

**December 10, 2020**  
**Item No. 3.13.**  
**No Parking Luther and FM 2154**

**Sponsor:** Troy Rother, Senior Engineer

**Reviewed By CBC:** City Council

**Agenda Caption:** Presentation, discussion, and possible action on an ordinance amending Chapter 38 "Traffic and Vehicles," Article VI "Traffic Schedules," Section 38-1014 "Traffic Schedule XIV" by removing parking on a section of Luther Street at Wellborn Road.

**Relationship to Strategic Goals:**

Core Services and Infrastructure  
Improving Mobility

**Recommendation(s):** Staff recommends approval of the ordinance amendment.

**Summary:** This ordinance is for no parking anytime along both sides of Luther Street, 325 ft from the corner with Wellborn Road on the north side of Luther Street and 340 feet from the corner of Wellborn Road on the south side of Luther Street.

This parking removal is needed to provide sufficient travel width for the City of College Station Fire Department to respond to calls along this roadway and to residents living the along Luther Street.

The Traffic Management Team evaluated this roadway because of requests from citizens and the College Station Fire Department to remove parking along the roadway due to the difficulty of entering Luther Street from Wellborn Road. The Traffic Management Team's investigation showed that vehicles park on Luther Street very near the intersection of Wellborn Road and block the travel lane despite an existing 20 ft no parking zone. Vehicles traveling on Wellborn Road and turning onto Luther Street must swerve around the parked vehicles, cross the double yellow lines, and drive on the opposite side of the road.

Due to COVID-19 the City of College Station staff sent out 54 public notices and posted maps, a PowerPoint presentation, a feedback survey, and staff contact information on the City's website in lieu of a public meeting. The website was posted on September 29th, 2020, and feedback was accepted until October 16th, 2020. One person provided feedback in support of the parking removal, and the presentation was viewed a total of 5 times.

Based upon the need for emergency vehicle access along Luther Street, the Traffic Management Team recommends approving this ordinance.

**Budget & Financial Summary:** The "NO PARKING" signs are planned operation and maintenance expenses accounted for in the Public Works Traffic Operations budget.

**Reviewed & Approved by Legal: No**

**Attachments:**

1. Luther and FM 2154 No Parking Ordinance (1)
2. Luther and FM 2154 No Parking Exhibit

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING CHAPTER 38, “TRAFFIC AND VEHICLES,” ARTICLE VI “TRAFFIC SCHEDULES,” SECTION 38-1014 “TRAFFIC SCHEDULE XIV, NO PARKING HERE TO CORNER AND NO PARKING AT ANY TIME,” BY REMOVING PARKING ON LUTHER STREET, OF THE CODE OF ORDINANCES OF THE CITY OF COLLEGE STATION, TEXAS, PROVIDING A SEVERABILITY CLAUSE; DECLARING A PENALTY; AND PROVIDING AN EFFECTIVE DATE.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:**

**PART 1:** That Chapter 38, “Traffic and Vehicles,” Article VI “Traffic Schedules,” Section 38-1014 “Traffic Schedule XIV, No Parking Here to Corner and No Parking at Any Time,” of the Code of Ordinances of the City of College Station, Texas, be amended as set out in **Exhibit “A”** attached hereto and made a part of this Ordinance for all purposes.

**PART 2:** If any provision of this Ordinance or its application to any person or circumstances is held invalid or unconstitutional, the invalidity or unconstitutionality does not affect other provisions or application of this Ordinance or the Code of Ordinances of the City of College Station, Texas that can be given effect without the invalid or unconstitutional provision or application, and to this end the provisions of this Ordinance are severable.

**PART 3:** That any person, corporation, organization, government, governmental subdivision or agency, business trust, estate, trust, partnership, association and any other legal entity violating any of the provisions of this Ordinance upon a finding of liability thereof shall be deemed liable for a civil offense and punished with a civil penalty of not less than one dollar (\$1.00) and not more than two thousand dollars (\$2,000.00) or upon conviction thereof guilty of a misdemeanor, shall be punished by a fine of not less than twenty five dollars (\$25.00) and not more than five hundred dollars (\$500.00). Each day such violation shall continue or be permitted to continue, shall be deemed a separate offense.

**PART 4:** This Ordinance is a penal ordinance and becomes effective ten (10) days after its date of passage by the City Council, as provided by City of College Station Charter Section 35.

**PASSED, ADOPTED and APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
**City Secretary**

\_\_\_\_\_  
**Mayor**

**APPROVED:**

\_\_\_\_\_  
**City Attorney**

**Exhibit A**

That Chapter 38, “Traffic and Vehicles,” Article VI. “Traffic Schedules”, Section 38-1014 “Traffic Schedule XIV, No Parking Here to Corner and No Parking at Any Time,” is hereby amended to include as follows:

**Luther Street – Anytime**

- a. Northeast bound traffic – no parking anytime along the southeast side of Luther Street 340 feet east of Wellborn Road.
- b. Southwest bound traffic – no parking anytime along the northeast side of Luther Street 325 feet east of Wellborn Road.