

ORDINANCE NO. 2022-O-136

AN ORDINANCE OF THE CITY OF ATHENS, TEXAS, AMENDING CHAPTER 22, ARTICLE V, SECTION 22-33(c)(4)a OF THE CITY CODE OF ORDINANCES REGARDING REGULATIONS FOR PARKING SPACE DIMENSIONS, PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.

WHEREAS, on the 6th day of September 2022, the Planning and Zoning Commission of the City of Athens, Texas after due notice and hearing did hereby vote to recommend approval of the proposed amendment as outlined below.

WHEREAS, on the 12th day of September 2022, the City Council of the City of Athens, Texas after due notice as required by law, held a public hearing for said ordinance amendment and heard from those opposed to said modification and those in favor of same. After the close of the public hearing, the ordinance amendment was read aloud for the first time as required by Article III, Section 3.11 of the City of Athens Charter.

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

Section 1. That Chapter 22, Article V, Section 22-33(c)(4)a of the Code of Ordinances, City of Athens, Texas, is hereby amended to read as follows:

Each standard off-street surface parking space size shall be in accordance with the design standards as shown on Illustration 10 for space size and design. Specific parking space sizes, exclusive of aisles, driveways and maneuvering areas shall be in accordance with the following minimum sizes:

- a. Standard: ~~Ten (10)~~ **Nine (9)** feet by eighteen (18) feet.
- b. Parallel: Eight (8) feet by 22 feet.

Section 2. Should any clause, phrase, sentence section of this Ordinance be deemed invalid or unconstitutional by a court of competent jurisdiction, said finding shall not affect the remaining clauses, phrases, sentences or sections of this Ordinance.

Section 3. Any ordinance, resolution or order previously passed and/or adopted by the City Council, or any part thereof, if found to be in conflict with the provisions of this Ordinance, shall be resolved in favor of the terms and conditions of this Ordinance, and any prior conflicting ordinance, resolution or order or any part thereof, is hereby repealed to the extent of said conflict.

Section 4. This ordinance shall be and become effective from and after its adoption and publication in accordance with the provisions of the Charter of the City of Athens, Texas.

PASSED, APPROVED and ADOPTED this the **26th** day of **September 2022** at a regular meeting of the City Council of the City of Athens, Texas, with the following record vote:

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|--------------------------------|-----|
| Toni Clay, Mayor | Aye |
| Aaron Smith, Mayor Pro Tem | Aye |
| Robert Gross, Councilmember | Aye |
| SyTanna Freeman, Councilmember | Aye |
| Mark Carroll, Councilmember | Aye |

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| Voted in favor of the motion | 5 |
| Voted against the motion | 0 |
| Motion carried | 5-0 |

Toni Clay, Mayor

ATTEST:

Bonnie Hambrick, City Secretary