawful for any person to leave, stand or park any motor vehicle, trailer, boat or other impediment on any residential street within the city that is less than thirty-two feet (32') in width.

(b) The provisions of this part shall not apply to:

(1) Emergency vehicles operating in response to any emergency call;

(2) Motor vehicles owned and/or operated by and/or on behalf of a governmental entity, a public utility and/or any contractor or materialman, while engaged in the repair, maintenance or



construction of roads, streets and/or highways, and/or road, street and/or highway improvements and/or utilities within the City;

- (3) Motor vehicles owned and/or operated by and/or on behalf of a governmental entity while engaging in and/or performing official, authorized government-related business; and
- (4) Special events in which City Staff have received prior notification of at least one week of said event and federal holidays not to exceed seventy-two (72) hours in duration.

#### **PART 4: POSTING OF RESTRICTIONS**

Signs indicating “No Parking Pursuant to Ord. 64-21” shall be placed or caused to be placed by the City’s Code Enforcement Officer, or his/her designee, on those streets and roadways in which parking is prohibited, at the most advantageous points to be conspicuous to vehicular traffic. The signs shall be permanently affixed to a stationery post, or as otherwise approved. The signs shall in no way be obstructed from view and shall comply with applicable state laws.

#### **PART 5: PENALTY PROVISION**

Any person, firm, corporation or business entity violating this Ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined a sum of not less than one dollar (\$1.00) nor more than five hundred dollars (\$500.00). The City retains all legal rights and remedies available to it pursuant to local, state and federal law.”

#### **SECTION II.**

**Repeal of Conflicting Ordinances.** This Ordinance, upon its enactment and effective date, shall repeal all conflicting ordinances relative to conflicts of interest.

#### **SECTION III.**

**Severability.** Should any part, subpart, section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional, illegal or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Oak Ridge hereby declares that it would have passed this Ordinance each section, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.



**SECTION IV.**

**Effective Date.** This Ordinance shall take effect immediately after its passage and publication of the caption as the law in such cases provide.

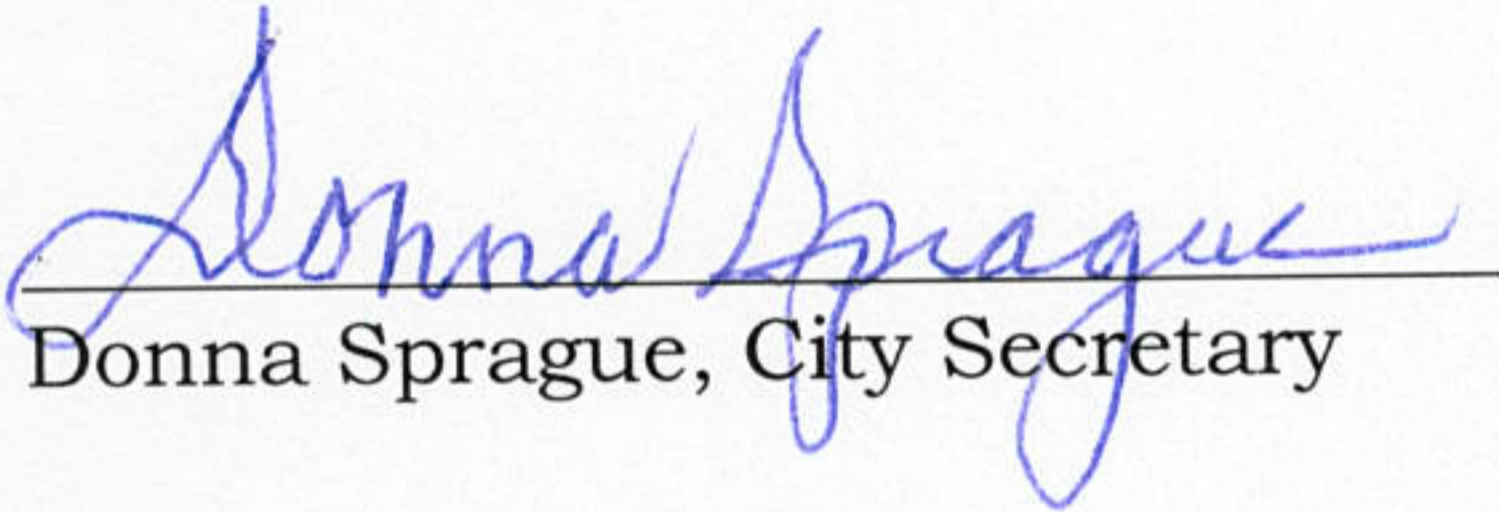
**DULY PASSED** by the City Council of Oak Ridge, Texas on the 14th day of June, 2021.

APPROVED:



Al Rudin, Mayor

ATTEST:



Donna Sprague, City Secretary