



CITY OF PLANO COUNCIL AGENDA ITEM

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|---|----------------------------------|--|-------------------------|---------------|
| CITY SECRETARY'S USE ONLY | | | | |
| <input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory | | | | |
| Council Meeting Date: | | May 26, 2015 | | |
| Department: | | Neighborhood Services | | |
| Department Head | | Lori Schwarz | | |
| Agenda Coordinator (include phone #): Doris Carter, ext. 5350 | | | | |
| CAPTION | | | | |
| <p>Consideration of an Ordinance of the City of Plano, Texas amending Section 12-114 of Chapter 12, Motor Vehicles and Traffic of the Code of Ordinances of the City of Plano, Texas thereby providing that City service or emergency trailers, semi-trailers, pole trailers and special mobile equipment may park or stand in single-family, two-family and multi-family dwelling districts; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause, and an effective date.</p> | | | | |
| FINANCIAL SUMMARY | | | | |
| <input checked="" type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP | | | | |
| FISCAL YEAR: 2014-15 | 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): N/A | | | | |
| <p>COMMENTS: This item has no financial impact.</p> <p>STRATEGIC PLAN GOAL: An Ordinance amending Section 12-114 of Chapter 12, Motor Vehicles and Traffic of the Code of Ordinances of the City of Plano, Texas relates to the City's Goal of a Financially Strong City with Service Excellence and Great Neighborhoods - 1st Choice to Live.</p> | | | | |
| SUMMARY OF ITEM | | | | |
| <p>It is in the best interest of the City and its citizens that Section 12-114 of Chapter 12 Motor Vehicles and Traffic of the Code of Ordinances of the City of Plano, Texas be amended to permit trailers owned by the City to be parked in single-family, two-family and multi-family dwelling districts to provide additional support to neighborhoods.</p> | | | | |
| List of Supporting Documents: | | Other Departments, Boards, Commissions or Agencies | | |
| Memo | | Environmental Health | | |
| Ordinance | | | | |



Memorandum

Date: May 19, 2015
To: Bruce D. Glasscock, City Manager
From: Lori Schwarz, Director of Neighborhood Services
Subject: City Neighborhood Support Trailers

The Neighborhood Services Department has recently implemented a new program for neighborhood groups to organize block parties, the Pop-Up Party Trailer. Many cities are now providing these types of trailers to help build neighborhood organizations, create a sense of community identity and enhance citizens' quality of life. The trailer provides tables, chairs, picnic tables, games, trash cans, traffic cones and many more items that are typically not available to neighborhood groups for these types of events. Available for free to registered City of Plano neighborhood organizations, the trailer is delivered by city staff to the event site for use over a weekend. The Environmental Health Department's Environmental Education and Sustainability Division has also added a trailer for community clean-up days that provides all the equipment necessary for interested citizen groups.

In order to facilitate use of these trailers by our neighborhood organizations, the requested ordinance amendment allows city-owned trailers to park or stand on streets in various residential districts throughout the city.

xc: Rachel Patterson, Director of Environmental Health

An Ordinance of the City of Plano, Texas amending Section 12-114 of Chapter 12, Motor Vehicles and Traffic of the Code of Ordinances of the City of Plano, Texas thereby providing that City service or emergency trailers, semi-trailers, pole trailers and special mobile equipment may park or stand in single-family, two-family and multi-family dwelling districts; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause, and an effective date.

WHEREAS, Section 12-114 of Chapter 12 Motor Vehicles and Traffic of the Code of Ordinances of the City of Plano, Texas currently prohibits a trailer, semi-trailer or pole trailer from parking or standing upon any public street, highway, alley or public right-of-way between any public street and alley in a single-family, two-family or multi-family dwelling district; and

WHEREAS, the City utilizes several trailers for the provision of City services to residents who reside in single-family, two-family or multi-family dwelling districts; and

WHEREAS, attendant to the provision of said services, these trailers are at times required to be parked in a single-family, two-family or multi-family dwelling district so that the services may be more efficiently provided; and

WHEREAS, staff recommends that the City's trailers be exempt from the terms of Section 12-114 so that these services may be provided in an efficient and cost-effective manner; and

WHEREAS, after consideration of the recommendation of staff and all matters attendant and related thereto, the City Council is of the opinion that it is in the best interest of the City and its citizens that Section 12-114 of Chapter 12 Motor Vehicles and Traffic of the Code of Ordinances of the City of Plano, Texas be amended to permit trailers owned by the City to be parked in single-family, two-family and multi-family dwelling districts.

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

Section I. Section 12-114 of Chapter 12 Motor Vehicles and Traffic of the Code of Ordinances of the City of Plano, Texas is hereby amended to read as follows:

“Sec. 12-114. Parking of trucks, tractors, etc., in residential districts.

(c) Restricted areas and times.

- (1) *Single-family, two-family, multi-family dwelling districts.* It shall be unlawful for any person to park or stand or to allow any motor home, bus, trailer, boat trailer, semi-trailer, pole trailer, truck tractor, house trailer, special mobile equipment, farm tractor or implement of husbandry to park or stand upon any public street, highway, alley or public right-of-way between any street and alley, within any part of the city classified by the comprehensive zoning ordinance of the city as a single-family dwelling district, two-family dwelling district, or multi-family dwelling district. It shall be unlawful for any person to park or stand or allow any vehicle to park or stand upon any public street, highway, alley or public right-of-way between any street and alley within a residentially-classified district where a portion of the vehicle or any accessory attached to the vehicle extends more than ninety-five (95) inches into the roadway as measured from the face of the curb adjacent to said vehicle. This subsection shall not prevent the parking or standing of the above-

described vehicles and/or trailers upon any public street, highway or alley in any such zoned area, for the purpose of expeditiously loading and unloading passengers, freight or merchandise, but not otherwise. City service or emergency trailers, semi-trailers, pole trailers and special mobile equipment are exempt from this section.”

Section II. All provisions of the Code of 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 Code of 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 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 violation of the provisions or terms of this ordinance by any person, firm or corporation shall be a misdemeanor offense and 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 26TH DAY OF MAY, 2015.

Harry LaRosilliere, MAYOR

ATTEST:

Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

Paige Mims, CITY ATTORNEY