

ORDINANCE NO. 2017-05

AN ORDINANCE TO AMEND BASTROP CITY CODE, CHAPTER 12 – TRAFFIC AND VEHICLES, ARTICLE 12.06 – STOPPING, STANDING AND PARKING (SPECIFICALLY SECTIONS 12.06.004 AND 12.06.011) TO DELETE TWO HOUR PARKING IN THE CENTRAL BUSINESS DISTRICT AND REVISE Section 12.06.01.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS:

That the Bastrop City Code, Chapter 12, Article 12.06.004 and Article 12.06.011 be amended to read as follows:

Sec. 12.06.004 - Restricted parking zones.

- (a) When signs are erected giving notice thereof, no person shall park a motor vehicle for more than fifteen (15) consecutive minutes between the hours of 8:00 a.m. and 5:00 p.m., except Sundays and business holidays, in the following areas:
 - (1) Central business district.
- (b) When signs are erected giving notice thereof, no person shall park a vehicle in a zone which is officially marked as a zone for physically handicapped persons unless that vehicle is marked with a device showing that a disabled person is being transported therein.
- (c) Upon conviction of violations of this section, violators will be fined as provided in section 1.01.009 of this code.

Sec. 12.06.011 - Parking enforcement volunteers.

- (a) Parking enforcement volunteers are hereby authorized to issue citations on any vehicle found to be in violation of sections 12.06.004 and/or 5.07 of the code of the city, and the parking laws of the state or the city, notwithstanding other provisions of the traffic laws. The term parking enforcement volunteers shall include all personnel designated by the Chief of Police as having the authority to issue parking citations as part of their job functions, regardless of job title.
- (b) That the Chief of Police shall have the authority and sole discretion to appoint and/or remove any person, with consideration given to the recommendations from the fire chief when related to enforcement under section 5.07, who is a citizen of the United States to issue citations for any vehicle found to be illegally parked in either:
 - (1) A parking area designated for the exclusive use of vehicles transporting persons with disabilities in the city, pursuant to V.T.C.A. Transportation Code, §§ 52.202 and 681.0101;

- (2) A designated and marked fire lane, only for parking of vehicles of fire department volunteers under section 5.07.004; and
 - (3) All other applicable law(s).
- (c) That each parking enforcement volunteer appointed pursuant to this article shall complete an application, and satisfactorily complete a course of training related to parking enforcement pursuant to this section, to be developed and conducted by the Chief of Police, or his designee.
- (d) That the application required by subsection (c) of this section shall show the correct name, current address and telephone number of the applicant. The Chief of Police, or his/her designee, is specifically authorized to require additional information from the applicant. Upon receipt of the application required by subsection (c) of this section, the Chief of Police will then make the final decision regarding the application.
- (e) Parking enforcement volunteers are hereby authorized to issue citations on any vehicle found to be in violation of sections 12.06.004 and/or 5.07 of the Code of Ordinances of the city, or found to be stopped, standing or parked in violation of the V.T.C.A. Transportation Code, ch. 681 (disabled/handicapped parking) and/or the fire code, in the same manner as any law enforcement officer of the state or county or municipality of the state, subject to the following limitations:
- (1) No parking enforcement volunteer shall be deemed a peace officer, nor receive any compensation from the city while in the capacity of a parking enforcement volunteer.
 - (2) No parking enforcement volunteer shall be required to complete training as a peace officer.
 - (3) No parking enforcement volunteer shall have the power or duty to enforce any traffic or civil or criminal laws, other than those specifically identified herein.
 - (4) No parking enforcement volunteer shall possess or carry firearms or other weapons for the purpose of enforcing the parking law(s).

Passed and Approved on First Reading on this 28th day of February, 2017

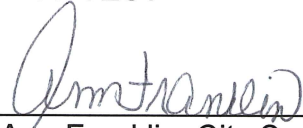
Passed and Adopted on Second Reading on this 14th day of March, 2017

APPROVED



Ken Kesselus, Mayor

ATTEST



Ann Franklin, City Secretary