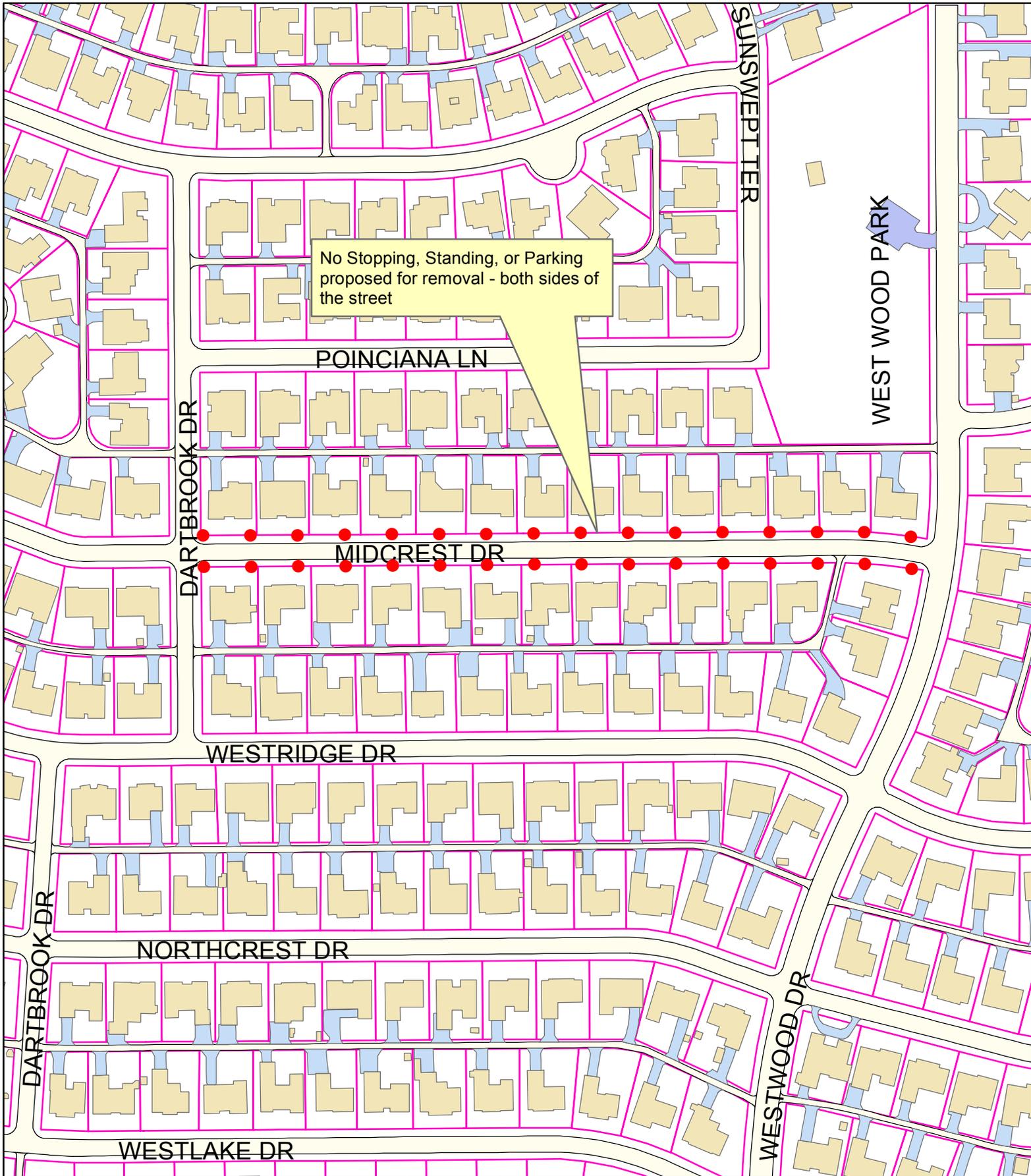


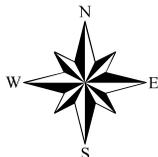


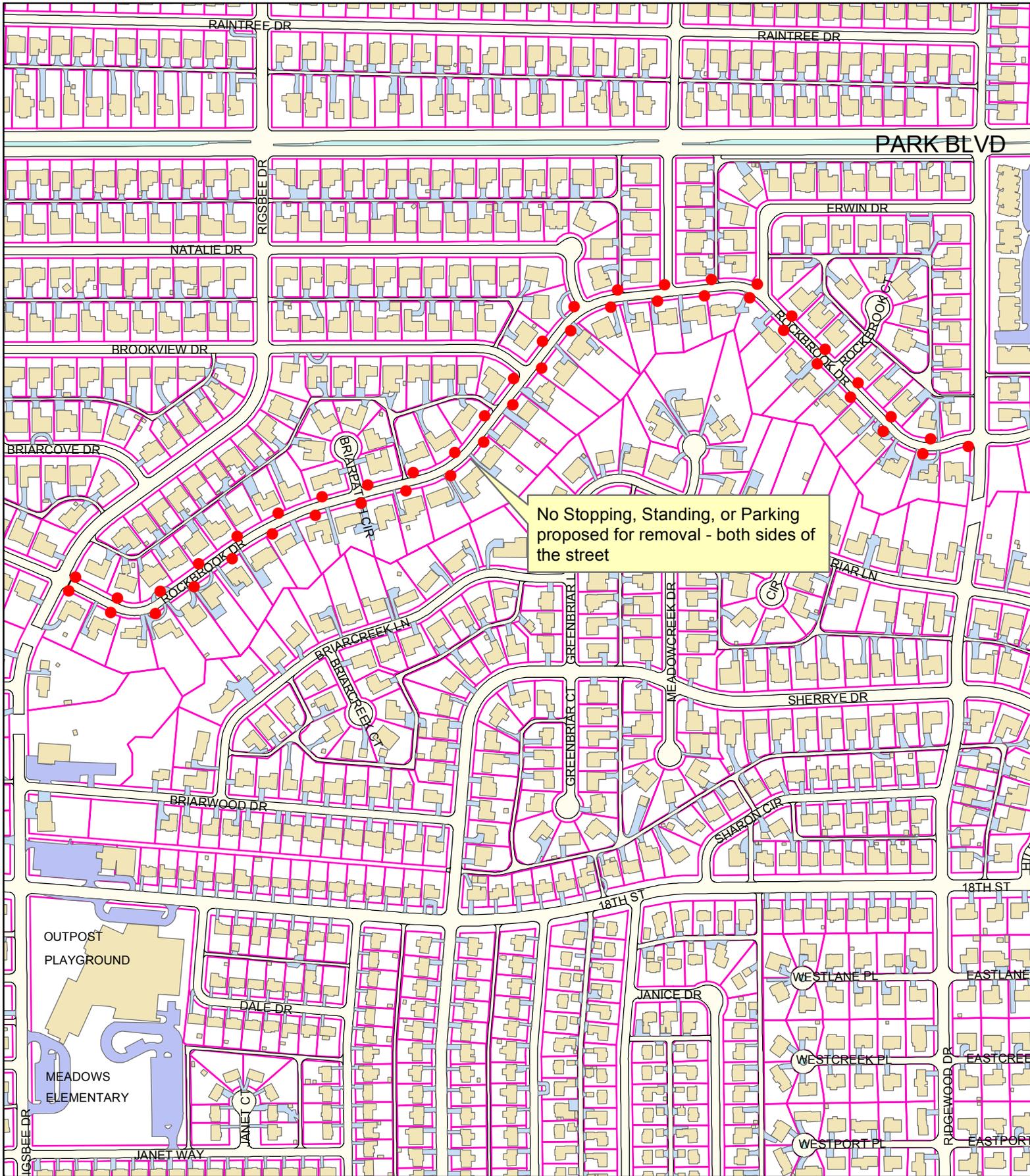
# CITY OF PLANO COUNCIL AGENDA ITEM

<b>CITY SECRETARY'S USE ONLY</b>					
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory					
Council Meeting Date:		10/28/2013			
Department:		Engineering			
Department Head		Gerald Cosgrove			
Agenda Coordinator (include phone #): Kathleen Schonke X-7198					
<b>CAPTION</b>					
<p>An Ordinance of the City of Plano, Texas amending Section 12-101 of Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to allow the stopping, standing, or parking of motor vehicles on certain sections of Midcrest Drive, Rockbrook Drive, Winterplace Circle, and Winterstone Drive within the city limits of the City of Plano; declaring it lawful to park motor vehicles upon such sections of such roadway within the limits herein defined; and providing a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.</p>					
<b>FINANCIAL SUMMARY</b>					
<input checked="" type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP					
FISCAL YEAR:	<b>2013-14</b>	<b>Prior Year (CIP Only)</b>	<b>Current Year</b>	<b>Future Years</b>	<b>TOTALS</b>
Budget		0	0	0	0
Encumbered/Expended Amount		0	0	0	0
This Item		0	0	0	0
BALANCE		0	0	0	0
<b>FUND(s): N/A</b>					
<p><b>COMMENTS:</b> This item has no financial impact, as the current ordinance has not been enforced since the completion of construction.</p> <p><b>STRATEGIC PLAN GOAL:</b> Repealing ordinances that have no compelling reason to be codified relates to the City's Goal of Financially Strong City with Service Excellence.</p>					
<b>SUMMARY OF ITEM</b>					
<p>In May 1990, the City Council enacted an ordinance to prohibit the stopping, standing, or parking of vehicles on certain sections of Midcrest Drive, Rockbrook Drive, Winterplace Circle, and Winterstone Drive to facilitate construction on these 26-foot wide local residential streets.</p> <p>After construction was completed, the ordinance should have been repealed, but was not. It has laid dormant as part of Section 12-101 of the Plano City Code until recently brought to the attention of City staff by a resident on Rockbrook Drive. Signs giving notice to the parking prohibition have long since been removed, and the Transportation Engineering Division (TED) finds no compelling reason that stopping, standing, and parking should currently be prohibited on these streets. The TED has prepared the attached Ordinance allowing the stopping, standing, or parking of vehicles on certain sections of Midcrest Drive, Rockbrook Drive, Winterplace Circle, and Winterstone Drive for City Council consideration and recommends approval of this Ordinance.</p>					
List of Supporting Documents:			Other Departments, Boards, Commissions or Agencies:		
Ordinance			N/A		
Location Maps					

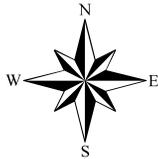


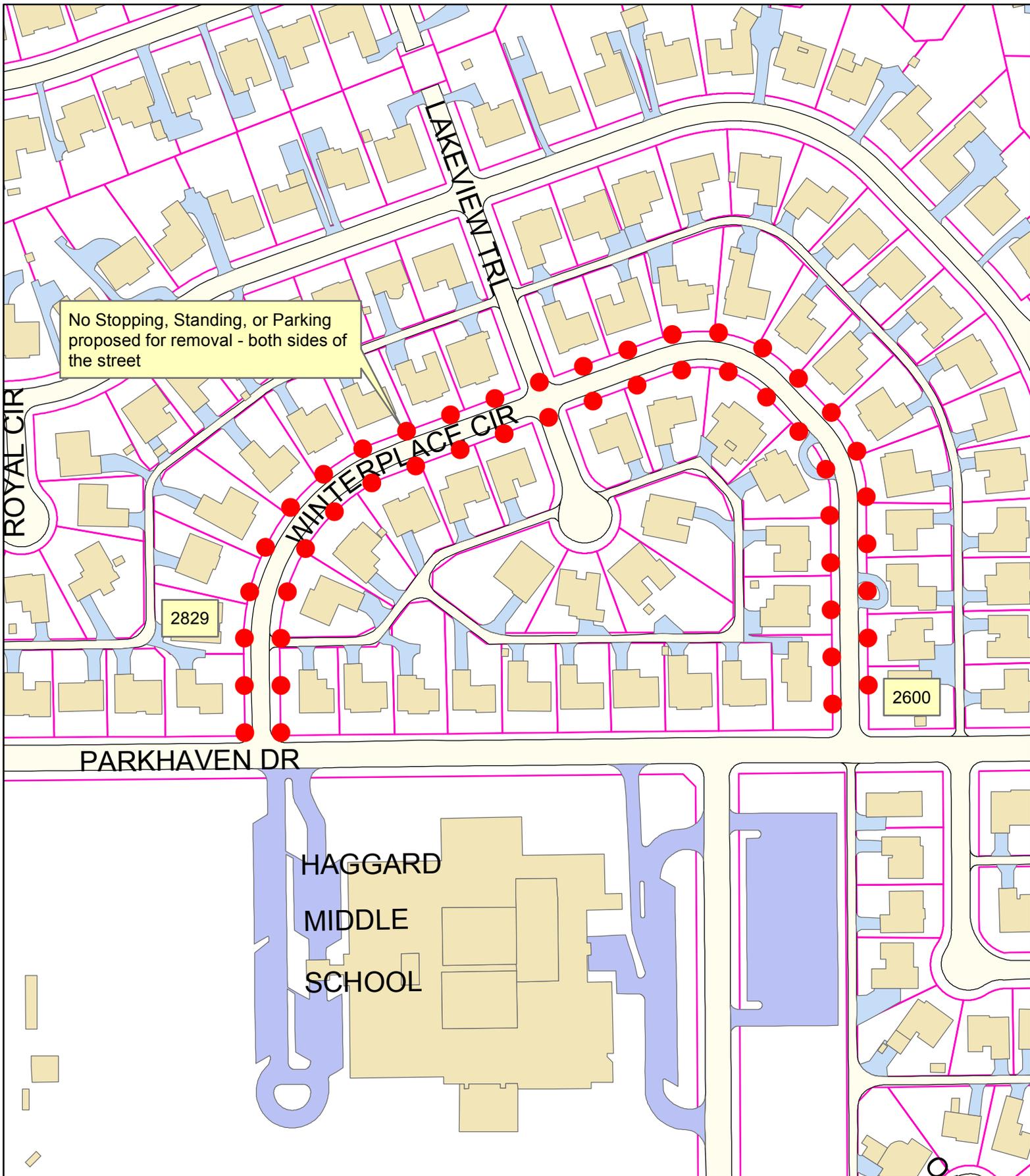
Proposed Removal of  
No Stopping, Standing,  
or Parking on Midcrest  
Drive





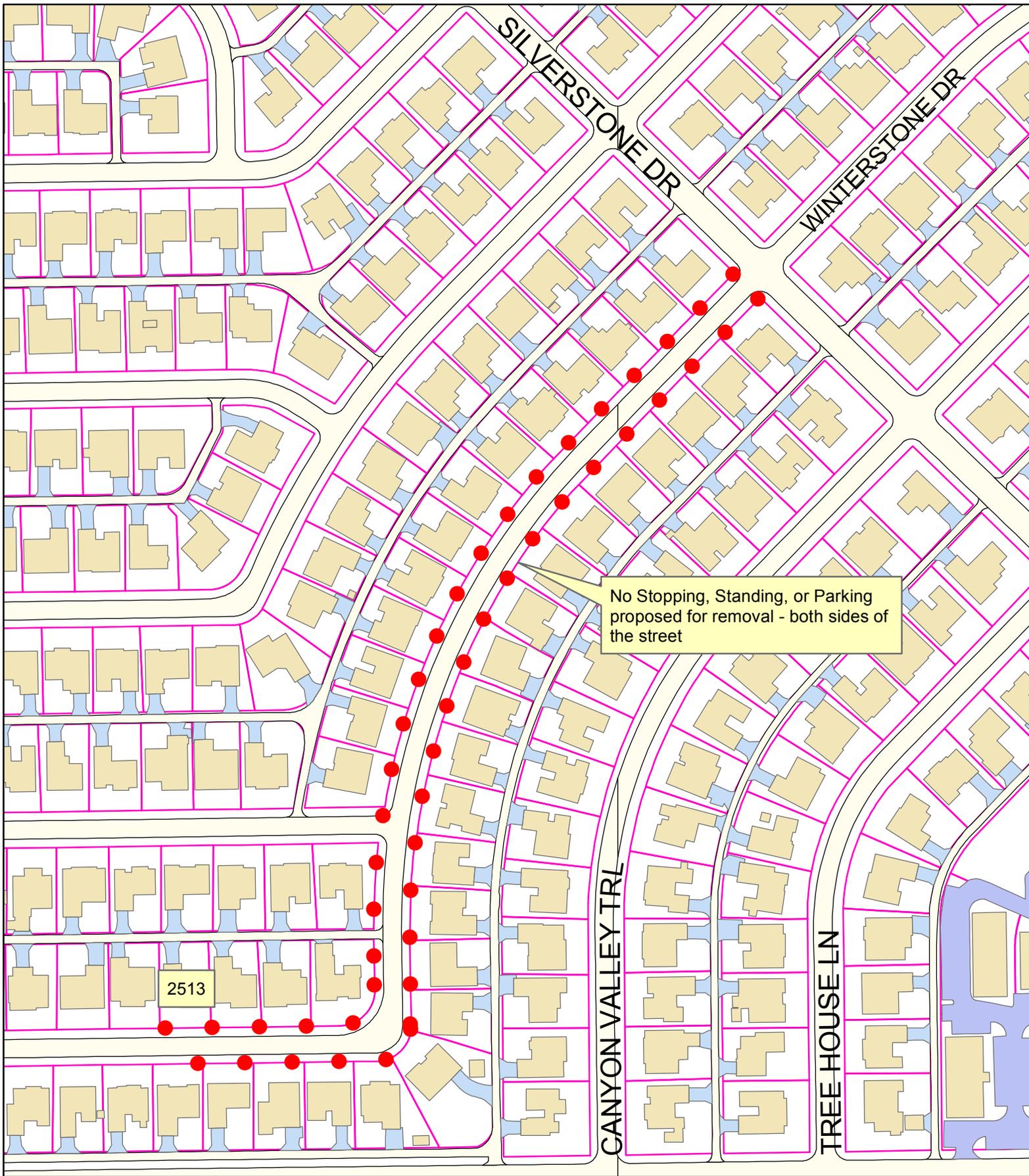
**Proposed Removal of  
No Stopping, Standing,  
or Parking on Rockbrook  
Drive**



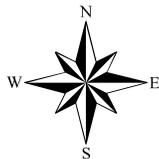


Proposed Removal of  
No Stopping, Standing,  
or Parking on Winterplace  
Circle





Proposed Removal of  
No Stopping, Standing,  
or Parking on Winterstone  
Drive



**An Ordinance of the City of Plano, Texas amending Section 12-101 of Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to allow the stopping, standing, or parking of motor vehicles on certain sections of Midcrest Drive, Rockbrook Drive, Winterplace Circle, and Winterstone Drive within the city limits of the City of Plano; declaring it lawful to park motor vehicles upon such sections of such roadway within the limits herein defined; 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 found it necessary to prohibit parking along and upon certain sections of Midcrest Drive, Rockbrook Drive, Winterplace Circle, and Winterstone Drive within the city limits of the City of Plano while said streets were under repair, construction and maintenance; and

**WHEREAS**, the repair, construction, and maintenance activities that necessitated the prohibition of parking have been completed; and

**WHEREAS**, the City Council of the City of Plano no longer finds it necessary to prohibit parking of motor vehicles along and upon certain sections of Midcrest Drive, Rockbrook Drive, Winterplace Circle, and Winterstone Drive within the city limits of the City of Plano;

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

**Section I.** Section 12-101 of Chapter 12, Motor Vehicles and Traffic, of the City of Plano Code of Ordinances is hereby amended by the deletion of the following Subsections:

*“Midcrest Drive, along either side from its intersection with Dartbrook Drive to its intersection with Westwood Drive.”*

*“Rockbrook Drive, along either side from its intersection with Rigsbee Drive to its intersection with Ridgewood Drive.”*

*“Winterplace Circle, along either side from 2600 Winterplace Circle to 2800 Winterplace Circle.”*

*“Winterstone Drive, along either side from 2513 Winterstone Drive to its intersection with Silverstone Drive.”*

**Section II.** The Traffic Engineer of Plano is hereby authorized and directed to remove all traffic control signs at each approach to the portions of the roadways described herein that prohibit stopping, standing, or parking in this area.

**Section III.** All provisions of the Ordinances of the City of Plano, codified or uncodified, in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Ordinances of the City of Plano, codified or uncodified, not in conflict with the provisions of this Ordinance shall remain in full force and effect.

**Section IV.** It is the intention of the City Council that this Ordinance, and every provision hereof, shall be considered severable, and the invalidity or unconstitutionality of any section, clause, provision or portion of this Ordinance shall not affect the validity or constitutionality of any other portion of this Ordinance.

**Section V.** The repeal of any Ordinance or part of an Ordinance affected 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 of any Ordinances at the time of passage of this Ordinance.

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

**DULY PASSED AND APPROVED this 28<sup>th</sup> day of October, 2013.**

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Harry LaRosiliere, MAYOR

ATTEST:

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Diane Zucco, CITY SECRETARY

APPROVED AS TO FORM:

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Diane C. Wetherbee, CITY ATTORNEY