

ORDINANCE NO. 2019 - 006

AN ORDINANCE ESTABLISHING A NO PARKING-TOW AWAY ZONE ON LEXINGTON AND WASHINGTON STREETS NEAR MADGE GRIFFITH ELEMENTARY

AN ORDINANCE OF THE CITY OF CLUTE, TEXAS, ESTABLISHING A NO PARKING-TOW AWAY ZONE FOR A PORTION OF LEXINGTON AND WASHINGTON STREETS IN THE VICINITY OF MADGE GRIFFITH ELEMENTARY SCHOOL; ESTABLISHING CRIMINAL PENALTIES NOT TO EXCEED \$200 FOR VIOLATION; LIABILITY; REPEALER; SEVERABILITY AND EFFECTIVE DATE.

WHEREAS, the City Council of Clute ("City Council") seeks to promote the health, safety and general welfare within the City of Clute ("City) limits; and

WHEREAS, the City Council also seeks to protect property values within the City limits; and

WHEREAS, pursuant to the laws of the State of Texas, including Texas Local Government Code section 51.001, the City Council has the authority to adopt, publish, amend or repeal an ordinance that is for the good government, peace or order of the City; and

WHEREAS, the City Council has previously appointed a Traffic Commission to review and provide recommendations on issues of traffic controls; and

WHEREAS, the Traffic Commission did meet in regular open session on the 29th of January 2019 to discuss complaints from residents of the College Park Subdivision about traffic issues near Madge Griffith Elementary; and

WHEREAS, did find the parking of vehicles in this are a public safety hazard and does recommend the establishment of a No Parking-Tow Away Zone along Lexington and Washington Streets during school hours, throughout the regular BISD school year.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLUTE, TEXAS:

SECTION 1.0

PURPOSE: The purpose of this Ordinance is to create and establish a No Parking-Tow Away Zone for both sides of the street along 989 linear feet of Lexington Street in the vicinity of the reduced speed School Zone previously established near Madge Griffith Elementary School and 333 linear feet on Washington Street between the intersections of Yorktown and S. Lexington.

SECTION 2.0

CREATED: A No Parking-Tow Away Zone is hereby established during regular school hours throughout the entirety of the regular BISD school calendar for both sides of the street along 989 linear feet of Lexington Street in the vicinity of the reduced speed School Zone previously established near Madge Griffith Elementary School and 333 linear feet on Washington Street between the intersections of Yorktown and S. Lexington. Said Zone shall be demarcated with appropriate signage.

SECTION 3.0

OFFENSE: An offense under this Ordinance is a misdemeanor punishable by a fine not to exceed \$200.00. Offenders may also have their vehicles towed from the site.

SECTION 4.0

LIABILITY: Neither the City nor any authorized agent acting under the terms of this Ordinance shall be liable or have any liability by reason of orders issued or work done in compliance with the terms of this Ordinance.

SECTION 5.0

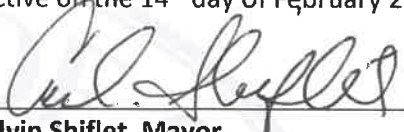
REPEALER: All ordinances or parts of Ordinances in force when the provisions of this Ordinance becomes effective which are inconsistent or in conflict with the terms and provisions contained in this Ordinance are hereby repealed only to the extent of such conflict.

SECTION 6.0

SEVERABILITY: Should any part, sentence or phrase 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 this 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 7.0

EFFECTIVE DATE: This Ordinance shall be and become effective on the 14th day of February 2019.



Calvin Shiflet, Mayor

ATTEST:



Rosie Poitevint, City Clerk

