

ARTICLE III. PARKING, STOPPING AND STANDING¹

Sec. 11-115. No parking zone.

- (a) *[No parking area designated.]* From and after December 13, 2005, it shall be unlawful for any person, firm, partnership, corporation or any other entity to park a motor vehicle, or any vehicle, trailer or other obstruction in any area so designated a "no parking zone" by the City Council of the City of Cedar Hill.
- (b) *Areas to be designated and signs to be erected.* The City Manager of the City of Cedar Hill, Texas, is hereby directed and authorized to designate no parking areas within the corporate city limits, as from time-to-time directed and requested by the city council, and to cause to be erected appropriate signs indicating the no parking areas so designated.
- (c) *Penalty for violation.* Any person, firm, corporation or any other entity violating any of the provisions of this section or failing to comply with the requirements of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof in the Municipal Court of the City of Cedar Hill, Texas, shall be subject to a fine in an amount not to exceed the maximum fine allowed by law. Each day the said violation is committed or continues shall constitute a separate offense and shall be punishable as such.
- (d) *Additional sanctions.* In addition to the penalties provided in subsection (c) hereof, the Police Department of the City of Cedar Hill, Texas, shall also have the authority and the power to order towing of any motor vehicle, trailer or other obstruction from the no parking zone at any time, and the owner of such motor vehicle, trailer or other obstruction shall be responsible to the City of Cedar Hill for payment of all towing charges, services and fees prior to the release of any such vehicle or property to the owner.

(Ord. No. 2005-274, §§ 1—4, 12-13-05)

Sec. 11-116. Parallel parking.

It shall be unlawful to park any character of vehicle upon any street, except as provided in this chapter, in any other manner than that such vehicle shall be parallel with the street upon which it is parked and upon the right side thereof, determined by the way such vehicle is headed and parked so that the wheels on the right-hand side of such vehicle shall be within eighteen (18) inches of the curb or edge of the roadway.

Sec. 11-117. Angle parking.

It shall be lawful to park vehicles at an angle not greater than forty-five (45) degrees to the line of traffic at such places as the city council shall by resolution determine that angle parking shall be permitted and shall cause the same to be marked or signed. In all places where sidewalks and curbs have been properly set back and provisions made for parking vehicles across or inside of the usual curbline on any street in the city. In leaving such angle parking space cars shall not be backed into the traffic lane any further than necessary to get straightened out and faced in the proper direction for traffic between such space and center of the street.

¹**Traffic regulations references**—Parking prohibited at all times, Sched. V; parking prohibited during certain hours, Sched. VI.

Sec. 11-118. Responsibilities of owner regarding parking violations.

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 provisions of this chapter or the directions of official signs of this city regulating the standing or parking of vehicles.

Sec. 11-119. Stopping, standing or parking prohibited in specified places.

- (a) Except as provided by subsection (c) and except when necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police officer or official traffic-control device, no person shall:
 - (1) Stop, stand or park a vehicle:
 - a. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
 - b. On a sidewalk;
 - c. Within an intersection;
 - d. On a crosswalk.
 - (2) Stand or park a vehicle, whether occupied or not, except momentarily to pick up or discharge a passenger or passengers:
 - a. In front of a public or private driveway;
 - b. Within fifteen (15) feet of a fire hydrant;
 - c. Within twenty (20) feet of a crosswalk at an intersection;
 - d. Upon any public street within twenty-five (25) feet of the entrance or exit to any alley;
 - e. Within thirty (30) feet upon the approach to any flashing signal, stop sign, yield sign or traffic-control signal located at the side of a roadway;
 - f. Within twenty (20) feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy-five (75) feet of such entrance (when properly signposted);
 - g. At any place where official signs prohibit standing;
 - h. Between a safety zone and the adjacent curb or within thirty (30) feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings;
 - i. Alongside or opposite any street excavation or obstruction when stopping, standing, or parking would obstruct traffic;
 - j. Upon any bridge or other elevated structure upon a highway or within a highway tunnel;
 - k. On any railroad track;
 - l. At any place where official signs prohibit stopping.
 - m. On the side of the street opposite the alley entrance or exit within twenty-five (25) feet of the entrance or exit on designated trash collection days.
 - (3) Park a vehicle, whether occupied or not, except temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers:

- a. Within fifty (50) feet of the nearest rail of a railroad crossing;
- b. At any place where official signs prohibit parking;
- c. Within ten (10) feet of a neighborhood delivery postal collection box unit or a grouping of four (4) to a property line postal receptacles.

(b) No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such a distance as is unlawful.

(c) A person may stop, stand, or park a bicycle on a sidewalk if the bicycle does not impede the normal and reasonable movement of pedestrian or other traffic on the sidewalk.

(Code 1976, §§ 17-72, 17-91; Ord. No. 79-529, § 2, 6-26-79; Ord. No. 81-590, § 1, 4-14-81; Ord. No. 84-735, § 1, 10-9-84; Ord. No. 85-760, § 1, 2-26-85; Ord. No. 85-765, § 1, 3-12-85; Ord. No. 2013-515, § 1, 8-27-13; Ord. No. 2018-640, § 1, 4-24-18; Ord. No. 2019-674, § 1, 4-23-19)

State law reference(s)—Similar provisions, V.A.C.S. art. 6701d, § 95.

Sec. 11-120. Parking prohibited in fire lanes.

It is hereby declared to be illegal and unlawful for any person to park any motor vehicle, trailer, or obstruction within a fire lane within the corporate limits of the city, regardless of whether such fire lane is located on public or private property.

(Code 1976, § 17-71; Ord. No. 79-529, § 1, 6-26-79; Ord. No. 2011-431, § 1, 3-22-11)

Cross reference(s)—Fire prevention and protection, Ch. 6.

Sec. 11-121. Parking prohibited in red painted zones around commercial trash containers or dumpsters.

It is hereby declared to be illegal and unlawful for any person to park any motor vehicle, trailer, or other obstruction within the red painted zones around commercial trash containers or dumpsters, regardless of whether such commercial trash container or dumpster is located on public or private property within the city.

(Code 1976, § 17-73; Ord. No. 79-529, § 3, 6-26-79)

Cross reference(s)—Garbage, trash and refuse, § 9-36 et seq.

Sec. 11-122. Erection of signs authorized.

There may be erected at such places or points on streets, as may be authorized and directed by the city council, appropriate signs notifying and warning drivers of vehicles that there are certain prescribed regulations or restrictions on parking vehicles on such streets or parts of streets. Such signs shall clearly indicate the specific kind of regulation or restriction applicable to that particular street or part of such street on which the signs are erected. Such prescribed regulations or restrictions may include:

- (1) No parking at any time;
- (2) No parking during certain specified hours;
- (3) No parking of vehicles of more than a specified rated weight capacity;
- (4) No parking of vehicles with trailers or semitrailers attached;

- (5) Limits on parking longer than a specified length of time;
- (6) Establishment of loading and unloading zones;
- (7) Establishment of taxicab stands;
- (8) No parking in front of theaters;
- (9) Other similar directions and restrictions as may be authorized by the city council.

Sec. 11-123. Authority to impound vehicles; fee.

Any vehicle parked in violation of any provision of this chapter or any regulation established pursuant to this chapter at a place where parking is prohibited or parking time is limited may be removed and impounded by the police department and an impounding fee of such amount as established by the city council from time to time assessed against and collected from the owner or driver of the vehicle before the release of such vehicle. The payment of this impounding fee shall not excuse such owner or driver of the vehicle from the charge of violating such provisions or regulations prohibiting or limiting such parking.

(Ord. No. 85-765, § 3, 3-12-85)

Sec. 11-124. Unattended motor vehicle.

No person driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition, removing the key from the ignition and effectively setting the brake thereon, and, when standing upon any grade, turning the front wheels to the curb or side of the highway.

State law reference(s)—Similar provisions, V.A.C.S. art. 6701d, § 97.

Sec. 11-125. Handicapped parking spaces.

- (a) *Definition.* The term "disabled" as used herein shall have the same definition as set forth in article 6675a-5e.1, Revised Civil Statutes, as amended.
- (b) The city council does hereby authorize its city manager or his designee to designate specific parking spaces upon public property as handicapped parking spaces. The owners of private property open to the public for parking purposes may, with the authorization and approval of the city manager, designate specific spaces as handicapped parking spaces. All such spaces shall be designated by signs legibly stating that such parking spaces are restricted to use only by the handicapped. A record of such designation, approval and the location of such signs shall be maintained by the city manager or his designee, or under the city manager's authority, for the purpose of enforcement of the provisions of this section.
- (c) Restricted to designated vehicles. Only disabled persons or persons transporting a disabled person shall park a vehicle in any parking space or parking area designated specifically for the physically handicapped in accordance with subsection (b), and it is hereby an offense for any person not so disabled or transporting a disabled person to park a vehicle in any such designated parking space. It shall be *prima facie* evidence of the fact that a vehicle is not parked or used for transportation of disabled persons, if such vehicle does not have a specially designated symbol, tab or device stating "disabled" thereupon and issued by the state highway department and properly displayed on the vehicle.
- (d) *Enforcement and penalty.* Any person, firm, partnership, association or corporation who shall violate any of the provisions of this section shall be guilty of a misdemeanor, and upon conviction thereof in the municipal court of the city, such violation shall be liable for a fine in an amount not to exceed two hundred dollars

(\$200.00), and each and every instance of the violation of this section shall constitute a separate offense and shall be punishable by separate fines for each offense.

(Ord. No. 87-946, §§ 1—3, 12-8-87)

Sec. 11-126. Parking on public right-of-way.

- (a) It shall be unlawful for any person to park any vehicle in a public street, alley, or other public place for a continuous period of time longer than forty-eight (48) hours.
- (b) No recreational vehicle, travel trailer, boat or boat trailers or any other vehicle unable to operate under its own power shall be parked or stored on any public right-of-way in any district. The provisions of this section shall not prevent the parking or standing of said vehicles upon the public street in such zoned area for the purpose of expeditiously loading and unloading of passengers or property, for the connection or disconnection of such vehicles or trailers, provided such parking or standing shall not exceed two (2) hours in duration, unless hooked to an operable motor vehicle, and in no case, shall exceed forty-eight (48) hours.
- (c) At no time shall a recreational vehicle in excess of eight (8) feet in width, or eleven (11) feet in height, or thirty-six (36) feet in length be parked or stored on any public right-of-way. Recreational vehicles shall include but not be limited to recreational vehicles, travel trailers, motor homes, boats, boat trailers or combinations thereof.

(Ord. No. 91-087, § 1, 8-13-91; Ord. No. 97-345, § 1, 10-14-97)

Sec. 11-127. Parking in residential districts.

- (a) No vehicle in excess of eight (8) feet in width or thirty-six (36) feet in length shall be parked or stored in any residential front yard or side yard.
- (b) No vehicle shall be parked or stored on an unimproved surface in the front or sideway. Exception: See paragraph (f) of this section. All weather surface shall be on a minimum concrete pad large enough to hold the vehicle or trailer.

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- (c) No driveway or improved parking surface shall cover more than fifty (50) percent of a residential front yard.
- (d) Notwithstanding the above the parking or storing of vehicles is permissible in an unimproved driveway if an existing residence is served by a driveway which does not constitute an improved parking surface at the time this ordinance is adopted. Vehicles shall be placed on material similar to existing onsite driveway material.
- (e) It is permissible for the parking or storing of vehicles on an unimproved surface if said vehicles are parked in the rear yard.
- (f) Any vehicle located in the side yard and behind a six-foot solid screening fence, need not be located on an improved surface.

(Ord. No. 91-087, § 2, 8-13-91; Ord. No. 98-377, §§ 1, 2, 6-23-98)

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Sec. 11-128. Parking, standing or storing of vehicles in residential districts.

- (a) It shall be unlawful for any person or owner to allow to park, stand or store any truck-tractor, semi-trailer, trailer, bus, commercial dumpster, oversized commercial vehicle or any commercial motor vehicle with a rated capacity in excess of one (1) ton, according to the manufacturer's classification, upon any public right-of-way, street, alley, parkway, vacant or undeveloped lot/land, private premises or public place within the City of Cedar Hill, within any area zoned as residential, multifamily or apartment zoning.
- (b) This section shall not prevent the parking or standing of the above described vehicles in such areas for the purpose of expeditiously loading and unloading of passengers, freight, merchandise or property; nor prevent the parking of buses owned and operated by church or day care center within such districts from parking on a parking lot owned and maintained by such church or day care center; nor prevent the parking of any such vehicles owned and operated by Cedar Hill Independent School District from parking on property owned and maintained by the Cedar Hill Independent School District.
- (c) Provided further, that this subsection shall not apply to street construction, maintenance and repair equipment trucks, rollers and implements or to trucks, equipment, trailers and vehicles used by any public service utility companies, the city or its contractors engaged in repairing or extending public service utilities or city services.

(Ord. No. 97-345, § 2, 10-14-97)

Sec. 11-129. Parking or standing of vehicles for sale.

It shall be unlawful for any person to park or stand a vehicle on any public right-of-way, street, parking lot, playground, athletic field, park, vacant lot/land, or public or private school for the principal purpose of displaying it for sale.

Sec. 11-130. Parking, standing or storing of vehicles in commercial, industrial or retail districts.

- (a) It shall be unlawful for any person or owner to allow to park, stand or store any truck-tractor, trailer, semi-trailer, bus, oversized commercial vehicle or commercial motor vehicle upon any public right-of-way, street, alley, parkway, vacant or undeveloped lot/land or public place within any area zoned as either commercial, local retail, industrial or industrial park, or planned development districts according to the Zoning Ordinance of the City of Cedar Hill.
- (b) Provided, however, that this section shall not apply to street construction, maintenance and repair equipment, trucks, rollers and implements or to trucks, equipment, trailers and vehicles used by any public service utility companies, the city or its contractors engaged in repairing or extending public service utilities or city services or to motor buses when taking on or discharging passengers at the customary bus stops or any other vehicle designated herein when actually parked at a designated loading zone in those areas of limited parking where loading zones are designated or where it is not lawful to park any commercial motor vehicle for the purpose of accepting, from the immediate shipper, or delivering to the consignee or addressee, any transportable thing.
- (c) Provided, however, that this section shall also not apply to any vehicle defined or designated herein developing mechanical defect after such vehicle has commenced to run, en route, making it unsafe to proceed further, and in this event it shall be lawful to stand or park the vehicle during the time necessary to make emergency repairs.

- (d) Provided, further, that this subsection shall not apply to any such designated motor vehicle used by any commercial business, church, day care center, United States Postal Service, or the Cedar Hill Independent School District located on such premises, or if the business provides service, maintenance or repair of such designated vehicles.
- (e) Provided, however, that it shall be a defense to a violation of this subsection in these zoning districts if the City of Cedar Hill has erected appropriate signs permitting parking in such area.

(Ord. No. 97-345, § 2, 10-14-97)

Sec. 11-131. Penalties for violation.

- (a) Any person, firm or corporation found in violation of any of the provisions of this chapter shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine as outlined in Chapter 12 (Municipal Court) of this Code of Ordinances. When any person, firm, or corporation refuses to comply with the provisions of this Code or in emergency circumstances, then pursuant to Section 431.001 of the Texas Local Government Code, the offending vehicle may be impounded or the tires/towing mechanism blocked to prohibit the vehicle from moving. The impounded vehicle(s) shall be taken into custody and have fees assessed (wrecker, storage, and taxes) in the same manner as described in section 11-123 of this chapter.
- (b) If any vehicle is found in violation of any provision of this section or of state statute regulating the stopping, standing or parking of a vehicle, and the identity of the driver cannot be determined, the owner or person in whose name such vehicle is registered shall constitute a *prima facie* presumption that the registered owner of such vehicle is the person, firm or corporation who committed the violation. This presumption is refutable and shall have the effects and consequences set forth in Section 2.05 of the Texas Penal Code.
- (c) The Texas Department of Transportation's computer-generated record of the registered vehicle owner is *prima facie* evidence of the contents of record.
- (d) If any vehicle is found in violation of any provision of this section or state statute regulating the stopping, standing, parking or storing of a vehicle, the owner of the property upon which the vehicle is unlawfully stopped, standing, parked or stored, as determined by the tax rolls, shall constitute a *prima facie* presumption that the owner allowed or intended such vehicle to be unlawfully stopped, standing, parked or stored on such property. This presumption is refutable and shall have the same effects and consequences set forth in Section 2.05 of the Texas Penal Code.

(Ord. No. 97-345, § 2, 10-14-97)

Secs. 11-132—11-140. Reserved.