



An Ordinance Amending
TITLE 12 – Vehicles and Traffic

November 23, 2021

GOAL 2 – Set Standard for a Safe & Secure City



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Strategic Goal Alignment

Goal 2 - Set Standard for a Safe & Secure City

- 2.1 Maintain standing as one of the nation's top safest cities
- 2.3 Increase public safety operational efficiency



HB 914

AN ACT

relating to the authority of certain municipal employees to request the removal and storage of certain abandoned or illegally parked vehicles.

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

SECTION 1. Section 2308.354, Occupations Code, is amended to read as follows:

Sec. 2308.354. AUTHORITY FOR REMOVAL OF VEHICLE FROM PUBLIC ROADWAY. (a) Under an ordinance of a municipality regulating the parking of vehicles in the municipality, to aid in the enforcement of the ordinance, an employee designated by the municipality may be authorized to:

(1) immobilize a vehicle parked in the municipality;
[and]

(2) remove an immobilized vehicle from a public roadway in the municipality; and

(3) request the removal and storage of a vehicle that is located in an area where on-street parking is regulated by the ordinance and that:

(A) is parked illegally; or

(B) is parked legally and:

(i) has been unattended for more than 48 hours; and

(ii) the employee has reasonable grounds to believe is abandoned.

(b) A parking facility owner or towing company may not remove a vehicle from a public roadway except under:

(1) this chapter or a municipal ordinance that complies with Section 2308.208; or

(2) the direction of a peace officer, a municipal employee under Subsection (a)(3), or the owner or operator of the vehicle.

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of the vehicle.

(c) Subsection (a) does not apply to a vehicle owned by an electric, gas, water, or telecommunications utility while the vehicle is parked for the purpose of conducting work on a facility of the utility that is located below, above, or adjacent to the street.

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TITLE 12, CHAPTER 12.08,
Section 12.08.0220

El Paso Municipal Code Title 12, Chapter 12.08



Section 12.08.220 - Impounding Vehicles.

- A. Members of the police department, the fire chief or his designee, or an employee designated by the City Manager are authorized to remove or impound vehicles from any street, highway, alley, public or private ground, or public rights-of-way to the nearest garage, vehicle storage facility, or other place of safety, or to a garage or storage facility designated or maintained by the city under the circumstances herein enumerated:
1. When a vehicle is illegally parked in any zone or within any area where parking is prohibited or restricted by official signs or curb markings, or is parked in such a manner as to obstruct or partially obstruct any crosswalk, sidewalk or driveway;
 2. When a vehicle is so parked as to obstruct the movement of any railroad train, railroad car or locomotive;
 3. When a vehicle is parked on public or private property under or next to any fire escape or fire exit at a location such that the parked vehicle would obstruct or interfere with the operation or use of the fire escape or fire exits as a means of exit from the building;
 4. When a vehicle is parked on public or private property next to any standpipe or sprinkler connection used by the fire department at a location such that the parked vehicle would obstruct or interfere with the operation or use of such connection;
 5. When a vehicle is illegally parked in a zone designated by the city engineer under Section 12.44.180 of this code and such zone is marked as a tow-away zone by a sign;

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Questions?



Mission

Deliver exceptional services to support a high quality of life and place for our community



Values

Integrity, **R**espect, **E**xcellence,
Accountability, **P**eople



Vision

Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government