

By: Harless

H.B. No. 1522

A BILL TO BE ENTITLED

AN ACT

relating to parking a commercial motor vehicle on certain streets.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. The heading to Section 545.307, Transportation Code, is amended to read as follows:

Sec. 545.307. OVERNIGHT PARKING OF COMMERCIAL MOTOR VEHICLE IN OR NEAR RESIDENTIAL SUBDIVISION.

SECTION 2. Section 545.307, Transportation Code, is amended by amending Subsections (b) and (c) and adding Subsection (b-1) to read as follows:

(b) Except as provided by Subsection (b-1), after ~~[After]~~ 10 p.m. and before 6 a.m., a person may not park a commercial motor vehicle or leave the vehicle parked on a street ~~[of a residential subdivision]~~ for which signs are posted as provided by Subsection (c) if the street:

(1) is located within a residential subdivision; or
(2) is adjacent to a residential subdivision and within 1,000 feet of the property line of a residence, school, place of worship, or park.

(b-1) A person may park a commercial motor vehicle or leave the vehicle parked on a street for which signs are posted as provided by Subsection (c) if ~~[unless]~~ the commercial motor vehicle:

(1) is transporting persons or property to or from the

1 residential subdivision or performing work in the subdivision; and

2 (2) remains parked in or adjacent to the subdivision
3 only for the period necessary to complete the transportation or
4 work.

5 (c) The residents of a residential subdivision may petition
6 a county or municipality in which the subdivision is located for the
7 posting of signs prohibiting the overnight parking of a commercial
8 motor vehicle in the subdivision or on a street adjacent to the
9 subdivision and within 1,000 feet of the property line of a
10 residence, school, place of worship, or park. The petition must be
11 signed by at least 25 percent of the owners or tenants of residences
12 in the subdivision. Not more than one person for each residence may
13 sign the petition, and each person signing must be at least 18 years
14 of age. Promptly after the filing of a petition meeting the
15 requirements of this subsection and subject to Subsection (d), the
16 county or municipality receiving the petition shall post the signs.
17 The signs must:

18 (1) be posted:

19 (A) at each entrance of the subdivision through
20 which a commercial motor vehicle may enter the subdivision or
21 within the subdivision if there is not defined entrance to the
22 subdivision; or

23 (B) on a street adjacent to the subdivision; and

24 (2) state, in letters at least two inches in height,
25 that overnight parking of a commercial motor vehicle is prohibited
26 in the subdivision or on a street adjacent to the subdivision.

27 SECTION 3. This Act takes effect September 1, 2007.