



**CITY OF PLANO
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		3/22/10		
Department:		Public Works & Engineering		
Department Head		Alan L. Upchurch		
Agenda Coordinator (include phone #): Irene Pegues (7198)				
CAPTION				
An Ordinance of the City of Plano, Texas, amending Section 12-104.5 of Article V Stopping, Standing and Parking, of Chapter 12 Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano by deleting the provision regarding parking at the Municipal Center; providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause and an effective date.				
FINANCIAL SUMMARY				
<input checked="" type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR:	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget				
Encumbered/Expended Amount				
This Item				
BALANCE				
FUND(s): N/A				
COMMENTS: This item has no fiscal impact.				
SUMMARY OF ITEM				
Several years ago the City adopted an ordinance restricting parking in the various downtown parking lots. Since that time, staff has determined that there is not a problem with non city hall visitors using the parking lot at Municipal Center. Therefore, staff is recommending removing the time restriction to the parking lots around Municipal Center. The attached ordinance is recommended for approval.				
List of Supporting Documents:		Other Departments, Boards, Commissions or Agencies		
N/A		N/A		

An Ordinance of the City of Plano, Texas, amending Section 12-104.5 of Article V Stopping, Standing and Parking, of Chapter 12 Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano by deleting the provision regarding parking at the Municipal Center; providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause and an effective date.

WHEREAS, after several years of monitoring parking, it has been determined that there is not a problem with non city hall visitors using the parking lot at Municipal Center; and

WHEREAS, the time and cost of maintaining a parking decal program for Municipal Center is not justified; and

WHEREAS, the City of Plano desires to revise Section 12-104.5 by deleting the provision regarding parking at the Municipal Center.

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

Section I. Section 12-104.5 of Article V Stopping, Standing and Parking, of Chapter 12 Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano is hereby amended to read as follows:

“Sec. 12-104.5. Parking in public lots in the downtown area.

It shall be unlawful for any person to park a motor vehicle in the following public parking lots for a period in excess of four hours during the hours of 5:00 a.m. to 5:00 p.m. Monday through Friday without having a valid City of Plano issued parking permit prominently displayed in said vehicle:

Haggard Park parking lots bounded by 15th Street, H Avenue, 16th Street and the DART light-rail line;

The two public parking lots bounded by 15th Street, K Avenue, 14th Street and the DART light-rail line;

The public parking spaces located in the Eastside Village II Development parking garage, located immediately west of Municipal Avenue between 14th Street and 15th Street.”

Section II. All provisions of the Code of Ordinances of the City of Plano in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Code of Ordinances of the City of Plano not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section III. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, or section of this Ordinance shall be declared unconstitutional or invalid by any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any other remaining phrase, clause, sentence, paragraph or section of this Ordinance.

Section IV. The repeal of any Ordinance or part of Ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such Ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions at the time of passage of this ordinance.

Section V. Any person, firm or corporation found to be violating any term or provision of this Ordinance, shall be subject to a fine in accordance with Section 1-4(b) of the City Code of Ordinances for each offense. Every day a violation continues shall constitute a separate offense.

Section VI. This Ordinance shall become effective immediately upon its passage and publication as required by law.

DULY PASSED AND APPROVED this the 22nd day of March, 2010.

Phil Dyer, MAYOR

ATTEST:

Diane Zucco, CITY SECRETARY

APPROVED AS TO FORM:

Diane C. Wetherbee, CITY ATTORNEY