

ORDINANCE 11-16

AN ORDINANCE OF THE CITY OF SOUTH PADRE ISLAND, TEXAS, AMENDING CHAPTER 18, SECTION 18-19.2 OF THE CODE OF ORDINANCES TO ADD HARBOR CIRCLE TO THE LIST OF CUL-DE-SACS IN WHICH PARKING IS PROHIBITED BETWEEN THE HOURS OF 2:01 A.M. AND 6:00 A.M.; PROVIDING FOR A PENALTY FOR VIOLATION NOT TO EXCEED FIVE HUNDRED DOLLARS (\$500.00); PROVIDING FOR SEVERABILITY; AND AUTHORIZING PUBLICATION IN CAPTION FORM.

WHEREAS, the City, through the establishment of Ordinance 10-22 prohibited overnight parking in beach access cul-de-sacs; and

WHEREAS, parking was prohibited in beach access cul-de-sacs between the hours of 12:01 A.M. and 6:00 A.M. except for Aurora Circle and Surf Circle because of adjacent late night entertainment establishments; and

WHEREAS, parking within Aurora Circle and Surf Circle was prohibited between the hours of 2:01 A.M. and 6:00 A.M. to allow customers to patronize the adjacent late night entertainment establishments during legal business hours; and

WHEREAS, a late night entertainment establishment has opened adjacent to Harbor Circle since Ordinance 10-22 was enacted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOUTH PADRE ISLAND, TEXAS:

Section 1. Section 18-19.2 of the Code of Ordinances of the City of South Padre Island is hereby amended as follows:

“Sec. 18-19.2 Over Night Parking Prohibited on Cul-de-Sacs east of Gulf Blvd.

No person shall stop, stand or park a vehicle in or on a cul-de-sac east of the east Right-of-way line of Gulf Boulevard between the hours of 12:01 A.M. and 6:00 A.M., except Aurora Circle, Surf Circle, and **Harbor Circle** the prohibited hours are between 2:01 A.M. and 6:00 A.M.”

Section 2. This Ordinance repeals all portions of any prior ordinances or parts of ordinances of the Code of Ordinances in conflict herewith.

Section 3. Any violation of this Ordinance may be punished by a fine not to exceed Five Hundred Dollars (\$500.00) for each offense or for each day such offense shall continue and the penalty provisions of Section 21-1 of the Code of Ordinances is hereby adopted and incorporated for all purposes.

Section 4. If for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this Ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this Ordinance for it is the definite intent of this City Council that every section,

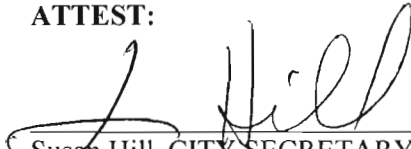
paragraph, subdivision, clause, phrase, word, or provision hereof be given full force and effect for its purpose.

Section 5. This Ordinance shall become effective when published in summary form or by publishing its caption.

PASSED, APPROVED AND ADOPTED on First Reading this 17th day of August 2011.

PASSED, APPROVED AND ADOPTED on Second Reading this 7th day of September.

ATTEST:


Susan Hill, CITY SECRETARY



**CITY OF SOUTH PADRE
ISLAND, TEXAS**


ROBERT N. PINKERTON, JR., MAYOR