

## **ORDINANCE # 1458-2025**

AN ORDINANCE AMENDING CHAPTER 12 "TRAFFIC AND VEHICLES" SPECIFICALLY IN ARTICLE 12.05 "STOPPING, STANDING AND PARKING" UNDER SECTION 12.05.013 "SPECIAL TIME LIMIT NO PARKING ZONES" OF THE RIVER OAKS CODE OF ORDINANCES (2020) BY ADDING SUBSECTION (g) "FRONTIER STREET BETWEEN MELBOURNE AND BLACKSTONE DR." ESTABLISHING A TIME-LIMIT NO PARKING ZONE ONLY ON SCHOOL DAYS FROM 7:00 A.M. TO 4:00 P.M. ON BOTH SIDES OF FRONTIER STREET FROM ITS INTERSECTION WITH BLACKSTONE DRIVE SOUTH TO MELBOURNE; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A PENALTY; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the City of River Oaks is a home rule City acting under its Charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS**, the River Oaks Police Chief investigated a complaint from Castleberry Independent School District regarding motorist parking on both sides of the one-block section of Frontier Street from Blackstone to Melbourne causing traffic congestion; and

**WHEREAS**, the River Oaks Police Chief concluded that with the addition of a time limited No Parking Zone would help deter the motorist from parking on both sides of the street during school days and should help maintain traffic flow especially since Frontier is two-way traffic and with parking on both sides of the street restricts proper traffic flow; and

**WHEREAS**, the City Council has determined after due and careful consideration that based on the traffic study and recommendation from the Police Chief involving time limit on street parking would in their opinion help facilitate traffic flow and traffic congestion during student pick up and drop off times and therefore the City Council finds that it is reasonable and expedient to adopt this ordinance in order to protect the health and safety of the public.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVER OAKS:**

### **SECTION 1.**

That Article 12.05, "Stopping, Standing and Parking" specifically in Section 12.05.013 "Special time limit No Parking Zones" of the City of River Oaks Code of Ordinances (2020) with the adoption of this ordinance, adding subsection (g) "Frontier Street between Melbourne and Blackstone Dr." into Section 12.05.013 to now read as follows:

#### **"(g) Frontier Street between Melbourne and Blackstone Dr.**

(1) The street from the intersection of Blackstone Dr. and Frontier Street along both sides of Frontier Street to its intersection with Melbourne is hereby designated as a "special time limit no parking zone" only on school days between the hours of 7:00 a.m. and 4:00 p.m.

(2) In accordance with section 12.05.003(a) of this code the police chief hereby directs the city public works department to place signs "No Parking Stopping and Standing School Days from 7:00 A.M. to 4:00 P.M." and mark both sides of Frontier Street in the 200 block to its intersection with Melbourne as plotted on the attached Exhibit A to Ordinance Number 1458-2025 as a "no parking zone on school days only between the hours of 7:00 a.m. and 4:00 p.m."

## **SECTION 2. CUMULATIVE**

This Ordinance shall be cumulative of all provisions of Ordinances of the city, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

## **SECTION 3. SEVERABILITY**

It is hereby declared to be the intentions of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

## **SECTION 4. SAVINGS**

All rights and remedies of the City of River Oaks are expressly saved as to any and all violations of the provisions of the City of River Oaks Code of Ordinances (2006) or any other ordinances affecting Traffic Control Devices or Stopping, Standing and Parking which have accrued at the time of the effective date of this ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.

## **SECTION 5. PENALTY**

Whenever in this code or in any ordinance of the city an act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or whenever in such code or ordinance the doing of any act is required or the failure to do any act is declared to be unlawful, and no specific penalty is provided therefor, the violation of any such provision of this code or any such ordinance shall be punished by a fine of not exceeding five hundred dollars (\$500.00). However, a fine or penalty for the violation of a rule, ordinance or police regulation that governs fire safety, zoning or public health and sanitation other than dumping of refuse may not exceed two thousand dollars (\$2,000.00); a fine or penalty for the violation of a rule, ordinance, or police regulation that governs the dumping of refuse may not exceed four thousand dollars (\$4,000.00). Provided, however, that no penalty shall be greater or less than the penalty provided for the same or a similar offense under the laws of the state. Each day any violation of this code or of any ordinance shall continue shall constitute a separate offense. In the event that any such violation is designated as a nuisance under the provisions of this code, such nuisance may be summarily abated by the city. In addition to the penalty prescribed above, the city may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.

## **SECTION 6. PUBLICATION**

The City Secretary of the City of River Oaks is hereby directed to publish in the official newspaper the caption, savings clause, penalty clause, publication clause and effective date clause of this ordinance one (1) time after the adoption of this ordinance as authorized by Chapter 5, Section 5.02(c) of the Charter of the City of River Oaks.

**SECTION 7.**

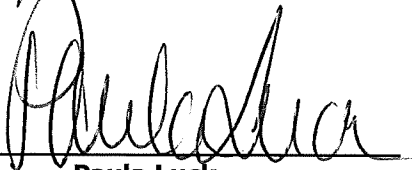
**EFFECTIVE DATE**

This Ordinance shall be in full force and effect after its passage and publication as required by law, and it is so ordained.

**PASSED AND APPROVED THIS THE 19th DAY OF AUGUST 2025.**

  
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**Mayor Pro-Tem Leigh Ann Turner**

**ATTEST:**

  
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**Paula Luck  
City Secretary  
City of River Oaks**