

**AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS,
AMENDING CHAPTER 71 OF THE CITY OF PFLUGERVILLE, TEXAS
CODE OF ORDINANCES REGARDING PARKING REGULATIONS;
PROVIDING FOR A PENALTY NOT TO EXCEED \$500.00 AND
PROVIDING AN EFFECTIVE DATE**

WHEREAS, the City Council has determined that parking of certain vehicles and trailers in residential areas contributes to urban blight; and

WHEREAS, the City Council has expressed a desire to regulate the types of vehicles, parking surface and location of parking areas in certain residential areas;

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

Section 1. Amendment to Chapter 71.

Chapter 71 of the Code of Ordinances of the City of Pflugerville, Texas, is hereby amended to add the following:

§71.02 PARKING REGULATIONS

§71.02 (C) It shall be unlawful for any person owning or having control of any motor vehicle or trailer described in §71.02 (A) above to park the same in the front yard driveway, front yard or side yard set back of any lot or parcel used solely for a residential use (to include home occupations) or zoned residential including RS1, RT1, RM1, RM2, MH or residential use ALUR or other planned residential districts, according to the zoning provisions of the city at all times.

- (1)(a) It shall be a defense to prosecution that the parking of such vehicle was for such time as is actually necessary to load or unload passengers, freight, merchandise; or
- (b) for such time as is actually necessary for trip preparation; or
- (c) is a vehicle owned by a federal, state, county or local government, City of Pflugerville authorized rotation wreckers, and on call public utility vehicles; or
- (d) if the oversized vehicle bears a valid handicapped parking permit and is parked in the front yard driveway; or
- (e) if the property owner holds a current and valid building permit from the City of Pflugerville.

(D) Notwithstanding §71.02 (A) above, it shall be unlawful for any person owning or having control of any motor vehicle, regardless of size or gross vehicle weight, to

park or allow same to be parked at any time in the side yard setback or front yard, or in any area between the property line of the lot and the curb line or the edge of the adjacent street (nuisance strip) within any of the residential districts as listed in subsection 71.02 (C); provided, however, that motor vehicles may be parked only on the front yard with all wheels on permanently maintained parking areas constructed of:

- (1) Concrete; or
- (2) Brick; or
- (3) Asphalt

extending from the curb, street, or alley in a contiguous course. This subsection shall not apply to those lots or parcels used for solely for single family residential purposes and located in the Old Town Neighborhood and further described in Exhibit A.

- (E) The authority to enforce the provisions of this section shall be vested in the police department and with the code compliance department.
- (F) For purposes of this section, there shall be a rebuttable presumption that the vehicle was, at the time of the offense alleged, owned by the person charged with the offense and that shall constitute prima facie evidence that the vehicle was parked or left standing at the place charged by the owner.
- (G) Any person who shall violate any of the provisions of this section or fail to comply therewith shall be deemed guilty of a Class C Misdemeanor and, upon conviction, shall be fined not less than \$1.00 nor more than \$500.00. This offense is hereby declared to be a strict liability offense and the culpable mental state required by Chapter 6.02 of the Texas Penal Code is hereby specifically negated and clearly dispensed with. Each day that the violation occurs shall constitute a distinct and separate offense.

Section 2. Severability.

If any provision of this Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of this Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

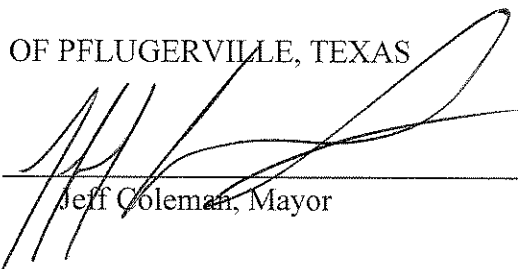
Section 3. Effective Date.

This Ordinance will take effect on October 1, 2007 after its adoption by the City Council and publication of the caption hereof in accordance with Section 3.15(d) of the City Charter.

PASSED AND APPROVED this 26th day of June, 2007.

CITY OF PFLUGERVILLE, TEXAS

By:



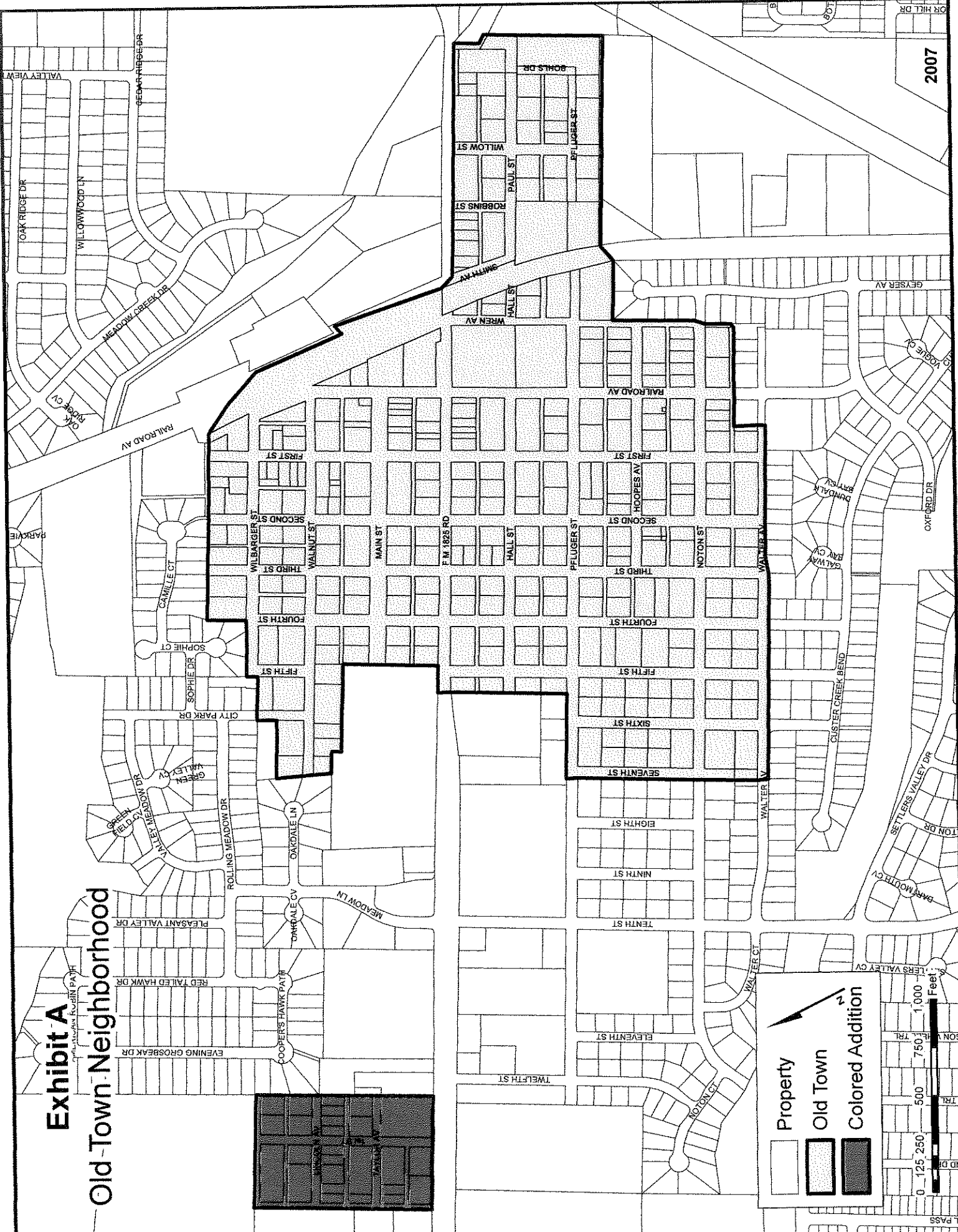
Jeff Coleman, Mayor

ATTEST:



Karen Thompson, City Secretary

Exhibit A Old-Town Neighborhood



Property
 Old Town
 Colored Addition

0 125 250 500 750 1,000 Feet

N

Storage Name	Space	Capacity & Prices
<p>AAA Storage 445 fm 685 PFLUGERVILLE 670-0265</p>	<p>15 available 1 available 1 available 3 available</p>	<p>16x9 \$40 monthly 26x9 \$55 monthly Private Covered Storage 10x40 \$200 monthly Private Covered Storage 12x30 \$185 monthly</p>
<p>Pflugerville Storage Retail 20217 Fm 685 Pflugerville 251-7055</p>	<p>No Space Available</p>	
<p>Private Warehouse Mini Storage 612 Fm 685 Pflugerville 252-3210</p>	<p>No Space Available</p>	
<p>Stor Self Storage 2508 W. Pecan St. 990-1000</p>	<p>3 available</p>	<p>12x30 available only \$159-189 monthly</p>
<p>Windy Meadows 15904 Windermere Dr Pflugerville 252-7400</p>	<p>No Space Available</p>	
<p>Mo-Kan 301 N. Railroad Avenue Pflugerville 251-0111</p>	<p>No space available</p>	
<p>Kelly Lane Storage 3715 Kelly Lane Pflugerville 990-5500</p>	<p>4 available</p>	<p>Smaller spaces \$35 monthly Larger spaces \$50 monthly</p>

Storage Name	Space	Prices and Capacity
Public Storage 10100 N. I-35 Austin TX 78753 835-4754	No Space Available	
AAA Storage 10707 N. I-35 Austin TX 78753 977-9775	No Space Available	
StorageTown USA 13107 Dessau Rd Suite 100 Austin TX 78754 251-4162	No Space Available	
Econo Self Storage 6701 N. Lamar Austin TX 78752	No Space Available	
All-Ways Self Storage 206 FM 685 Pflugerville TX 78660 251-2090	4 covered, 11 non- covered	\$85 monthly covered 10 x30 \$50 monthly non-covered 10x 30
Hutto Self Storage 110 S. Hwy Hutto TX 78634 218-8290	No Space Available	
Great American Storage 16450 N. Fm 620 Round Rock TX 78681 248-1518	No Space Available	

<p>A-1 Pflugerville Storage 1531 W. Pflugerville Loop Pflugerville TX 78660 251-4650</p>	<p>No Space Available</p>	
<p>Uncle Bob's Self Storage 2830 South A.W. Grimes Blvd Round Rock TX 78664 (800) 242-1715</p>	<p>4 Spaces available</p>	<p>\$76.95 monthly 35x10</p>
<p>AllSafe Round Rock Storage 1301 Chisholm Valley Dr Round Rock TX 78681 255-7316</p>	<p>3 available 3 available</p>	<p>\$ 60 monthly 20x10 \$ 40 monthly 16x9</p>
<p>A-1 Freeman Storage 590 Greenhill Dr. Round Rock TX 78664 346-3706</p>	<p>No Space Available</p>	
<p>Ace Moving & Storage 1404 Mungrum St. Austin TX 78724 670-7862</p>	<p>No Spaces Available</p>	
<p>Star Storage 2217 FM 685 Pflugerville TX 78660 989-2667</p>	<p>1 Available Space</p>	<p>\$ 109 monthly 25x45</p>
<p>Micheher Self Storage 12408 Harris Branch Parkway Manor, TX 78653 251-4162</p>	<p>10 Spaces Available 5 spaces available Very New Facility</p>	<p>10x20-10x50 outdoor\$55-75 15x50 \$ 285 monthly</p>
<p>Burnet Rd Self Storage 6400 Burnet Rd. Austin TX 78757 453-6302</p>	<p>2 Spaces Available 2 Spaces Available</p>	<p>Single Size \$ 65 monthly Extra Long \$120 monthly</p>

Storage Mart 15601 Fm 1325 Round Rock TX 78728 733-9656	No Space available	
Unicorn Moving & Storage 102 Victor St Austin, TX 78753 339-9922	No Space available	
White Glove Storage 2601 Mchale Ct. Austin TX 78758 490-1500	No Spaces Available	
Armstrong Moving 2401 Double Creek Drive Round Rock TX 78664 244-1112	No space available	
Storage King Of Round Rock 506 Mc Neil Rd Austin TX 225-7939	No Space available	