

*Approved 12-08-09*

**ORDINANCE #10132009**

**AN ORDINANCE RELATING TO THE PARKING OF VEHICLES, RV'S, CAMPERS, BOATS AND TRAILERS ON THE CITY STREETS, CITY RIGHT OF WAYS AND YARDS IN THE CITY OF MUNDAY, TEXAS. SETTING FORTH REGULATIONS AND PENALTIES FOR VIOLATIONS.**

**DEFINITIONS:** Except where the context indicates otherwise, the singular number includes the plural and the masculine gender includes the feminine and the following mean:

1. **BOAT:** Any watercraft used or capable of being used as a means of transportation on the water.
2. **PERSON:** Every natural person, firm, partnership, association or corporation whether he/she or it is acting for himself/herself, itself or as the clerk, servant, employee or agent of another.
3. **VEHICLE:** Any wheeled conveyance, whether motor powered or animal drawn. The term includes and trailer in tow of any size, kind or description.
4. **TRAILER:** Anything towed by a vehicle or animal.
5. **CAMPER:** Any structure designed to be mounted upon a motor vehicle and is not permanently attached thereto and is designed to provide facilities of human habitation or for camping.
6. **RECREATIONAL VEHICLE:** Any vehicle with or without motor power which is designed for human occupancy and to be used temporarily for recreational, seasonal or emergency purposes; including any camper mounted upon a motor vehicle.

**OFFENSES AGAINST THE CITY:** It shall be unlawful for any person to commit, or allow to be committed with any vehicle including recreational vehicles, boats, campers or trailers under their control any of the following:

- 1. Parking of any vehicle including recreational vehicles, boats, trailers or campers on or across any portion of a sidewalk.**
- 2. Parking of any vehicle including recreational vehicles, boats, trailers or campers for a period of more than five (5) days in any 30-day period.**
- 3. Parking of a wrecked, inoperative, or non-currently licensed vehicle including recreational vehicles, boats, campers, and trailers on a city street for more than 72 hours.**
- 4. Parking a vehicle including a recreational vehicle, boat, camper or trailer in a front or side yard unless it is on a designed parking structure. Vehicle, recreational vehicle, boat, camper or trailer may be parked in the back yard but has to be at least 30 feet from the back of the house.**
- 5. Parking a vehicle, recreational vehicle, boat, camper or trailer within 30 feet of an intersection.**
- 6. Parking a vehicle, recreational vehicle, boat, camper or trailer within 15 feet of a fire hydrant.**
- 7. Parking a vehicle, recreational vehicle, boat, camper or trailer, as to block any private or public driveway, or alley.**
- 8. Parking a vehicle, recreational vehicle, boat, camper or trailer in a "NO PARKING" zone.**
- 9. Parking of a vehicle, recreational vehicle, boat, camper or trailer with a weight of 10,000 pounds or more on any city street at any time.**
- 10. Parking of a vehicle, recreational vehicle, boat, camper or trailer perpendicular or diagonally to the sidewalk or curb against the designated or marked parking.**
- 11. Placing a camper or boat on any city street at any time when not mounted on a vehicle.**

**EXCEPTIONS:** The city council recognizes that the strict enforcement of this ordinance may place an undue hardship on some residents. Therefore, the city council authorizes the city administrator to review any requests to park an RV for a period of time in excess of five (5) days in a 30 day period. Such request will be accompanied by a written request from the owner of the RV identifying the license and VIN of the RV, the reason for the extended parking request and the dates requested for the extended parking. In no case shall an RV be parked on the city street for more than 14 days in a 30 day period.

**VIOLATION:** Violation of this ordinance or any subsection thereof shall be punishable by a fine of not more than \$1,000.00. A separate fine will be issued for each vehicle, recreational vehicle, boat, camper or trailer that is in violation. For each day a vehicle, recreational vehicle, boat, camper or trailer is in violation a separate fine will be given.

**NOTIFICATION:** Upon being notified of violation of this ordinance, you will have 72 hours to comply with the order. Failure to comply with the order will result in removal of said vehicle, recreational vehicle, boat, camper or trailer by a commercial towing service at the owners expense.

**IMPOUNDMENT & TOWING:** If the vehicle, recreational vehicle, boat, camper or trailer is not moved by the removal deadline, the law enforcement will have the vehicle, recreational vehicle, boat, camper or trailer removed by a commercial towing service at the owners expense.

**PURPOSE:** The purpose of this ordinance is to improve the safety and welfare of the public, to improve property values, to eliminate vandalism, to reduce fire hazards, to reduce urban blight areas and improve economic development.

**SEVERABILITY:** If any provision of this ordinance is held invalid for any reason, such invalidity shall not affect any other provision of this ordinance which can remain in effect without the invalid provision and to this end, the provisions of this ordinance are severable.

1<sup>st</sup> reading-  
2<sup>nd</sup> reading-

PASSED and ADOPTED by the City Council this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Buddy Norville, Mayor

ATTEST:

\_\_\_\_\_  
Dwayne Bearden, City Administrator