



# 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:		7/27/15		
Department:		Public Works		
Department Head		Gerald Cosgrove		
Agenda Coordinator (include phone #): <b>Tiffany Stephens (972) 769-4264</b>				
<b>CAPTION</b>				
<b>An Ordinance of the City of Plano, Texas, amending City of Plano Ordinance No. 2003-4-16, codified as Article V. - Street and Thoroughfare Closures, Division 2. - Neighborhood Block Parties, Section 19-93, of the Code of Ordinances; and providing a repealer clause, a savings clause, a severability clause, a publication clause and an effective date.</b>				
<b>FINANCIAL SUMMARY</b>				
<input type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input checked="" type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR: <b>2014-15</b>	<b>Prior Year (CIP Only)</b>	<b>Current Year</b>	<b>Future Years</b>	<b>TOTALS</b>
Budget	0	0	0	<b>0</b>
Encumbered/Expended Amount	0	0	0	<b>0</b>
This Item	0	0	0	<b>0</b>
<b>BALANCE</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>FUND(S):     GENERAL FUND</b>				
<p><b>COMMENTS:</b> Adopting the proposed new ordinance will eliminate the \$50 permit fee currently required for a street or alley closure related to a Neighborhood Block Party. This will reduce the amount of revenue collected by the City in the future; however, the amount of revenue lost is indeterminable and expected to be minimal.</p> <p><b>STRATEGIC PLAN GOAL:</b> Revising the code of ordinances to promote neighborhood gatherings relates to the City's goal of Great Neighborhoods - 1<sup>st</sup> Choice to Live.</p>				
<b>SUMMARY OF ITEM</b>				
<p>The City of Plano desires to maintain vibrant and renewing neighborhoods. The only change to the ordinance is to remove the \$50 fee for the street closure/block party. This is to encourage more block parties.</p> <p>The City of Plano has collected \$2,400 this year and has averaged \$2,670 over the last 5 years.</p>				
List of Supporting Documents: Ordinance			Other Departments, Boards, Commissions or Agencies	

**An Ordinance of the City of Plano, Texas, amending City of Plano Ordinance No. 2003-4-16, codified as Article V. - Street and Thoroughfare Closures, Division 2. - Neighborhood Block Parties, Section 19-93, of the Code of Ordinances; and providing a repealer clause, a savings clause, a severability clause, a publication clause and an effective date.**

**WHEREAS**, Section 19-93 of the Code of Ordinances provides for a fifty dollar (\$50) fee for street closures for block parties,

**WHEREAS**, the City of Plano desires to promote block parties and neighborhood interaction by eliminating the fee and,

**WHEREAS**, the City Council hereby finds that City of Plano Ordinance No. 2003-4-16, codified as Article V. - Street and Thoroughfare Closures, Division 2. - Neighborhood Block Parties, Section 19-93 should be amended by adopting this Section 19-93.

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

**Section I.** Article V. - Street and Thoroughfare Closures, Division 2. - Neighborhood Block Parties, Section 19-93 of the Code of Ordinances of the City of Plano is hereby amended to be read in its entirety as follows:

“Sec. 19-93. - Permit required, application; petition.

All persons seeking to temporarily close a residential street (Type G street as defined in the Thoroughfare Standards Ordinance) or residential alley for the purpose of holding a block party shall file with the director of public works, or his designee (hereinafter referred to as "director"), not less than fourteen (14) days prior to the desired closure, an application for a street closure permit and a petition, in a form provided by the city, containing but not limited to the following information:

- (1) Name and location of the residential street to be closed;
- (2) Name, address, and phone number of person(s) requesting and desiring the street closure;
- (3) The date and time for the street closure; block parties must be held between the hours of 9:00 a.m. and 10:00 p.m.;
- (4) The petition, as furnished by the city, shall contain the signatures of seventy-five (75) percent of adult residents of the street to be closed indicating their consent to the proposed street closure. For purposes of computing the above percentage, each lot or property parcel shall have only one (1) vote.”

**Section II.** All provisions of the Ordinances of the City of Plano, codified or uncoded, in conflict with the provisions of this Ordinance are hereby repealed upon the effective date of this Ordinance, and all other provisions of the 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 III.** It is the intention of the City Council that this Ordinance, and every provision hereof, shall be considered severable, and the invalidity or illegality of any section, clause, provision or portion of this Ordinance shall not affect the validity or legality of any other portion of this Ordinance.

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

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

**PASSED AND APPROVED** this the 27th day of July, 2015.

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Harry LaRosiliere, MAYOR

ATTEST:

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Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

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Paige Mims, CITY ATTORNEY