

ORDINANCE NO 2024-8

AN ORDINANCE PROVIDING CITY RIGHT-OF-WAY (ROW.) USE LIMITATIONS IN THE CITY LIMITS OF WELLS, TEXAS PROHIBITING PARKING; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$200 FOR EACH VIOLATION OF ANY PROVISION HEREOF; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES OR PARTS THEREOF. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WELLS, TEXAS:

1. Parking on public roadways.

Except where specifically provided in this code, parking of any vehicle for more than 72 consecutive hours shall be prohibited on the Street surface of any public roadway used for vehicular travel within the corporate limits of the city.

2. Parking heavy trucks on the Streets.

It shall be unlawful for any person in charge of any truck with a carrying capacity of five (5) tons or more to park said truck on any public (city-maintained) Street, parking lot, right-of-way, or other public place.

3. Vehicle owner responsibility.

No person shall allow, suffer, or permit any vehicle registered in his name to stand or be parked in any street in the city in violation of any of the ordinances of the city or laws of the State regulating.

4. Impoundment of unlawfully parked vehicle

Any vehicle parked in violation of the traffic ordinances of the city at a place where parking is prohibited or parking time is limited may be removed and impounded by the police department, such removal to be accomplished by an authorized wrecker service. An impounding fee as provided in the city fee schedule, plus the wrecker service charge, shall be assessed against and collected from the owner or driver of the vehicle before the release of such vehicle. The payment of the impounding fee shall not excuse such owner or driver of the vehicle from the charge of violating the regulation prohibiting or limiting parking.

5. Parking zones for disabled persons.

- (a) It shall be unlawful for the operator of a motor vehicle that does not have displayed on the dashboard a disabled parking identification card issued by the State, or does not have displayed a specially designed license plate, symbol, tab or other device issued to disabled veterans or disabled persons by the State department of transportation, or is obviously disabled, to stand or park the motor vehicle in a parking space designated for use by vehicles transporting disabled persons.
- (b) Violation of this section, or any section thereof, shall constitute a misdemeanor, which, upon conviction therefor, shall be punishable by a fine in any amount not to exceed two hundred dollars (\$200.00). Each day in violation shall constitute a separate offense.

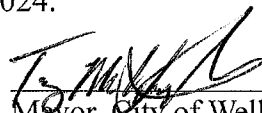
7. **Parking on City Right-of-Way Surfaces.**

A person commits an offense if he:

- (a) Park any motor vehicle, trailer, boat or other vehicle or allows the parking, of any vehicle, trailer, boat or other vehicle upon such lot or tract that is used as a city right-of-way, utility easement surface unless:
 - (i) The motor vehicle, trailer, boat or other vehicle is actively being used in the maintenance, construction, demolition, or service of the property or equipment or Structure on the property.
 - (ii) The motor vehicle, trailer, boat or other vehicle is parked behind the right-of-way utility easement by use of a fence, wall or other permanent structure.
 - (iii) The motor vehicle, trailer, boat or other vehicle is being parked in the city right-of-way, utility easement during a community or school event.


- (1) On a lot or tract with a main use other than single family:
 - (a) Park any motor vehicle, trailer, boat or other vehicle or allows the parking, of any vehicle, trailer, boat or other vehicle upon such lot or tract that is used as a city right-of-way surface unless:
 - (i) The motor vehicle, trailer, boat or other vehicle is actively being used in the maintenance, construction, demolition, or service of the property or equipment or Structure on the property.
 - (ii) The motor vehicle, trailer, boat or other vehicle is parked behind the right-of-way utility easement by use of a fence, wall or other permanent structure.
 - (iii) The motor vehicle, trailer, boat or other vehicle is being parked in the city right-of-way, utility easement during a community or school event.

Passed and Approved on this the 9th of September 2024.



Mayor, City of Wells

ATTEST:



Secretary, City of Wells