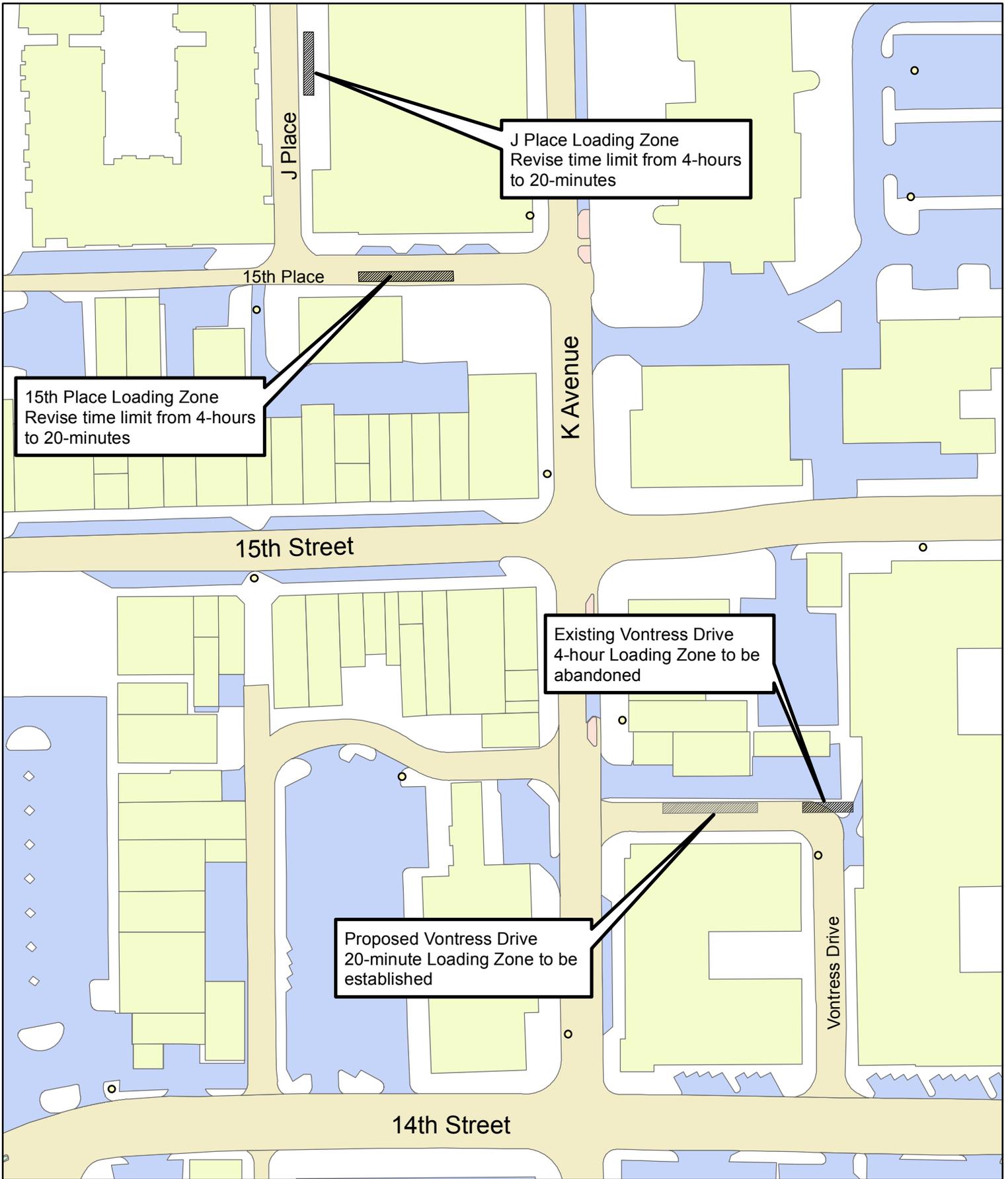


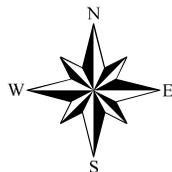


CITY OF PLANO COUNCIL AGENDA ITEM

CITY SECRETARY'S USE ONLY					
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory					
Council Meeting Date:		6/25/2012			
Department:	Public Works				
Department Head	Gerald Cosgrove				
Agenda Coordinator (include phone #): Linda Sweeney (X-7157)					
CAPTION					
<p>An Ordinance of the City of Plano, Texas amending Section 12-112.5(a) of Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to repeal the four hour duration time limit for curbside loading on certain streets in the Downtown area of the City of Plano and to enact a twenty (20) minute duration time limit for curbside loading on certain streets in the Downtown area of the City of Plano, to abandon the existing curbside loading zone on the north side of Vontress Drive and to establish a new curbside loading zone on the north side of Vontress Drive, declaring it unlawful and a misdemeanor to stand, stop, load or unload motor vehicles in the loading zone for a period different than that defined herein; providing a fine for criminal penalties not to exceed \$200.00 for each offense; and providing a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.</p>					
FINANCIAL SUMMARY					
<input type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input checked="" type="checkbox"/> REVENUE <input type="checkbox"/> CIP					
FISCAL YEAR:	2011-12	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget		0	0	0	0
Encumbered/Expended Amount		0	0	0	0
This Item		0	0	0	0
BALANCE		0	0	0	0
FUND(S): GENERAL FUND					
COMMENTS: Any revenue received is undeterminable at this time.					
STRATEGIC PLAN GOAL: Amending the Code of Ordinances relates to the City's Goal of Financially Strong City with Service Excellence.					
SUMMARY OF ITEM					
<p>The Transportation Engineering Division (TED) received a request for a reduction in the time limit for the Downtown area curbside loading zones from the Plano Police Department. The current four-hour limit has allowed these zones to be used as low turn-over parking areas instead of frequent turn-over loading zones and hampered effective enforcement. The proposed 20-minute time limit is the result of discussions between TED staff and the Downtown Police officer with notification to the Downtown Merchants Association. During the review of the loading zones, TED staff noted that the curbside loading zone on Vontress Drive was poorly designed for use by goods movement providers. TED staff proposes to abandon the current zone and establish a new loading zone on Vontress Drive west of its current location. Adjacent business owners were visited by staff and none expressed opposition to the change. The TED has prepared the attached ordinance revising the time limit for curbside loading zones in the Downtown area from four hours to 20-minutes and relocating the Vontress Drive curbside loading zone approximately 75 feet to the west for City Council consideration. The TED recommends approval of this ordinance.</p>					
List of Supporting Documents:		Other Departments, Boards, Commissions or Agencies			
Location Map		N/A			



Downtown Loading Zones
 Proposed Revisions
 City Code Section 12-112.5(a)



Transportation Engineering Division

An Ordinance of the City of Plano, Texas amending Section 12-112.5(a) of Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to repeal the four hour duration time limit for curbside loading on certain streets in the Downtown area of the City of Plano and to enact a twenty (20) minute duration time limit for curbside loading on certain streets in the Downtown area of the City of Plano, to abandon the existing curbside loading zone on the north side of Vontress Drive and to establish a new curbside loading zone on the north side of Vontress Drive, declaring it unlawful and a misdemeanor to stand, stop, load or unload motor vehicles in the loading zone for a period different than that defined herein; providing a fine for criminal penalties not to exceed \$200.00 for each offense; and providing a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.

WHEREAS, the City Council of the City of Plano finds it in the best interest of the public to establish the locations and time vehicles may load and unload cargo along the curb-line of the streets specified herein in the Downtown area within the City Limits of the City of Plano; and

WHEREAS, upon review of the loading needs of the land uses in the Downtown area, the Transportation Engineering Division has found that the existing curbside loading zone on the north side of Vontress Drive is ineffective with respect to its location and utility; and

WHEREAS, the Transportation Engineering Division recommends establishing a new curbside loading zone on the north side of Vontress Drive and abandoning the existing curbside loading zone on the north side of Vontress Drive; and

WHEREAS, upon review of the loading needs of the land uses in the Downtown area, the Transportation Engineering Division also recommends revising the time limit to stand, stop, load, or unload motor vehicles from a four (4) hour time limit to a twenty (20) minute time limit along the specified portions of 15th Place, J Place, and Vontress Drive in order to encourage a more effective operation of curbside uses in the Downtown area; and

WHEREAS, the twenty (20) minute loading time limit for a portion of 15th Place, J Place, and Vontress Drive is recommended based on current and foreseeable conditions for the Downtown area, and therefore previous other loading restrictions for these streets should be superseded by this ordinance.

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

Section I. Section 12-112.5(a) of Chapter 12 Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano is hereby amended by the repeal of the following Subsection:

“(a) It shall be unlawful for any person to load or stop, stand, load or unload a vehicle for longer than four (4) hours along the following portions of streets within the Downtown Area:

The south side of 15th Place starting seventy-five (75) feet west of K Avenue and extending seventy-five (75) feet west;

The east side of J Place starting one hundred twenty-five (125) feet north of 15th Place and extending fifty (50) feet north;

The north side of Vontress Drive (running east-west), starting ten (10) feet west of the development garage wall, and extending 40 feet west.”

Section II. Section 12-112.5(a) of Chapter 12 Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano is hereby amended by the addition of the following Subsection:

“(a) It shall be unlawful for any person to load or stop, stand, load or unload a vehicle for longer than twenty (20) minutes along the following portions of streets within the Downtown Area:

The south side of 15th Place starting seventy-five (75) feet west of K Avenue and extending seventy-five (75) feet west;

The east side of J Place starting one hundred twenty-five (125) feet north of 15th Place and extending fifty (50) feet north;

The north side of Vontress Drive (running east-west), starting fifty (50) feet east of its intersection with K Avenue and extending 75 feet east.”

Section III. The Traffic Engineer of the City of Plano is hereby authorized and directed to cause placement of traffic control signs on the portions of the roadways described herein, and such sign shall give notice to all persons of the time limit in effect for these loading areas.

Section IV. All provisions of the Code of Ordinances of the City of Plano, codified or uncoded, 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, codified or uncoded, not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section V. 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 VI. 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 VII. Any person, firm, or corporation violating any of the provisions of this Ordinance shall be guilty of a misdemeanor and, upon conviction in the Municipal Court, shall be subject to a fine not to exceed TWO HUNDRED AND NO/100 DOLLARS (\$200.00) for each offense. Each and every violation shall be deemed to constitute a separate offense.

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

DULY PASSED AND APPROVED THIS 25TH DAY OF JUNE, 2012.

Phil Dyer, MAYOR

ATTEST:

Diane Zucco, CITY SECRETARY

APPROVED AS TO FORM:

Diane C. Wetherbee, CITY ATTORNEY