

**ORDINANCE NO. 801**  
*{Dublin Road - No Thru Truck Traffic}*

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PARKER, TEXAS, AMENDING THE CITY OF PARKER CODE OF ORDINANCES BY ADDING A NEW SECTION 70.17, THRU TRUCK TRAFFIC PROHIBITED, TO CHAPTER 70, TRAFFIC REGULATIONS; ESTABLISHING REGULATIONS RELATED TO TRUCK TRAFFIC ON PUBLIC STREETS DESIGNATED AS NO THRU TRUCK STREET; PROVIDING FOR A PENALTY IN AN AMOUNT NOT TO EXCEED \$500 FOR EACH VIOLATION THEREOF; AND MAKING FINDS RELATED THERETO; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.**

**WHEREAS**, the City Council of the City of Parker, Texas finds that it is in the best interest of the health, safety and welfare of its citizens to prohibit thru truck traffic on certain streets within the City; and,

**WHEREAS**, the City Council further finds that the prohibition of thru truck traffic on the streets designated herein will help to prolong the life of those streets so designated; and,

**WHEREAS**, the City Council desires to prohibit thru traffic on the streets designated below; and

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PARKER, TEXAS:**

**SECTION 1.** The Code of Ordinances of the City of Parker, Texas is amended by the adding of a new Section 70.17, Thru Truck Traffic Prohibited, to Chapter 70, Traffic Regulations, to read as follows:

“Sec. 70.17 Thru truck traffic prohibited.

(a) Definitions. The following words, terms and phrases when used in this section shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

(1) *Authorized emergency trucks* shall mean fire department trucks, police trucks, public ambulances for which permits have been issued by the State Board of Health, emergency trucks of municipal departments or public service corporations as are designated or authorized by the governing body of an incorporated city, private trucks operated by volunteer firemen or certified emergency medical volunteers while answering a fire alarm or responding to a medical emergency, and trucks owned by the state or by a political subdivision engaged in emergency utility repair or electric, water, or wastewater services.

(2) *Light Truck* shall mean any truck with a manufacturer's rated carrying capacity of two thousand (2,000) pounds or less, including trucks commonly known as pickup trucks, panel delivery trucks, and carryall trucks.

(3) *Proof of route* shall mean a written verification of pick-ups, deliveries, or destinations which may include a log book, delivery slip, shipping order, bill or any other document which identifies and specifies the date, address, and name of the person requesting or directing the pick-up or delivery and the destination of the pick-up or delivery.

(4) *Truck* shall mean any motor vehicle designed, used or maintained primarily for the transportation of property, including "truck tractors," "road tractors," "trailers," semi-trailers," "pole trailers," and "special mobile equipment" as those terms are defined in the Texas Transportation Code.

Terms not defined herein shall be construed in accordance with customary usage.

(b) *Thru truck traffic.*

(1) *Regulation.* A person commits an offense if the person operates a truck upon a public street designated as a no thru truck street.

(2) *Affirmative defenses.* It is an affirmative defense to prosecution under this section if:

(i) The truck was an authorized emergency truck;

(ii) The truck was as bus or light truck; or

(iii) The truck:

a. was being driven to or from home or to fulfill a local commercial obligation to a buyer or seller at a given destination, evidenced by a bill or sale or invoice; and

b. the public street was the only route to such destination."

**SECTION 2.** Thru truck traffic is prohibited on the following streets:

Dublin Road	<b><u>Extent</u></b> from Parker Road to Betsy Lane and from Betsy Lane to south city limits of Parker, Texas
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**SECTION 3.** The Director of Public Works is directed to erect and place signs designating the above streets as "No Thru Truck Traffic" streets.

**SECTION 4. REPEALER CLAUSE:** That all provisions of the Ordinances of the City of Parker in conflict with the provision of this Ordinance be, and the same are hereby, repealed, and all other provisions of the Ordinances of the City of Parker not in conflict with the provisions of this Ordinance shall remain in full force and effect.

**SECTION 5. SEVERABILITY CLAUSE:** It is the intent of the City Council that each sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be deemed severable and, should any such sentence, paragraph, subdivision, clause, phrase or section be declared invalid or unconstitutional for any reason, such declaration of invalidity or unconstitutionality shall not be construed to affect the validity of those provision of the Ordinance left standing.

**SECTION 6. EFFECTIVE DATE:** This Ordinance shall take effect immediately from its passage and publication of the caption as the law in such cases provides.

**SECTION 7.** That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

**ADOPTED** on this the 1<sup>st</sup> day of June, 2021.

**CITY OF PARKER, TEXAS**



**BY:**

  
**LEE PETTLE, MAYOR**

**ATTEST:**

**BY:**   
**PATTI SCOTT GREY, CITY SECRETARY**

**APPROVED AS TO FORM  
AND CONTENT:**

**BY:**   
**BRANDON S. SHELBY,  
CITY ATTORNEY**

**From:** [Patti Grey](#)  
**To:** [Max Tezkol](#); [Max Tezkol \(max.tezkol@belomediagroup.com\)](mailto:max.tezkol@belomediagroup.com)  
**Subject:** 0601 Ord801 2021 No Thru Truck Traffic  
**Date:** Thursday, June 3, 2021 3:02:00 PM  
**Importance:** High

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Max,

I need to publish the following . . . . when possible. Please forward a proof to review with cost estimate.

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Thank you for assistance.

*Patti Scott Grey, CMC, CAMC*  
Asst. City Administrator/City Secretary



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*"Serving Citizens Today and Tomorrow, While Preserving the Records of the Past"*

**ATTENTION PUBLIC OFFICIALS!**

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