

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING SECTION 10-53 OF THE CODE OF THE CITY OF MESQUITE BY REGULATING THE PARKING OF COMMERCIAL VEHICLES WITHIN THE CITY; BY PROVIDING A SEVERABILITY CLAUSE; BY PROVIDING A PENALTY NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) AND DECLARING AN EMERGENCY.

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

SECTION 1. That Section 10-53 of the Code of the City of Mesquite is hereby amended to read as follows, in all other respects to remain in full force and effect:

SECTION 10-53. It shall be unlawful for any person or any owner to leave, park or stand any truck-tractor, semi-trailer, bus, truck or trailer or any other commercial motor vehicle with a rated carrying capacity of two (2) ton or more according to the manufacturer's classification, upon property within any area zoned as residential, and district zoned "office," "general retail," "service station," "light commercial," "commercial," "central business district" and those districts zoned "planned development" for uses other than "industrial," according to the zoning ordinance of the city. This section shall not prevent the parking or standing of the above-described vehicles in such zoned area for the purpose of expeditiously loading and unloading passenger freight or merchandise, but not otherwise; and further provided that this section shall not apply to parking of commercial vehicles at a lawfully zoned business establishment, wherein such vehicles are utilized as an integral part of such lawfully zoned business, such as vehicle sales and rental and delivery vehicles operated as a part of said lawfully zoned business. Remote or incidental uses of an oversize vehicle in connection with a business shall not be deemed use as an integral part of such business.

Any person having obtained a permit from the city, as provided herein, may lawfully park such vehicles under such circumstances as may be provided in the terms of the permit

EMERGENCY CLAUSE: The fact that the present ordinances of the City of Mesquite do not adequately regulate the parking of commercial vehicles within the city creates an urgency and an emergency for the preservation of the public health, safety, and welfare and requires that this ordinance shall take effect immediately from and after its passage and publication of said ordinance, as the law in such cases provides.

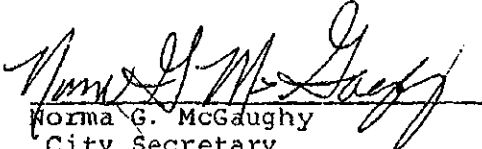
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DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 17th of October, A.D., 1983.


Mrs. Brunhilde Nystrom
Mayor

ATTEST:

APPROVED AS TO FORM:


Norma G. McGaughey
City Secretary

Elland Archer
City Attorney