

ORDINANCE NO. 20-D-05

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS, PROVIDING THAT THE CODE OF ORDINANCES OF THE CITY OF SCHERTZ, TEXAS, BE AMENDED BY REVISING ARTICLE V, SECTION 86-149, PARKING PROHIBITED; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, it has been established that no part of FM 2252 is currently covered under Article V, Section 86-149 Parking Prohibited of the City Code of Ordinances; and

WHEREAS, Union Pacific Railroad, via the Texas Department of Transportation, has requested the establishment of a regulation prohibiting parking on FM 2252 in close proximity to the railroad crossing within the City Limits of Schertz; and

WHEREAS, it is recommended to add areas on the approach within 150 feet of the railroad track on FM 2252 to the City Code of Ordinances under Article V, Section 86-149, Parking Prohibited.

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

Section 1. Article V, Section 86-149 of the Code of Ordinances, Parking Prohibited is amended to add the following:

Street	Extent
FM 2252	150 feet on the approach on each side of the railroad crossing identified as DOT 415590X, RRMP 236.460 within the city limits

Section 2. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

Section 3. All ordinances and codes, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance authorized herein are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters resolved herein.

Section 4. This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be

valid, and the City hereby declares that this Ordinance would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.

Section 7. This Ordinance shall be effective upon the date of final adoption hereof and any publication required by law.

PASSED ON FIRST READING, the 11th of February, 2020.

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary

(CITY SEAL)