

PUBLIC PARKING LOT ORDINANCE NUMBER 926

AN ORDINANCE KNOWN AS THE PARKING LOT ORDINANCE REGULATING THE PARKING LOT OR LOTS IN, AT, OR ADJACENT TO ANY RETAIL OR WHOLESALE BUSINESS ESTABLISHMENT, OFFICE BUILDING, PROFESSIONAL BUILDING, RECREATIONAL BUILDING, BANKING AND FINANCIAL INSTITUTION BUILDING, OR ANY PUBLIC BUILDING OR SPACE USED OR INTENDED FOR THE PARKING OF ANY TYPE OF VEHICLE, INCLUDING MOTOR VEHICLES, BY MEMBERS OF THE GENERAL PUBLIC, AND MAINTAINED FOR THE CONVENIENCE OF CUSTOMERS, CLIENTS, PATIENTS, OR PATRONS OF ONE (1) OR MORE BUSINESS ESTABLISHMENTS; PROHIBITING ACTS AND CONDUCT OF ANY PERSON OR PERSONS WHICH CONSTITUTE A VIOLATION OF THIS ORDER; PROVIDING AUTHORITY TO ANY OWNER, LESSEE, MANAGER OR OPERATOR, OR OWNER OF PARKING LOT TO TOW AWAY OR CAUSE TO TOW AWAY FROM THE PARKING AREA VEHICLE, OR VEHICLES LEFT UNATTENDED OR ABANDONED; PROVIDING FOR A FINE OF NOT LESS THAN \$20.00 AND NOT MORE THAN \$200.00 FOR VIOLATION; AND PROVIDING EACH DAY OF VIOLATION SHALL CONSTITUTE A SEPARATE OFFENSE;

BE IT ORDAINED BY THE BOARD OF COMMISSION OF THE CITY OF RAYMONDVILLE, TEXAS:

SECTION 1 - Public parking lots - statement of public policy.

- (a) Applicability and public purpose statement. As used herein the term "parking lot" shall mean any area in, at or adjacent to a restaurant, store, retail or wholesale business establishment, office building, professional building, recreational building, banking and financial institution premises, or any public building or space used, designed or intended for the parking of any type of vehicle, including motor vehicles, by members of the general public and maintained for the convenience of customers, clients, patients, members or patrons of one (1) or more business establishments, public offices or organizations. For the purpose of the public peace, health, safety, morals general welfare and the public interest, all parking lots as above defined, including driveways, exits and entrances thereto, are hereby declared to be public places, and it is contrary to the public interest, peace, morals, health and general welfare of the community to permit litter on such public places, to park, drive or operate motor vehicles thereon in any manner prohibited by this section, or to engage in any conduct thereon in the manner prohibited by this section.
- (b) Prohibited acts. The following acts or conduct of any person or persons on, entering, driving on, parking on or leaving any parking lot are hereby declared to be unlawful, and any person found guilty of any such act or conduct shall be guilty of a misdemeanor;
- (1) To enter a parking lot in a motor vehicle of any kind and use said parking lot for racing or as a shortcut to other property or a street.
 - (2) To race the motor of any vehicle, needlessly bring to a sudden start or stop any vehicle, blow the horn of such vehicle needlessly, or to create any loud or unseemly noise, nuisance or disturbance whereby the quiet and good order of the premises or the adjacent neighborhood are disturbed.
 - (3) For one (1) or more persons to congregate inside or outside of a motor vehicle parked thereon when not otherwise engaged in a lawful pursuit relating to the use of the premises and without the owner's consent.
 - (4) To throw, deposit, leave or permit to come to rest upon any parking lot any litter, as herein defined, except in the receptacles provided for such litter.

Litter is any trash, paper, napkins, straws, cups or containers made of paper, plastic or other similar material, bottles, glass, cans or gum wrappers, remnants of food, cans or remnants or parts thereof, or any material of an unsanitary nature.

- (5) To leave a motor vehicle unattended on a parking lot, of any business, except for the purpose of entering into a premises, or returning therefrom, except with the consent and approval of operator or manager of such parking lot.
- (6) For the purposes of this section, the fact that a premises is closed shall constitute prima facie proof that a person (s) is not engaged in a lawful pursuit relating to the use of the premises. Furthermore, if any parking lot is clearly marked by any sign or device declaring time limits or other restrictions relating to parking, then a violation by any person of such restrictions shall be prima facie proof of such owner's non-consent to any person parking or congregating on such parking lot.

SECTION 2 - Authority to remove vehicles.

- (a) The owner, lessee, manager or operator of any business establishment or parking lot shall have the right to tow away or cause to be towed away from any such parking lot any vehicle which has been left there unattended or abandoned; provided, that there has been placed on such premises in a conspicuous place a sign, in letters at least three (3) inches in height, which states that any vehicle left unoccupied, unattended or abandoned on the parking lot shall be towed away at the cost of the owner thereof.
- (b) Any person whose vehicle has been so towed away shall first pay, in order to redeem or repossess such vehicle, the towing charges same being the customary fees charged for such services in this community.

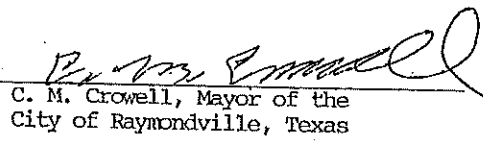
SECTION 3 - Penalty for violation.

The penalty upon conviction for a violation of Section 1 through 3 shall be not less than Twenty dollars (\$20.00) nor more than Two hundred dollars (\$200.00). Each day of violation shall constitute a separate offense.

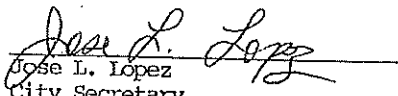
INTRODUCED AND PASSED ON FIRST READING ON THE 12 DAY JUNE , 1990.

INTRODUCED AND PASSED ON SECOND READING ON THE 26 DAY OF JUNE , 1990.

PASSED, APPROVED AND ADOPTED ON THIS AND FINAL READING THE 10TH DAY OF JULY , 1990.


C. M. Crowell, Mayor of the
City of Raymondville, Texas

ATTEST:


Jose L. Lopez
City Secretary