

CITY OF COCKRELL HILL, TEXAS

ORDINANCE NO. 2009-C

AN ORDINANCE OF THE CITY OF COCKRELL HILL, TEXAS, AMENDING THE CITY OF COCKRELL HILL CODE OF ORDINANCES, CHAPTER 153, "ZONING CODE," BY AMENDING 153.048 RELATIVE TO OFF-STREET PARKING; PROVIDING A PENALTY; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 153 of the City of Cockrell Hill Code of Ordinance sets forth the requirements and procedures regarding zoning in the City of Cockrell Hill ("City"), and

WHEREAS, the City has become aware of revisions necessary in the City's parking regulations set forth in the zoning ordinance; and

WHEREAS, the City Council has determined that it is in the best interest of the health, safety and general welfare of the public to amend Chapter 153 of the Code by amending Section 153.048 relating to parking requirements.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COCKRELL HILL, TEXAS:

Section 1. That all of the above premises are hereby found to be true and correct and are hereby approved and incorporated into the body of this ordinance as if copied in their entirety.

Section 2. The Code of Cockrell Hill, Chapter 153, Section 153.048, is hereby amended, in part, to read as follows:

**"§153.048 OFF-STREET PARKING SPACES REQUIRED.**

\* \* \*

(B) The requirements for Off-Street Parking Spaces shall be as follows:

(1) For single-family and two-family dwellings, four onsite(4) spaces for each living unit in the building. The maximum allowable driveway width shall not exceed twenty-two (22) feet.

\* \* \*

(C) Exceptions in Off-Street Parking Regulations

(1) Variance from the requirements for Off-Street Parking may be granted by in the discretion of the Board of Adjustments.

(2) A Variance from the parking requirements of this Chapter may be granted in the discretion of the Board of Adjustment based on the historic use of the properties, the proposed parking requirements and the impact of such requirements on adjoining shared parking properties.”

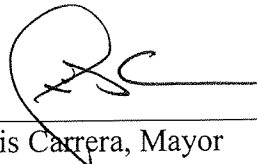
**Section 3.** Any person, firm or corporation violating any of the provisions or terms of this Ordinance or the Code of Ordinances as amended hereby shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense, and each and every day such violation shall continue shall constitute a separate offense.”

**Section 4.** This Ordinance shall be cumulative of all other ordinances of the City and shall not repeal any of the provisions of said ordinances except in those instances where provisions of those ordinances are in direct conflict with the provisions of this Ordinance and such ordinances shall remain intact and are hereby ratified, verified and affirmed.

**Section 5.** If any section, article, paragraph, sentence, clause, phrase or word in this Ordinance, or application thereof to any person or circumstance, is held invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of the Ordinance, and the City Council hereby declares it would have passed such remaining portions of the Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

**Section 6.** This Ordinance shall become effective from and after the date of its final passage and publication as provided by law, and it is accordingly so ordained.

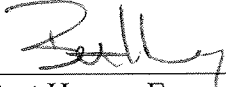
PASSED AND APPROVED on the 10 day of February, 2009.



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Luis Carrera, Mayor  
City of Cockrell Hill, Texas

ATTEST:



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Bret Haney, Executive Assistant  
City of Cockrell Hill, Texas

[SEAL]

APPROVED AS TO FORM:



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Robert F. Brown, City Attorney  
City of Cockrell Hill, Texas