



**AGENDA  
CITY OF WINDCREST, TEXAS**

**CITIZEN CODE COMMITTEE MEETING**

**July 22, 2015**

**6:00 P.M.**

**NOTICE IS HEREBY GIVEN THAT A MEETING OF THE WINDCREST CITIZEN CODE COMMITTEE WILL BE HELD AT WINDCREST CITY HALL, 8601 MIDCROWN, WINDCREST, TEXAS ON THE 22<sup>nd</sup> DAY OF JULY 2015 STARTING AT 6:00 P.M. DURING THE MEETING THE FOLLOWING SUBJECTS WILL BE CONSIDERED AND THE COMMITTEE MEMBERS MAY TAKE ACTION ON ANY OF THE LISTED SUBJECTS.**

**THE CITIZEN CODE COMMITTEE RESERVES THE OPTION TO RECESS THE MEETING DURING THE EVENING OF JULY 22, 2015 AND TO RECONVENE THE MEETING ON THE FOLLOWING DAY, JULY 23, 2015 AT 9:00 A.M. AT THE WINDCREST CITY HALL, 8601 MIDCROWN, WINDCREST, TEXAS.**

**IT IS ANTICIPATED THAT MEMBERS OF OTHER CITY COUNCIL, BOARDS, COMMISSIONS AND COMMITTEES MAY ATTEND THE MEETING IN NUMBERS THAT MAY CONSTITUTE A QUORUM OF SUCH OTHER CITY COUNCIL, BOARDS, COMMISSIONS AND COMMITTEES, SO THAT NOTICE IS HEREBY GIVEN THAT THE MEETING IS ALSO A MEETING OF THE OTHER CITY COUNCIL, BOARDS, COMMISSIONS AND COMMITTEES WHOSE MEMBERS ARE IN ATTENDANCE. THE MEMBERS OF THE OTHER CITY COUNCIL, BOARDS, COMMISSIONS AND COMMITTEES MAY PARTICIPATE IN DISCUSSIONS WHICH OCCUR AT THE MEETING, BUT NO ACTION WILL BE TAKEN BY THE OTHER COUNCIL, BOARDS, COMMISSIONS AND COMMITTEES WHOSE MEMBERS ARE IN ATTENDANCE.**

**REQUEST ALL PAGERS AND CELL PHONES BE TURNED OFF, EXCEPT EMERGENCY ON-CALL PERSONNEL. CITIZENS ARE ASKED TO REFRAIN FROM TALKING DURING COUNCIL PROCEEDINGS.**

Meeting Chair: please remind each participant in your meeting that they must speak into a microphone; the recording is the Official Minutes of your meeting and all who speak must be recorded. All guest speakers and citizens to be heard must speak from podium. Please interrupt speakers during meeting if you recognize that they are not speaking into microphone and have them do so.

**I. Call to Order**

**II. Old Business**

Citizen Code Committee will review, discuss and may take action on Chapter 32 Traffic and Vehicles. (Att. 1) See the code: [https://www.municode.com/library/tx/windcrest/codes/code\\_of\\_ordinances?nodeId=PTIICOO](https://www.municode.com/library/tx/windcrest/codes/code_of_ordinances?nodeId=PTIICOO)  
[R CH32TRVE](https://www.municode.com/library/tx/windcrest/codes/code_of_ordinances?nodeId=PTIICOO) (Ref: 04.15.15 CCC  
[http://windcresttx.granicus.com/MediaPlayer.php?view\\_id=8&clip\\_id=1451](http://windcresttx.granicus.com/MediaPlayer.php?view_id=8&clip_id=1451) // 06.17.15 CCC  
[http://windcresttx.granicus.com/MediaPlayer.php?view\\_id=8&clip\\_id=1498](http://windcresttx.granicus.com/MediaPlayer.php?view_id=8&clip_id=1498))

**III. New Business**

Citizen Code Committee will review, discuss and may take action on selecting a Chairperson to fill the vacancy for that position for the Citizen Code Committee.

Citizen Code Committee will review, discuss and may take action on backyard hens. (Ref: 06.15.15 RCCM  
[http://windcresttx.granicus.com/MediaPlayer.php?view\\_id=8&clip\\_id=1496](http://windcresttx.granicus.com/MediaPlayer.php?view_id=8&clip_id=1496))

**V. General Announcements & Future Agenda Items Requested**

*Per Ordinance No. 618, repealing Ordinance No. 593; Section 9: Every agenda shall include an item entry granting a member the opportunity to propose an item for consideration of future agendas for Regular or Special Meetings. Any member may request the inclusion of such items at any meeting.*

**VI. Adjournment**

**I, the undersigned authority, do hereby certify that the above Notice of Meeting of the Citizen Code Committee of the City of Windcrest is a true and correct copy of said Notice and was posted on the bulletin board at City Hall of said City in a convenient place to the public and said Notice was posted more than seventy-two hours prior to the meeting on July 22, 2015.**

By: , City Secretary

**In compliance with the Americans With Disabilities Act, the City of Windcrest Council Chambers are wheelchair accessible, and accessible parking spaces are available. The City of Windcrest will provide for reasonable accommodations for persons attending the Citizen Code Committee. To better serve you, requests should be received 48 hours prior to the meetings. Please contact Kelly Rodriguez, City Secretary, at 210-655-0022 ext. 2150 or Fax 210-655-8776.**

**I certify that the attached notice and agenda of items to be considered by the Citizen Code Committee was removed by me from the City Hall bulletin board on the \_\_\_\_ day of \_\_\_\_\_, 2015.**

\_\_\_\_\_  
Title: \_\_\_\_\_

## Chapter 32 - TRAFFIC AND VEHICLES

### FOOTNOTE(S):

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**State Law reference—** Powers of local authorities, V.T.C.A., Transportation Code § 542.201 et seq.

### ARTICLE I. - IN GENERAL

#### Sec. 32-1. - Vision clearances.

- (a) An adequate vision clearance area will be maintained at vehicular intersections in residential (R-1 and R-2) zoned areas. No person will construct fences or other structures, or plant, maintain, or permit to grow shrubs, weeds, or any other plant life, except trees, higher than two feet above the street level in vision clearance areas at vehicular intersections or in the street right-of-way. No person will plant, maintain, or permit to grow any trees that will have branches lower than six feet in vision clearance areas at vehicular intersections. Trees planted at vehicular intersections must be no closer than 15 feet apart.
- (b) The term "vision clearance area" means that space or parcel of land at or near all street corners beginning at a point on the curbline at the side of each corner lot 35 feet from the point where such curbline intersects the curbline in front of such property extending forward along such side curbline to the nearest corner; thence from such corner along the intersecting curbline 35 feet to a point; thence by a straight line to the point of beginning.

(Code 1986, § 20.1401; Ord. No. 316, 9-15-1997)

#### Sec. 32-2. - Obstruction of streets and roadways.

An unobstructed passage space of 20 feet in width and 13 feet six inches in height shall be maintained over and across all streets and roadways in the city. The owner and occupant of abutting property shall remove any overhanging trees, limbs, branches and shrubbery which obstructs a passage space. Upon failure of an abutting property owner and occupant to maintain an unobstructed passage space as required, the city may give notice to the abutting property owner and occupant requiring such property owner and occupant to remove obstructions from an obstructed passage space. If the property owner and occupant fail to remove obstructions from an obstructed passage space within ten days after notice from the city is mailed, the city may remove such obstructions in order to keep the passage space open for the limited purpose of protecting emergency vehicles. Removal of obstructions by the city will not include removal of any branches, trunks or limbs of more than one inch in diameter, will not be subject to the direction or control of a property owner or occupant, and will not be for the purpose of shaping, trimming, pruning or otherwise promoting the health or beauty of the affected trees or shrubbery, and the city assumes no liability for such health or beauty.

(Code 1986, § 20.1402; Ord. No. 323, 3-16-1998)

Secs. 32-3—32-22. - Reserved.

### ARTICLE II. - VEHICLE OPERATION

### FOOTNOTE(S):

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**State Law reference**— General rules of vehicle operation, V.T.C.A., Transportation Code ch. 545.

#### DIVISION 1. - GENERALLY

##### Sec. 32-23. - Bicycle operation regulations.

Every person operating a bicycle on the streets of the city shall at all times operate such bicycle with due regard for his own safety and for the safety of other persons upon said streets.

(Code 1986, § 20.302; Ord. No. 50, 11-14-1966; Ord. No. 281, 7-10-1995)

**State Law reference**— Bicycles, V.T.C.A., Transportation Code ch. 551.

##### Sec. 32-24. - Right turn only.

It shall be unlawful for any operator of any motor vehicle to fail to make a right turn from the right lane at the intersections enumerated in section 32-26.

(Code 1986, § 20.1301)

##### Sec. 32-25. - Authority of chief of police.

The chief of police of the city is hereby authorized to erect and maintain appropriate right-turn-only signs and pavement markings on the below named streets at the intersections set forth in section 32-26.

(Code 1986, § 20.1302)

##### Sec. 32-26. - Streets where right turn required.

No person shall drive any vehicle from the right lane of any of the following named streets without making a right turn only, to-wit:

Onto: Midcrown at the intersection of: Eastbound Crestway

(Code 1986, § 20.1304)

##### Secs. 32-27—32-55. - Reserved.

#### DIVISION 2. - HAND-HELD MOBILE COMMUNICATION DEVICE

##### Sec. 32-56. - Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Hand-held mobile communication device means a text-messaging device or other electronic, two-way communication device that is designed to receive and transmit voice communication, text or pictorial communication, or both, whether by internet or other electronic means. The term "hand-held mobile communication device" includes a mobile telephone and a personal digital assistant (PDA).

Text message means a two-way communication (whether real time or asynchronous) in which data (composed in whole or in part of text, numbers, images, or symbols) is sent, entered, or received by a method other than by voice and transmitted through either a short message service (SMS) or a computer network.

Wireless telephone service means two-way, real time voice telecommunications service that is interconnected to a public switched telephone network and is commonly referred to as cellular service or personal communication service.

(Code 1986, § 20.1601; Ord. No. 2011-643(O), 6-6-2011)

Sec. 32-57. - Penalty.

A person convicted of an offense under this division shall be punished by a fine of up to \$200.00.

(Code 1986, § 20.1604; Ord. No. 2011-643(O), 6-6-2011)

Sec. 32-58. - Not a moving violation.

An offense under this division is not a moving violation and may not be made a part of a person's driving record or insurance record.

(Code 1986, § 20.1605; Ord. No. 2011-643(O), 6-6-2011)

Sec. 32-59. - Enforcement.

In addition to enforcement by a peace officer of the city, this division may be enforced by a peace officer of another entity, including those employed by school districts, duly authorized to issue traffic citations within the city.

(Code 1986, § 20.1606; Ord. No. 2011-643(O), 6-6-2011)

Sec. 32-60. - Offense.

A person commits an offense if the person uses a hand-held mobile communication device to send, read, or write a text message, view pictures or written text, whether transmitted by internet or other electronic means, engage in gaming or any other use of the device, besides dialing telephone numbers or talking to another person, while operating a moving motor vehicle. This division shall not apply to public safety personnel in the normal course and scope of performing their duties.

(Code 1986, § 20.1602; Ord. No. 2011-643(O), 6-6-2011)

Sec. 32-61. - Affirmative defenses.

It is an affirmative defense to prosecution of an offense under this division if a hand-held mobile communication device is used:

- (1) While the vehicle is stopped, out of the moving lanes of the roadway;

- (2) Strictly to engage in a telephone conversation, including dialing or deactivating the call;
- (3) As a global positioning or navigation system that is affixed to the vehicle;
- (4) To communicate with an emergency response operator, a fire department, a law enforcement agency, a hospital, a physician's office, or a health clinic regarding a medical or other emergency situation to prevent injury to a person or property;
- (5) In the reasonable belief that a person's life or safety is in immediate danger; or
- (6) Solely in a voice-activated or other hands-free mode.

(Code 1986, § 20.1603; Ord. No. 2011-643(O), 6-6-2011)

Secs. 32-62—32-80. - Reserved.

### DIVISION 3. - TRUCK ROUTES

#### Sec. 32-81. - Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Through truck traffic means the driving or operation of a truck on a street or alleyway, unless the person driving or operating such truck has occasion to and does bring such truck to a stop at some point, place or location upon the street or alleyway, within the corporate limits of the city, for the purpose of loading or unloading such truck, or for the purpose of rendering a service at such point, place or location in connection with the business for which such truck is used. This section shall not apply to recreation vehicles owned or operated by citizens of Windcrest.

Truck means and includes:

- (1) Truck-tractor.
- (2) Trailer exceeding 20 feet in length.
- (3) Semi-trailer.
- (4) Pole-trailer.

(Code 1986, § 20.702; Ord. No. 132, 11-14-1977)

#### Sec. 32-82. - Penalty.

Any person, firm or corporation who shall violate any provision of this division shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in accordance with section 1-5.

(Code 1986, § 20.701; Ord. No. 202, 11-9-1987)

#### Sec. 32-83. - Exemption.

Walzem Road, 4800 Blk, from IH 35 Access Entrance to the 5000 Blk at Mordred shall be exempted from the through truck traffic prohibition contained in this division.

(Code 1986, § 20.705; Ord. No. 526, 10-15-2007)

Sec. 32-84. - Signs required.

This division shall not be enforced as to any street or alleyway until such time as there shall be installed and displayed on each entrance into the city, a sign plainly visible for a distance of at least 100 feet to traffic approaching such point, bearing the words "THRU TRUCKS PROHIBITED," or "NO THRU TRUCKS," or similar wording.

(Code 1986, § 20.703; Ord. No. 132, 11-14-1977)

Sec. 32-85. - Prohibition.

It shall be unlawful for any person, firm or corporation, directly or through an agent, servant or employee, to use or permit to be used for through truck traffic, as defined in section 32-81, any street within the city.

(Code 1986, § 20.701; Ord. No. 132, 11-14-1977)

Secs. 32-86—32-113. - Reserved.

ARTICLE III. - STOPPING, STANDING OR PARKING

FOOTNOTE(S):

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**State Law reference**— Authority to regulate stopping, standing and parking, V.T.C.A., Transportation Code §§ 542.201, 542.202(a)(2); stopping, standing and parking, V.T.C.A., Transportation Code § 545.301 et seq.

DIVISION 1. - GENERALLY

Sec. 32-114. - Definitions.

The term "vehicle," as referred to herein, includes automobiles, motor vehicles of all types, boats, trailers or vehicles of any other type not specifically mentioned herein.

(Code 1986, § 20.101)

Sec. 32-115. - Parallel parking.

Passenger vehicles and light trucks may park head into the curb on Windgarden Circle.

(Code 1986, § 20.104)

**State Law reference**— Authority to allow angle parking, V.T.C.A., Transportation Code § 545.303.

Sec. 32-116. - Parking vehicles on streets.

No person shall park or allow a vehicle to remain permanently parked on a street, highway or other public property. Any vehicle parked on a street, highway or other public property for more than 24 hours in the same general location shall be presumed to be permanently parked there.

(Code 1986, § 20.105; Ord. No. 326, 9-21-1998)

Sec. 32-117. - Parking trucks on street.

No person shall park any tandem axle vehicle, truck-tractor, trailer, semi-trailer, or pole-trailer as defined in Vernon's Ann. Civ. St. art. 6701d-11 on any street or roadway within the city except for a period of time actually necessary to load or unload passengers, freight, or merchandise, or for the purpose of rendering a service.

(Code 1986, § 20.106; Ord. No. 230, 6-11-1990)

Sec. 32-118. - Parking prohibited on certain streets at any time.

No person shall park any vehicle at any time upon any of the streets described below:

- (1) The east side of Windway Drive from Windway Alley to Walzem Road;
- (2) The west side of Windway Drive from the intersection of Roughrider Drive to Walzem Road; and
- (3) The south side of Roughrider Drive from the intersection of Windway Drive to the west lot line of the property known as 8214 Roughrider Drive.

(Code 1986, § 20.107)

Sec. 32-119. - Parking prohibited on certain streets during designated hours.

- (a) No person shall park a vehicle between the hours of 9:00 a.m. through 4:00 p.m. daily on the north side of Roughrider Drive from the intersection of Windway to the east lot line of the property known as 8213 Roughrider Drive.
- (b) No person shall park a vehicle between the hours of 7:00 a.m. through 4:00 p.m., Monday through Friday, on the north side of Faircrest Drive beginning 189 feet and 11 inches from the intersection of Midcrown Drive and Faircrest Drive and continuing westerly for 166 feet and eight inches.
- (c) No person shall park a vehicle between the hours of 7:00 a.m. through 4:00 p.m., Monday through Friday, on the south side of Faircrest Drive beginning 262 feet from the intersection of Midcrown Drive and Faircrest Drive and continuing westerly for 57 feet.
- (d) No person shall park a vehicle between the hours of 7:00 a.m. through 4:00 p.m., Monday through Friday, on the west side of Midcrown Drive beginning 152 feet three inches from the intersection of Midcrown Drive and the 400 Block of Winfield Boulevard and continuing southerly for 213 feet three inches. This prohibition does not apply to school buses.
- (e) No person shall park a vehicle between the hours of 7:00 a.m. through 4:00 p.m., Monday through Friday, on the east side of Midcrown Drive beginning from the intersection of Midcrown Drive and the 500 Block of Winfield Boulevard and continuing southerly for 201 feet one inch.

(Code 1986, § 20.108; Ord. No. 234, 8-13-1990)

Sec. 32-120. - Parking of certain commercial vehicles prohibited near residences at night.



No person shall park any commercial motor vehicle as defined in V.T.C.A., Transportation Code § 621.001 within the city with its engine and/or other mechanical equipment operating within 150 feet of any residence between the hours of 10:00 p.m. and the following 6:00 a.m.

(Code 1986, § 20.109; Ord. No. 310, 6-16-1997)

Secs. 32-121—32-138. - Reserved.

## DIVISION 2. - FIRE LANES

### Sec. 32-139. - Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Authorized emergency vehicle means as set out in Vernon's Ann. Civ. St. art. 6701(d), § 2.

Fire lane means any area appurtenant to entrances or exits of a building deemed necessary by the fire chief to remain free and clear of parked vehicles for access to such building or buildings in case of fire or other emergency, and designated by him as such, and may include sidewalks, driveways, portions of parking lots, curbs of streets, or any other area adjacent to or near building entrances or exits, or any fire plug.

Park or parking means the standing of a vehicle, whether occupied or not, upon a street, alley, parking lot, any type of roadway or in a shopping center, otherwise than temporarily for the purpose of, and while actively engaged in, receiving and discharging passengers, loading or unloading freight, merchandise or other commercial material, or in obedience to traffic regulations, signs or signals, or involuntary stopping of a vehicle by reason of a cause beyond the control of the operator of the vehicle.

Shopping center means a group of commercial business establishments, operated as a unit, with off-street parking provided on the property, and related in location, size and types of shops to the trade area that the unit serves.

(Code 1986, § 20.201; Ord. No. 126, 7-12-1976)

### Sec. 32-140. - Fire chief's responsibility.

The fire chief is hereby authorized to designate fire lanes on all streets, roadways, alleys, highways, on the property of shopping centers, or on any other areas which must be kept free of parked vehicles and other obstructions to provide ready access in case of fire or other emergency. The designation by the fire chief of such fire lanes shall never be held to make the city responsible for the maintenance of such fire lanes on private property, but the owner of such property shall continue to be responsible for the maintenance of such areas. The official record of the designation and location of any such fire lanes shall be kept in the office of the fire chief.

(Code 1986, § 20.202; Ord. No. 126, 7-12-1976)

### Sec. 32-141. - Signs.

Upon the designation of a fire lane pursuant to this division, the fire chief shall give notice of such designation by causing signs to be posted as designated on private property or shopping centers, the fire chief shall give notice of such designation to the owner of such private property or shopping center, directing owner to cause signs to be posted at the expense of the owner, at the designated locations.

Such signs to be lettered "Fire Lane-No Parking at any Time". Such signs shall be of standard size and color, of standard lettering and mounting, conforming to specifications established by the fire chief. It shall be unlawful to park any vehicles other than an authorized emergency vehicle in the designated fire lane when such signs are in evidence.

(Code 1986, § 20.203; Ord. No. 126, 7-12-1976)

Sec. 32-142. - Offense.

It is hereby declared to be unlawful to park any vehicle other than an authorized emergency vehicle in any fire lane established hereto.

(Code 1986, § 20.204; Ord. No. 126, 7-12-1976)

Sec. 32-143. - Summons.

- (a) A summons or notice to appear in answer to a charge of parking in violation of this division, specifying the location of the fire lane in which such violation occurred and the date and time of such violation, may be issued by any police officer or the fire chief.
- (b) In addition, any police officer or the fire chief shall have authority to have the offending vehicle towed away and impounded, all fees and charges for so removing and storing to be charged and collected by the city from the owner of said vehicle.

(Code 1986, § 20.205; Ord. No. 126, 7-12-1976)

Sec. 32-144. - Removal of signs.

It is hereby declared to be unlawful for any person, without lawful authority, to remove, or attempt to remove, any sign designating a fire lane and erected pursuant thereto.

(Code 1986, § 20.206; Ord. No. 126, 7-12-1976)

Secs. 32-145—32-171. - Reserved.

### DIVISION 3. - USE OF YARDS

Sec. 32-172. - Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Boat means a vessel for use on water propelled by oars, paddles, sail, or power, and includes the trailer upon which it is transported.

Front yard.

- (1) Interior lot means, for the purposes of an interior lot only, the yard extending across the front of a lot between the side lot lines and being the smallest distance between the front street line and the main building or any projections thereof other than projections for normal steps, enclosed balconies or open porches.

- (2) Corner lot means, for the purposes of a corner lot only, the yard extending across the front of a lot between the side lot line adjacent to an interior lot or other platted property and the side yard line (as that term is hereinafter defined) and being the smallest distance between the front street line and the main building or any projections thereof other than projections for normal steps, enclosed balconies or open porches.

Motor vehicle means any motor driven or propelled vehicle required to be registered under the laws of the state, and includes trailers, semitrailers and house trailers as those terms are defined in V.T.C.A., Transportation Code § 501.002. A large motor vehicle is a motor vehicle defined in the preceding sentence which is more than 22 feet in length and/or more than seven feet in height from ground level (excluding motor vehicles more than seven feet in height because of adaptations specifically to accommodate disabled persons).

Rear yard.

- (1) Interior lot means, for the purposes of an interior lot only, the yard extending across the rear of a lot between the side lot lines and being the distance between the rear lot line and the main building or any projections thereof.
- (2) Corner lot means, for the purposes of a corner lot only, the yard extending across the rear of a lot between the side lot line adjacent to an interior lot or other platted property and side yard line (as that term is hereinafter defined) and being the distance between the rear lot line and the main building or any projections thereof.

Side yard means any yard which is not a front yard or rear yard.

Side yard line means, for corner lots only, a line extending between the front street line and the rear lot line contiguous with the street side of the main building or any projections thereof other than projections for normal steps, enclosed balconies or open porches.

Trailer means a vehicle that is designed or used to carry a load wholly on its own structure and is drawn by a motor vehicle.

(Code 1986, § 20.1201; Ord. No. 632, 11-15-2010)

#### Sec. 32-173. - Penalties.

Any person, firm or corporation who shall violate any provision of this division shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined in accordance with section 1-5. Each day of such violation shall constitute a separate offense. The police department is hereby authorized to remove and impound any motor vehicle parked or placed in violation of this division. Motor vehicles impounded pursuant to this division may not be released to the owner or his agent until all expenses of removal and storage have been paid to the city. The city may additionally seek injunctive relief as the city council deems necessary to enforce the provisions of this division.

(Code 1986, § 20.1206; Ord. No. 202, 11-9-1987; Ord. No. 3269-21-98, 330, 10-19-1998)

#### Sec. 32-174. - Prohibitions.

- (a) It shall be unlawful for any person to park, or allow same to be parked, any motor vehicle or boat in a residential district except as authorized in section 32-175. It shall be unlawful to use a motor vehicle in a residential district of the city for dwelling, sleeping, business or entertainment purposes, or to connect a motor vehicle to sanitary sewer facilities. No motor vehicle may be parked within five feet of the front or side curblane of a residence. No major maintenance or repair work shall be performed on a large motor vehicle in a residential district, such as, but not limited to, replacement or modification of mechanical and interior components and any work which requires lifting or raising of the vehicle.

- (b) The owners of boats and trailers who are currently parking a boat or trailer in violation of this division may continue to park such boat or trailers in the same location for six months from the date of adoption of the ordinance from which this division is derived. This exception shall expire upon the disposition of such boat or trailer, the disposition of the residence by the owner of the boat or trailer, or at the time the owner of the boat or trailer vacates the residence, whichever event occurs first, but in no event shall this exception continue more than six months from the date of the adoption of the ordinance from which this division is derived.

(Code 1986, § 20.1205; Ord. No. 330, 10-19-1998; Ord. No. 632, 11-15-2010)

Sec. 32-175. - Large vehicle.

- (a) In a residential district of the city, it shall be lawful to park one motor vehicle 22 feet or less in length and seven feet or less in height for every licensed driver residing in a residence, plus one additional motor vehicle. If a motor vehicle is greater than 22 feet in length or seven feet in height, it must be parked in the rear yard of the residence. All trailers, including specifically, but not limited to, trailers with boats and other forms of watercraft loaded onto the trailer, and recreational vehicles which are not self-propelled, must be parked in the rear yard of the residence. All motor vehicles, trailers and recreational vehicles which are not self-propelled if parked in a front yard shall be parked on permanently maintained parking areas constructed of concrete, and if parked in a rear yard shall be parked on permanently maintained parking areas constructed of concrete, asphalt or gravel, with barriers or permanent curbing to define the parking area in both front and rear yards. Rear yard parking areas must be constructed in the same areas in which accessory buildings are authorized. The portion of this division requiring the parking of motor vehicles, trailer and recreational vehicles which are not self-propelled on concrete parking areas in front yards shall apply to residences constructed after the date of adoption of the ordinance from which this division is derived and to any front yard driveway expansion or front yard parking area installed after the date of adoption of the ordinance from which this division is derived.
- (b) The following exceptions to the limitations imposed on the parking of large motor vehicles in subsection (a) of this section shall apply:
  - (1) A resident may park a large motor vehicle in the front or side yard of a residence each week for the limited purposes of preparing, loading and unloading such vehicle for weekend use between the hours of 12:00 noon on Friday and 12:00 noon on the following Saturday and between the hours of 12:00 noon on Sunday and 12:00 noon on the following Monday, plus a resident may park a large motor vehicle in the front or side yard of a residence for the limited purposes of preparing, loading and unloading such vehicle for two additional trips per calendar month, with the total preparation, loading and unloading time for each additional trip to be limited to 48 hours for each trip. While such large motor vehicles are lawfully parked in front or side yards of a residence, normal preparation for the use of such vehicles is authorized, including cleaning and washing, changing fluids and minor repairs.
  - (2) A bona fide guest or visitor of a resident may park a large motor vehicle in the front or side yard of such residence for not more than seven days during any calendar month.
  - (3) The owner of a large motor vehicle parked in the front or side yard of a residence at the date of the adoption of the ordinance from which this division is derived may continue to park such large motor vehicle in the same location for six months from the date of adoption of the ordinance from which this division is derived. This exception shall expire upon the disposition of such large motor vehicle, the disposition of the residence by the owner of the large motor vehicle, or at the time the owner of the large motor vehicle vacates the residence, whichever event occurs first; provided that under no circumstances shall this exception continue more than six months from the date of the adoption of the ordinance from which this division is derived.

(Code 1986, §§ 20.1202, 20.1203; Ord. No. 330, 10-19-1998; Ord. No. 632, 11-15-2010; Ord. No. 634, 2011)

Sec. 32-176. - Proof of violation.

For purposes of section 32-175, proof that said vehicle was, at the date of the alleged offense, owned by the person charged with the offense, shall constitute prima facie evidence that said vehicle, was parked or left standing by the owner at the place charged in the complaint; provided, however, the owner shall have the right to introduce evidence to show that said vehicle, trailer or boat was neither parked nor allowed to be parked by him as charged in the complaint.

(Code 1986, § 20.1204; Ord. No. 207, 7-11-1988; Ord. No. 632, 11-15-2010)

Secs. 32-177—32-205. - Reserved.

#### ARTICLE IV. - NEIGHBORHOOD ELECTRIC VEHICLES, POCKET BIKES, ETC.

Sec. 32-206. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Alley means a subordinate right-of-way dedicated or deeded to public use, not intended to provide the primary means of access to abutting lots. It is used primarily for vehicle access to back or sides of properties fronting on a street.

Motor-assisted scooter means as defined in V.T.C.A., Transportation Code § 551.351.

Neighborhood electric vehicle means as defined in V.T.C.A., Transportation Code § 551.301(1).

Park means as defined as any portion of the city's park system, including any park owned by another entity and managed by the city.

Pocketbike or mini-motorbike means as defined in V.T.C.A., Transportation Code § 551.301(3).

Street is defined as a public right-of-way, however designated, which affords the principal means of vehicular access to abutting property.

(Code 1986, § 20.1501; Ord. No. 495, 3-20-2006)

Sec. 32-207. - Offense.

A person commits an offense if the person rides or operates, or as the parent, custodian or guardian of a child younger than 18 years of age, permits the child to ride or operate, a neighborhood electric vehicle, pocketbike, mini-motorbike or motor-assisted scooter on any street, alley, sidewalk or park within the city limits.

(Code 1986, § 20.1502; Ord. No. 495, 3-20-2006)

Secs. 32-208—32-237. - Reserved.

#### ARTICLE V. - TRAFFIC SCHEDULES

Sec. 32-238. - Authority of chief of police.

The chief of police is hereby authorized to erect and maintain stop signs on the below named streets at the intersections named in section 32-239.

(Code 1986, § 20.402; Ord. No. 46, 5-9-1966)

Sec. 32-239. - Street where stop is required.

Signs shall be erected so as to require the drivers of vehicles to stop at the following locations:

| ONTO:          | AT INTERSECTION OF:              |
|----------------|----------------------------------|
| Balfour        | Eaglecrest Boulevard, southbound |
| Bayou Bend     | Candleglo Drive                  |
| Brook Falls    | Bayou Bend, southbound           |
| Crescent Falls | Eaglecrest Boulevard, northbound |
| Crestway Drive | Eaglecrest Boulevard             |
| Crestway Drive | Jim Seal                         |
| Crestway Drive | Midcrown Drive                   |
| Crestway Drive | Richfield Street                 |
| Crestway Drive | Rocklyn Drive                    |
| Crestway Drive | Spanish Moss                     |
| Crestway Drive | Wedgefield Drive                 |
| Crestway Drive | Willmon Way                      |
| Crestway Drive | Windboro Drive                   |
| Crestway Drive | Windgarden Circle                |

|                      |                                  |
|----------------------|----------------------------------|
| Crestway Drive       | Windvale Drive                   |
| Crestwind Drive      | Fourwinds Drive, northbound      |
| Crestwind Drive      | Fourwinds Drive, southbound      |
| Crosswind Drive      | Galewind Drive                   |
| Eaglecrest Boulevard | Autumn Sunset                    |
| Eaglecrest Boulevard | Balfour Drive                    |
| Eaglecrest Boulevard | Bayou Bend, eastbound            |
| Eaglecrest Boulevard | Bayou Bend, westbound            |
| Eaglecrest Boulevard | Brook Falls                      |
| Eaglecrest Boulevard | Brook Falls/Crescent Falls Alley |
| Eaglecrest Boulevard | Crescent Falls                   |
| Eaglecrest Boulevard | Crescent Falls/Shady Creek Alley |
| Eaglecrest Boulevard | Crestway Drive                   |
| Eaglecrest Boulevard | Fawndale Drive                   |
| Eaglecrest Boulevard | Shady Creek                      |
| Eaglecrest Boulevard | Shady Creek Alley                |
| Eaglecrest Boulevard | Wildwind Drive                   |
| Eaglecrest Boulevard | Windbluff Drive                  |
| Eaglecrest Boulevard | Windrock Drive                   |
| Eaglecrest Boulevard | Windy Cove                       |

|                                      |                                    |
|--------------------------------------|------------------------------------|
| Eaglecrest Boulevard                 | Windy Cove/Brook Falls Alley       |
| Eisenhauer Road, 4800 Blk.           | King Arthur, 7200 Blk., southbound |
| Faircrest Drive                      | Clear drift Drive                  |
| Faircrest Drive                      | Windway Drive                      |
| Fenwick Drive                        | Golfcrest Drive                    |
| Fenwick Drive                        | Handy Andy Drive                   |
| Fourwinds Drive                      | Frost Bank parking lot entrance    |
| Fourwinds Drive                      | Windsor Hill                       |
| Fourwinds, 8400 Bl                   | Crestwind, eastbound               |
| Fourwinds, 8400 Bl                   | Crestwind, westbound               |
| Fourwinds, 8500 Bl                   | Crosswind, westbound               |
| Golfcrest Drive                      | Balfour Drive                      |
| Golfcrest Drive                      | Candle glo Drive                   |
| Golfcrest Drive                      | Tidecrest Drive                    |
| Hickory Hollow                       | Windrock Drive                     |
| IH 35 Access Ent., N. of Crestwind   | Fourwinds, 8500 Blk, southbound    |
| IH 35 Access Ent., N. of Creswind    | Fourwinds, 8500 Blk, northbound    |
| IH 35 Access Ent., S. of Walzem Road | Galahad, 4900 Blk, westbound       |
| IH 35 Access Ent., S. of Windcrest   | Fourwinds, 8500 Blk, northbound    |
| IH 35 Access Ent., S. of Windcrest   | Fourwinds, 8500 Blk, southbound    |



|                   |                                  |
|-------------------|----------------------------------|
| IH 35 Access Road | Crestwind Drive                  |
| IH 35 Access Road | Tradewind Drive                  |
| IH 35 Access Road | Windcrest Drive                  |
| Melody Lane       | Windvale Drive                   |
| Midcrown Drive    | Balfour Drive                    |
| Midcrown Drive    | Bronzeglo Drive                  |
| Midcrown Drive    | Candleglo Drive                  |
| Midcrown Drive    | Crestway, westbound              |
| Midcrown Drive    | Crestway, left lane of eastbound |
| Midcrown Drive    | Faircrest Drive                  |
| Midcrown Drive    | Fenwick Drive                    |
| Midcrown Drive    | Golfcrest Drive                  |
| Midcrown Drive    | Richfield Drive                  |
| Midcrown Drive    | Spaceway Drive                   |
| Midcrown Drive    | Tidecrest Drive                  |
| Midcrown Drive    | Winfield Drive                   |
| Montgomery Road   | Windrock Drive                   |
| Parkcrest Drive   | Balfour Drive                    |
| Parkcrest Drive   | Candleglo Drive                  |
| Parkcrest Drive   | Fawndale Drive                   |

|                    |                                 |
|--------------------|---------------------------------|
| Parkcrest Drive    | Fenwick Drive, 600 Blk          |
| Parkcrest Drive    | Golfcrest Drive                 |
| Parkcrest Drive    | Moorside Drive, 600 Blk         |
| Parkcrest Drive    | Sunhaven/Walzem Aly             |
| Parkcrest Drive    | Sunhaven Drive                  |
| Parkcrest Drive    | Windrock Drive                  |
| Randolph Boulevard | Fourwinds Drive                 |
| Raybon, 7100 Blk.  | Excalibur, 5000 Blk., eastbound |
| Roughrider Drive   | Windsor Hill                    |
| Shadowcrest        | Fenwick Drive/Windway Drive     |
| Shady Brook        | Windrock Drive                  |
| Spanish Moss       | Hickory Hollow, eastbound       |
| Spindrift Drive    | Windy Cross                     |
| Tradewind Drive    | Fourwinds Drive                 |
| Tradewind Drive    | Weathercock Lane                |
| Tradewind Drive    | Zephyr Drive                    |
| Walzem Road        | Fenway Lane                     |
| Walzem Road        | Parkcrest Drive                 |
| Walzem Road        | Patriot Drive                   |
| Walzem Road        | Roughrider Drive                |

|                  |                             |
|------------------|-----------------------------|
| Walzem Road      | Windsor Cross               |
| Waxwing Drive    | Waxwing Circle              |
| Weathercock Lane | Willmon Way                 |
| Wedgefield Drive | Wildwind Drive              |
| Wedgefield Drive | Windhaven Drive             |
| Wedgefield Drive | Winding Ridge Drive         |
| Wedgefield Drive | Winterhaven Drive           |
| Wedgefield Drive | Woodwick Drive              |
| Willmon Way      | Metcalf Drive               |
| Windcrest Drive  | Fourwinds Drive, northbound |
| Windcrest Drive  | Fourwinds Drive, southbound |
| Windboro Drive   | Northgap Drive              |
| Windboro Drive   | Windhaven Drive             |
| Windboro Drive   | Winding Ridge Drive         |
| Windboro Drive   | Winterhaven Drive           |
| Windrock Drive   | Brook Falls, eastbound      |
| Windrock Drive   | Hickory Hollow              |
| Windrock Drive   | Shady Brook                 |
| Windrock Drive   | Spindrifft Drive            |
| Windsor Hill     | Fourwinds, northbound       |

|                   |                                   |
|-------------------|-----------------------------------|
| Windsor Hill      | Fourwinds, southbound             |
| Windsor Hill (E.) | Roughrider                        |
| Windsor Hill      | Windsor Cross                     |
| Windvale Drive    | Westwind Circle                   |
| Windway Drive     | Crestwind Drive                   |
| Windway Drive     | Corto Circle                      |
| Windway Drive     | Dalecrest Drive                   |
| Windway Drive     | Faircrest Drive                   |
| Windway Drive     | Fenwick Drive                     |
| Windway Drive     | Fenwick Drive/Corto Circle Alley  |
| Windway Drive     | Fenwick Drive/Windway Drive Alley |
| Windway Drive     | Patriot Drive                     |
| Windway Drive     | Roughrider Drive                  |
| Windway Drive     | Shadowcrest                       |
| Windway Drive     | Waycrest Drive                    |
| Windway Drive     | Zephyr Drive                      |
| Winfield Drive    | Windway Drive                     |
| Winsong Drive     | Faircrest Drive                   |
| Winsong Drive     | Zephyr Drive                      |
| Zephyr Drive      | Crosswind Drive                   |

|              |               |
|--------------|---------------|
| Zephyr Drive | Willmon Way   |
| Zephyr Drive | Winsong Drive |

(Code 1986, § 20.404; Ord. No. 46, 5-9-1966; Ord. No. 46A, 7-14-1969; Ord. No. 46B, 3-9-1970; Ord. No. 46C, 7-12-1971; Ord. No. 46D, 12-13-1973; Ord. No. 46E, 9-10-1973; Ord. No. 46F, 4-8-1974; Ord. No. 46G, 2-10-1975; Ord. No. 46H, 6-14-1976; Ord. No. 46I, 3-14-1976; Ord. No. 46J, 5-9-1977; Ord. No. 46K, 11-14-1977; Ord. No. 46L, 6-8-1981; Ord. No. 46M, 12-14-1981; Ord. No. 204, 5-9-1988; Ord. No. 222, 9-18-1989; Ord. No. 223, 10-13-1989; Ord. No. 236, 8-20-1990; Ord. No. 245, 8-12-1991; Ord. No. 250, 11-11-1991; Ord. No. 256, 8-10-1992; Ord. No. 260, 10-12-1992; Ord. No. 260A, 2-8-1993; Ord. No. 305, 10-21-1996; Ord. No. 314, 8-18-1997; Ord. No. 321, 11-17-1997; Ord. No. 324, 4-20-1998; Ord. No. 526, 10-15-2007; Ord. No. 587, 6-15-2009)

**State Law reference**— Authority to install stop signs, V.T.C.A., Transportation Code § 542.202(a)(8); actions required at stop signs, V.T.C.A., Transportation Code § 544.010.

Sec. 32-240. - Authority of chief of police.

The chief of police is hereby authorized to erect and maintain yield right-of-way signs on the below named streets at the below named intersections.

(Code 1986, § 20.502; Ord. No. 47, 5-9-1966)

Sec. 32-241. - Streets where yield is required.

Signs shall be erected so as to require the drivers of vehicle to yield the right-of-way at the following locations:

| ONTO:          | AT INTERSECTION OF: |
|----------------|---------------------|
| Bayou Bend     | Crescent Falls      |
| Bayou Bend     | Shady Creek         |
| Bayou Bend     | Windy Knoll         |
| Bluegrass Lane | Balfour Drive       |
| Bluegrass Lane | Candleglo Drive     |

|                      |                      |
|----------------------|----------------------|
| Bluegrass Lane       | Tidecrest Drive      |
| Brook Falls          | Bayou Bend           |
| Cleardrift Drive     | Driftwind Drive      |
| Cleardrift Drive     | Windcrest Drive      |
| Cloudmont Drive      | Shadowcrest          |
| Cloudmont Drive      | Winsong Drive        |
| Crestway Drive       | Eaglecrest Boulevard |
| Crestwind Drive      | Shadowcrest          |
| Crosswind Drive      | Cloudmont Drive      |
| Crosswind Drive      | Driftwind Drive      |
| Crosswind Drive      | Windcrest Drive      |
| Eaglecrest Boulevard | Crestway Drive       |
| Fenway Lane          | Moorside Drive       |
| Fenway Lane          | Sunhaven Drive       |
| Fenwick Drive        | Bluegrass Lane       |
| Fenwick Drive        | Fenway Lane          |
| Galewind Drive       | Cloudmont Drive      |
| Galewind Drive       | Driftwind Drive      |
| Golfcrest Drive      | Bluegrass Lane       |
| Hickory Hollow       | Cattail Creek        |

|                          |                                  |
|--------------------------|----------------------------------|
| Hickory Hollow           | Pintail Point                    |
| IH 35 Access             | Walzem Road, 4800 Blk.           |
| Ent., 8100 Blk. Jim Seal | Windy Hollow                     |
| Midcrown                 | right lane of eastbound Crestway |
| Moorside Drive           | Fawndale Lane                    |
| Northgap Drive           | Wedgefield Drive                 |

| ONTO:            | AT INTERSECTION OF:     |
|------------------|-------------------------|
| Parkcrest Drive  | Fenwick Drive, 700 Blk  |
| Parkcrest Drive  | Moorside Drive, 700 Blk |
| Richfield Drive  | Richfield Lane          |
| Richfield Drive  | Richfield Street        |
| Richfield Drive  | Richway Drive           |
| Rocklyn Drive    | Richfield Lane          |
| Rocklyn Drive    | Rocklyn Lane            |
| Shadowcrest      | Fenwick Drive           |
| Spanish Moss     | Cypress Creek           |
| Spanish Moss     | Hickory Hollow          |
| Spanish Moss     | Vista Butte             |
| Spindrifft Drive | Vista Butte             |

|                       |                             |
|-----------------------|-----------------------------|
| Spindrift Drive       | Windy Cross                 |
| Walzem Road, 400 Blk. | IH 35 Access Ent. 7900 Blk. |
| Weatherly Drive       | Richfield Lane              |
| Weatherly Drive       | Richway Drive               |
| Weatherly Drive       | Waxwing Drive               |
| Windcrest Drive       | Galewind Drive              |
| Windcrest Drive       | Winsong Drive               |
| Winding Ridge Drive   | Windbluff Drive             |
| Windbluff Drive       | Windview Drive              |
| Windrock Drive        | Brook Falls                 |
| Windrock Drive        | Cypress Creek               |
| Windrock Drive        | Golden Point                |
| Windrock Drive        | Golden View                 |
| Windrock Drive        | Hidden Hollow               |
| Windrock Drive        | Lakewood Park               |
| Windrock Drive        | Mallard Point               |
| Windrock Drive        | Meadow Grove                |
| Windrock Drive        | Teal Way                    |
| Windrock Drive        | Windrock Circle             |
| Windview Drive        | Woodwick Drive              |



|                   |                 |
|-------------------|-----------------|
| Winfield Drive    | Parkcrest Drive |
| Winfield Drive    | Rocklyn Lane    |
| Winfield Drive    | Waxwing Drive   |
| Winsong Drive     | Driftwind Drive |
| Winsong Drive     | Spaceway Drive  |
| Winsong Drive     | Winfield Drive  |
| Winterhaven Drive | Wildwind Drive  |
| Zephyr Drive      | Willmon Way     |

(Code 1986, § 20.504; Ord. No. 47, 5-9-1966; Ord. No. 47C, 12-13-1971; Ord. No. 47D, 2-10-1975; Ord. No. 47I, 5-8-1981; Ord. No. 47J, 3-8-1982; Ord. No. 222, 9-18-1989; Ord. No. 236, 8-20-1990; Ord. No. 526, 10-15-2007)

**State Law reference**— Authority to install yield signs, V.T.C.A., Transportation Code § 542.202(a)(8); actions required at yield signs, V.T.C.A., Transportation Code § 544.010.

Secs. 32-242—32-257. - Reserved.

#### ARTICLE VI. - SPEED LIMITS

Sec. 32-258. - Streets with 20 mph speed limit zones.

The maximum prima facie safe, reasonable and prudent speed limit shall be 20 miles per hour on all streets and thoroughfares within the corporate limits of the city, except as otherwise provided in this article.

(Code 1986, § 20.601; Ord. No. 89, 12-14-1970)

**State Law reference**— Authority to alter speed limits, V.T.C.A., Transportation Code § 545.356.

Sec. 32-259. - Streets with 30 mph speed limit zones.

The maximum prima facie safe, reasonable and prudent speed limit shall be 30 miles per hour on Windsor Hill, entire length from Roughrider Drive to Fourwinds Drive; Eaglecrest Boulevard from north city limits to south city limits; Crestway Drive from Midcrown Drive to Randolph Boulevard; and Crestway Drive from Eaglecrest Boulevard to east city limits; Galahad, 4900 Blk, entire length from IH 35 Access Entrance to alleyway at the eastern city limits; King Arthur, 7200 Blk, from Eisenhower Road to the northern city limits; Frat Road, 7300 Blk, from Eisenhower Road to Excalibur; Excalibur, 5000 Blk, from Raybon to Frat Road; Raybon, 7100 Blk, from Eisenhower Road to the northern city limits; and Mordred, 8000 Blk, from Walzem Road to the dead end of Mordred; within the corporate limits of the City of Windcrest, Texas

(Code 1986, § 20.602; Ord. No. 89B, 6-8-1981; Ord. No. 89C, 12-7-1981; Ord. No. 250, 11-11-1991; Ord. No. 89F, 1-10-1994; Ord. No. 526, 10-15-2007)

**State Law reference**— Authority to alter speed limits, V.T.C.A., Transportation Code § 545.356.

Sec. 32-260. - Streets with ten mph speed limit zones.

The maximum prima facie safe, reasonable and prudent speed limit shall be ten miles per hour on the alley south of the 200 block of Fenwick Drive and between 8213 and 8201 Roughrider Drive, within the corporate limits of the city.

(Code 1986, § 20.603; Ord. No. 89D, 5-13-1985)

**State Law reference**— Authority to alter speed limits, V.T.C.A., Transportation Code § 545.356.

Sec. 32-261. - Streets with 35 mph speed limit zones.

The maximum prima facie safe, reasonable and prudent speed limit shall be 35 mph on Walzem Road, 4800 Blk, from IH 35 Access Entrance through the 5000 Blk at Mordred, within the corporate limits of the city.

(Code 1986, § 20.604; Ord. No. 526, 10-15-2007)

**State Law reference**— Authority to alter speed limits, V.T.C.A., Transportation Code § 545.356.

Sec. 32-262. - Traffic signals.

Electric traffic control signals or lights shall be installed at the following intersections:

- (1) Walzem Road at Fourwinds, 8100 Blk;
- (2) Walzem Road at Mordred, 8000 Blk.

(Code 1986, § 20.901; Ord. No. 526, 10-15-2007)

**State Law reference**— Authority to install traffic control devices, V.T.C.A., Transportation Code § 542.202(a)(1); compliance with traffic control device, V.T.C.A., Transportation Code § 544.004; traffic control signal legend, V.T.C.A., Transportation Code § 544.007.