

ORDINANCE NO. 97-0102

AN ORDINANCE PROHIBITING THE USE OF COMMERCIAL VEHICLES UPON THE STREETS OF THE CITY OF TRINITY IN RESIDENTIAL AREAS WITH LIMITED EXCEPTIONS AND PROVIDING FOR A FINE NOT TO EXCEED \$500.00 FOR EACH VIOLATION.

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

SECTION 1. DESIGNATION: This ordinance shall be entitled "Limitation Of Commercial Vehicles in Residential Areas"

SECTION 2. Definitions. As used in this Ordinance, the following words shall have the meanings respectively ascribed to them in this section.

- A. RESIDENTIAL DISTRICT. The territory contiguous or immediately adjacent to a public street or roadway, the paved or normally traveled portion of which is less than forty-five (45) feet in width, which territory is predominantly improved with residences for a distance of two hundred (200) feet or more.
- B. TRUCK. Every motor vehicle designed, used or maintained primarily for the transportation of property and having a manufacturer's rated capacity exceeding four thousand (4,000) pounds.
- C. TRUCK-TRACTOR. Every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.

SECTION 3. LIMITATIONS IN RESIDENTIAL DISTRICT. It shall be unlawful for any person to drive or operate a truck or a truck-tractor upon any street in a residential district in the city, provided, however, this section shall not apply to the operation of a truck or truck-tractor upon said street for the purpose of making a delivery on such street or picking up a load thereon, in which case such truck or truck-tractor may be driven on such street for not more than a minimum distance necessary for such purpose.

SECTION 4. PUNISHMENT. An offense under this Ordinance is punishable by a fine not to exceed \$500.00.

SECTION 5. SEVERABILITY. The provisions of this Ordinance are declared to be severable, and if any section, sentence,

clause or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not effect the validity of the remaining sections, sentences, clauses or phrases of this Ordinance, but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 6. REPEALING CLAUSE. All Ordinance, or parts of Ordinances, inconsistent or in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 7. EFFECTIVE DATE. This ORDINANCE shall become effective immediately.

PASSED AND APPROVED this 13th day of March, 1997, at regular meeting of the City Council of the City of Trinity, Texas.

CITY OF TRINITY

BY:


Lyle Stubbs, Mayor

ATTEST:


Jo Bitner, City Secretary