

**ORDINANCE NO. 16-2120**

**AN ORDINANCE OF THE CITY OF LAKE JACKSON, TEXAS, AMENDING CHAPTER 98 TRAFFIC AND VEHICLES TO THE CODE OF ORDINANCES TO RESTRICT THE AMOUNT OF TIME BOATS AND TRAILERS MAY BE PARKED ON RESIDENTIAL STREETS; PROVIDING THAT ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH SHALL BE REPEALED TO THE EXTENT OF THE CONFLICT ONLY; PROVIDING FOR A PENALTY; PROVIDING A SAVINGS CLAUSE; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FIVE DAYS AFTER PUBLICATION**

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LAKE JACKSON, TEXAS:**

**Section 1:** That Section 98-1 of the Code of Ordinances of the City of Lake Jackson is hereby amended to add the following:

**Sec. 98-1. Definitions.**

*Passenger motor vehicle* means a passenger car, light truck, sport utility vehicle, motorcycle, or passenger van designed to transport 15 or fewer passengers, including the driver.

**Section 2:** That section 98-131 of the Code of Ordinances of the City of Lake Jackson is hereby amended to read as follows:

**Sec. 98-131. Extended parking for passenger motor vehicles.**

*(a) Applicability.*

This section applies to passenger motor vehicles and motorcycles. For the parking of boats, trailers, commercial vehicles, or recreational vehicles, see section 98-152, et seq.

*(b) Nonresidential Areas*

Passenger motor vehicles may not be parked on streets in nonresidential areas for more than 48 consecutive hours.

*(c) Residential Areas*

The following restrictions apply to parking on streets in residential areas:

- (1) A passenger motor vehicle may be parked for up to 72 consecutive hours on that portion of the street that lies alongside residential property the owner or operator of the vehicle owns or occupies.
- (2) A passenger motor vehicle may be parked for up to 72 consecutive hours on that portion of the street that lies alongside residential property if the owner or operator of the vehicle has permission to park from the owner or occupant of said residential property.
- (3) Disabled passenger motor vehicles may be parked on a street for no more than 48 hours if such motor vehicle is protected by flares or other approved signal devices.

- (4) A passenger motor vehicle may not be parked on that portion of the street that runs alongside residential property that person does not own or occupy or does not have permission to park on from the owner or occupant of said property except for once every 7 days for no more than 20 consecutive hours.
- (5) Passenger motor vehicles on all other areas of residential streets may not be parked for more than 72 consecutive hours.
- (6) Passenger motor vehicles may not be parked in a manner that causes any part of the passenger motor vehicle to extend over a sidewalk. On a residential lot with no sidewalk, no passenger motor vehicles shall be parked within a five (5) foot setback from the curb edge (that edge of the curb closest to the house).

**Section 3.** That Division 3 of Chapter 98 shall be renamed as follows:

**Division 3: Parking of Boats, Trailers, Recreational or Commercial Vehicles in Residential Areas**

**Section 4:** That section 98-152 shall be amended to read as follows:

**Sec 98-152 Boats and trailers.**

(a) No boat or trailer may be parked on a residential street for a period of time longer than is necessary for the expeditious loading or unloading of passengers, equipment, or materials. In no case shall the boat or trailer be parked on the residential street for more than four (4) hours.

(b) Boats and trailers may not be parked in a manner that causes any part of the boat or trailer to extend over a sidewalk. On a residential lot with no sidewalk, no vehicles shall be parked within a five (5) foot setback from the curb edge (that edge of the curb closest to the house).

(c) To the extent of conflict of any other parking ordinances in the city code, this section is intended to prevail.

**Section 5:** All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict only.

**Section 6:** A violation of this ordinance shall be a Class C misdemeanor and the penalty for violating this ordinance shall be as provided for in Sec. 1-5 of the Code of Ordinances of the City of Lake Jackson.

**Section 7:** If any part or portion of this ordinance shall be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect or impair any remaining portions or provisions of this ordinance.

**Section 8:** The City Secretary shall publish the caption of this ordinance within ten (10) days of final passage in the official newspaper of the City. This ordinance shall take effect and be in force five (5) days after publication in accordance with Section 3-15 of the Charter of the City of Lake Jackson, Texas.

**PASSED** on the first reading this 7th day of November 2016.

**PASSED AND APPROVED** on second reading this 21st day of November, 2016.

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**Joe Rinehart, Mayor**

**ATTEST:**

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**Alice A. Rodgers**  
**City Secretary**

**APPROVED AS TO FORM:**

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**Sherri Russell**  
**City Attorney**