

ORDINANCE NO. 18-117

**AN ORDINANCE AMENDING CHAPTER 23, TRAFFIC AND VEHICLES\*, ARTICLE VI. STOPPING, STANDING AND PARKING,\* SEC. 23-113. PARKING OF CERTAIN VEHICLES, TRUCKS, TRAILERS, ETC. ON STREETS OR ALLEYS WITHIN THE CITY LIMITS; OF THE CODE OF THE CITY OF FORT STOCKTON, TEXAS; CONTAINING A SEVERABILITY CLAUSE, CONFLICTS CLAUSE, & PENALTY CLAUSE, PROVIDING FOR AN EFFECTIVE DATE; AND ORDERING PUBLICATION.**

WHEREAS, the City Council has determined that the changes set forth would be in the best interest of the citizens of the City of Fort Stockton;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT STOCKTON, PECOS COUNTY, TEXAS, THAT:

**CHAPTER 23 – TRAFFIC AND VEHICLES\*  
ARTICLE VI. STOPPING, STANDING AND PARKING\*,  
SEC. 23-113. PARKING OF CERTAIN VEHICLES, TRUCKS, TRAILERS, ETC.  
ON STREETS OR ALLEYS WITHIN THE CITY LIMITS**

IS HEREBY AMENDED TO READ AS FOLLOWS:

- (a) It shall be unlawful to park any vehicle or trailer with six (6) or more wheels and with a license weight capacity of more than one (1) ton to park on any street or alley within the city limits; provided that nothing in this section shall be construed to prevent vehicles or trailers of more than six (6) wheels and a licensed weight capacity of more than one (1) ton from parking on a city street or alley when such parking is necessary for unloading or loading in connection with deliveries or pickups during the time when such a vehicle or trailer is required for those purposes.
- (b) It shall be unlawful to park any vehicle, truck, trailer, boat, recreational vehicle, or other type of delivery truck with a load carrying capacity of more than one (1) ton on any street or alley within the city limits; provided that nothing in this section shall be construed to prevent such vehicles or trailers with a load carrying capacity of more than one (1) ton from parking on a city street or alley when such parking is necessary for unloading or loading in connection with deliveries or pickups, or for a maximum period of seventy-two (72) hours during a thirty (3) day period.
- (c) It shall be unlawful to park any vehicle, truck, trailer, boat, or recreational vehicle having a weight of one (1) ton, or more, within the front yard of any lot in a residential district or any other lot used for residential purposes; provided that nothing in this section shall be construed to prevent the parking of any such vehicles or trailers in such front yard during the process of loading or unloading, or for a maximum period of seventy-two (72) hours during a thirty-day period. A front yard is defined as that portion of a residential lot lying between the front street right-of-way line of such lot to the nearest front exterior wall of a residential building.
- (d) Enforcement. The Fort Stockton Police Department shall be responsible for enforcement of all provisions of this section pertaining to public streets, alleys and other public property. The City Code Enforcement Department shall be responsible for all other provisions of this section.

**Severability.** If any provision, sections, exceptions, subsections, paragraph, sentence, clause or phase of this ordinance or the application of same to any person or set of circumstances, shall for any reason be held unconstitutional, void or invalid, such invalidity shall not affect the validity of the remaining provisions of this ordinance or their application to other persons or sets of circumstances and to this end all provisions of this ordinance are declared to be severable.

**Conflicts.** All ordinances or parts of ordinances inconsistent with the terms of this ordinance are hereby repealed; provided however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative

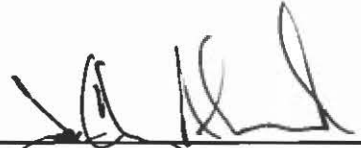
of other ordinances regulating and governing the subject matter covered by this ordinance.

**Penalty.** The penalty for violation of this ordinance shall be in accordance with the General Penalty Provisions contained in Section 1-14 of the City Code of Fort Stockton, Texas, which provides for a fine **not to exceed one thousand dollars (\$1,000.00)**.

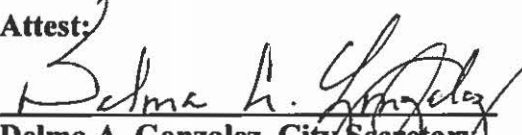
**Publication.** The City Secretary is hereby authorized and directed to publish the descriptive caption of this ordinance in the manner and for the length of time prescribed by the law as an alternative method of publication.

**This ordinance shall become effective upon first & final reading and its publication pursuant to law.**

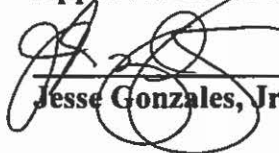
**PASSED AND APPROVED THIS 26<sup>th</sup> day of June, 2018.**

  
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**Joe Chris Alexander, Mayor**

  
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**Frank Rodriguez III, City Manager**

Attest:  
  
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**Delma A. Gonzalez, City Secretary**

**Approved As To Form & Legality:**

  
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**Jesse Gonzales, Jr., City Attorney**