



CITY COUNCIL COMMUNICATION

February 10, 2009

SUBJECT: Ordinance No. 1840 extending traffic rules to roads in “The Courtyards Addition”.

SUBMITTED BY: Mike Collins, Director of Planning & Development

REFERENCE NO: 09-01-CC

ACTION REQUESTED:

Consider First and Final Reading of Ordinance No. 1840 for the extension of certain specified traffic rules that apply to roads owned by the City of Euless, Texas, to the roads in “The Courtyards Addition”.

ALTERNATIVES:

- Approve the request – *simple majority*
- Approve the request with modifications – *simple majority*
- Deny the request – *simple majority*

SUMMARY OF SUBJECT:

The City of Euless has received a petition from the Courtyards Addition Home Owner’s Association (HOA) requesting that the City of Euless extend by ordinance specific traffic rules that apply to roads owned by the municipality to the roads within the Courtyards Addition. Mr. Charles Dibrell has the authority to sign as the Declarant. Section 542.008 of the Texas Transportation Code allows a city, upon petition by twenty-five percent (25%) of the property owners residing in a subdivision or on the request of the governing body of the entity (HOA) that maintains the roads in a private street subdivision, to extend by ordinance any traffic rules that apply to roads owned by the City.

The Courtyards Addition final plat was approved by the Planning and Zoning Commission on December 16, 2008.

The section from the Texas Transportation Code enables a city to enforce traffic codes within a private street subdivision. This ordinance would enable the police to enforce traffic safety, parking, and vehicle violations. In addition, codes proposed to be enforced within the subdivision are those directly related to the emergency access easement (fire lane), allows verification of driver’s license and proof of insurance, and enforcement of no passing of a school bus. It is the developer’s belief that private streets built to the

same standards as public streets, should be treated the same as public streets with respect to parking and traffic safety enforcement.

The ordinance also enables the City to collect from the HOA, all or part of the cost of extending and enforcing the specific traffic rules. The HOA maintains all financial responsibility for the maintenance of the private streets as indicated on the Final Plat.

SUPPORTING DOCUMENTS:

- Ordinance No. 1840

APPROVED BY:

_____ **LG** _____

City Manager's Office

_____ **SC** _____

City Secretary's Office