

**ORDINANCE NUMBER 19-11-1146**

**AN ORDINANCE OF THE CITY OF MURPHY, TEXAS, AMENDING DIVISION 4 (PROHIBITED AND RESTRICTED PARKING) OF ARTICLE 20.05 (STOPPING, STANDING AND PARKING) OF CHAPTER 20 (TRANSPORTATION AND TRAFFIC) TO ADOPT SECTION 20.05.104 (RESTRICTIONS ON SPECIFIC STREETS); TO ESTABLISH NO PARKING ZONES AT CERTAIN LOCATIONS ON CERTAIN STREETS; PROVIDING FOR INCORPORATION OF PREMISES; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS/REPEALING CLAUSE; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.**

**WHEREAS**, the City is a home rule municipality organized under the Constitution and the laws of the State of Texas; and

**WHEREAS**, pursuant to Section 311.001 of the Texas Transportation Code, as a home rule municipality the City has exclusive control over and under the public highways, streets and alleys of the municipality; and

**WHEREAS**, the City Council desires to establish zones on public highways, streets and alleys where stopping, standing, parking, loading and unloading is prohibited on certain streets, or portions thereof, within the City of Murphy; and

**WHEREAS**, the City Council finds that the provisions of this ordinance are adopted for the health, welfare, and safety of the City of Murphy and its citizens.

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

**SECTION 1. Incorporation of Premises.**

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

**SECTION 2. Amendment to Article 20.05 Stopping, Standing and Parking.**

Article 20.05 “Stopping, Standing and Parking” of Chapter 20 “Transportation and Traffic” is hereby amended to adopt Section 20.05.104 “Restrictions on Specific Streets” which shall be read in its entirety as follows:

**Sec. 20.05.104. - Restrictions on specific streets.**

(a) No person within the City shall stop, stand, park, load or unload an attended or unattended vehicle at any time when notice is given by signs or painted curbs placed or caused to be placed by the City upon the street, or portions thereof, as follows:

Street	Extent	Side
Bunny Run	Entire road	Both

(b) It is a defense to prosecution under this section that the stopping, standing or parking of a vehicle was necessary to avoid conflict with other traffic, or in compliance with the law or direction of a police officer or official traffic control device.

**SECTION 3. Penalty.**

Any person, firm or corporation violating any term or provision of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be subject to a penalty of fine not to exceed the amount of Two Hundred Dollars (\$200) for each offense. Every day a violation continues shall constitute a separate offense.

**SECTION 4. Severability.**

It is the intention of City Council that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable; and if any phrase, clause, sentence or section of this ordinance shall be deemed unconstitutional or invalid by any judgment or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any other remaining section, paragraph, sentence, clause or portion of this ordinance or any other provision of the Code of Ordinances of the City of Murphy.

**SECTION 5. Savings and Repealer.**

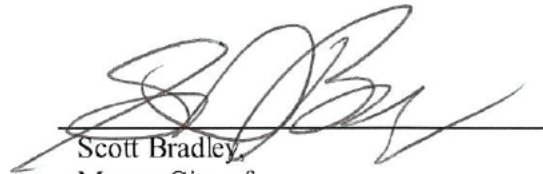
The City of Murphy’s Code of Ordinances shall remain in full force and effect, save and except as amended by this or any other Ordinance. All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed or amended ordinance, nor shall the repeal or amendment prevent a prosecution from being commenced for any violation if occurring prior to the repeal or amendment of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

**SECTION 6. Publication and Effective Date.**

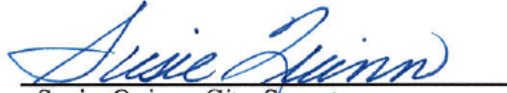
This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law provides.

**PASSED, APPROVED, AND ADOPTED** by the City Council of the City of Murphy, Texas, on the 5<sup>th</sup> day of November 2019.



  
Scott Bradley,  
Mayor City of  
Murphy

**ATTEST:**

  
Susie Quim, City Secretary  
City of Murphy

**APPROVED AS TO FORM AND LEGALITY:**

  
Wm. Andrew Messer, City Attorney