

ORDINANCE NO. 22-D-23

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

WHEREAS, it has been established that parking, stopping, and standing should be prohibited along a segment of Fairlawn Avenue, on both sides of the street and around the traffic calming circle, between IH 35 and 130 feet north of Ashwood Street; and

WHEREAS, these areas include street segments which are currently included in the City Code of Ordinances; and

WHEREAS, it is recommended to add an additional street segment where parking is prohibited along Fairlawn Avenue in Article V, Section 86-149, Parking Prohibited.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS:
THAT:**

Section 1. Chapter 86, Article V, Section 86-149 of the Code of Ordinances, Parking Prohibited by the City of Schertz, Texas is amended as follows:

- (a) When signs are erected and/or, when recommended by the City Engineer or the Chief of Police, curb(s) are marked by painting them red with “No Parking” painted in white letters thereon, giving notice thereof, no person shall park, stop, or stand a vehicle (as identified in this section and so signed) at any time (*or at times as limited*) upon any of the following streets or portions thereof.

Add a reference to parking prohibited on Fairlawn Avenue as follows:

Street	Extent
Fairlawn Avenue	Intersection with IH 35 to 130 feet north of intersection with Ashwood Road

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and codes, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such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.

Section 8. This Ordinance shall be cumulative of all other ordinances of the City of Schertz, and this Ordinance shall not operate to repeal or affect any other ordinances of the City of Schertz except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this Ordinance, in which event such conflicting provisions, if any, are hereby repealed.

Approved on first reading the 24th day of May 2022.

PASSED, APPROVED AND ADOPTED on final reading the 7th day of June, 2022.

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary

(SEAL OF THE CITY)