



City Council Agenda Item Report

April 2, 2013

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SUBJECT: Deliberation and possible action on the first reading of an ordinance prohibiting parking, standing and leaving of commercial motor vehicles upon public and private property.

1. BACKGROUND/HISTORY

At the March 5th meeting, members of City Council requested particular consideration of an ordinance developed by the City of Mesquite that prohibits parking, standing and leaving of commercial motor vehicles upon public and private property. On March 19th, staff presented that ordinance, with minimal modifications to change the city name, match the appropriate chapter, article & division of the Buda Code of Ordinances, reference the UDC rather than zoning ordinance, and reflect the appropriate signatories. In doing so, staff provided a report outlining some concerns with the ordinance, which led to City Council members offering suggested language changes to mitigate those concerns. Staff then received direction to revise the proposed ordinance to incorporate those changes, making necessary alterations to improve enforceability and prosecution.

2. FINDINGS/CURRENT ACTIVITY

The attached draft ordinance incorporates changes discussed at City Council on March 19th. In addition, it makes a few other key changes:

- Created an exemption for commercial vehicles that are customers of a retail establishment or restaurant, not to exceed three hours.
- Added language to regarding blocking of fire lanes (addressed elsewhere in code, but helps with enforcement).
- Creates a system for hotels/motels to issue a placard to commercial vehicles with minimum information content for posting in the window of trucks while the driver is staying at their facility.
- Adds a clarifying statement that semi-trailers cannot be left unattended under any circumstance except for where integral to that particular business
- Adds ability for City Council to waive for special events
- Integrated the penalty clause into the code

3. FINANCIAL IMPACT

N/A

4. ACTION OPTIONS/RECOMMENDATION

City Council may discuss and take action to approve the ordinance, approve with amendments specified, table action pending revisions, or take no action.