

CITY OF SEGUIN

ORDINANCE NO.

STATE OF TEXAS

ORDINANCE OF THE CITY COUNCIL OF SEGUIN, TEXAS AMENDING THE SEGUIN CODE OF ORDINANCES CHAPTER 98, TRAFFIC AND VEHICLES, ARTICLE II, TRAFFIC CONTROL DEVICES, TO PROHIBIT THE USE OF STUB STREETS AS ACCESS TO ADJOINING PROPERTY OUTSIDE THE SUBDIVISION; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Unified Development Code provides that when creating a subdivision, certain roads must be constructed in a manner to provide access any potential adjoining subdivision; and

WHEREAS, these access roads, known as stub streets, are not for present access, but are now required to be barricaded so that the road will not be used for access to the adjoining property before the property is developed; and

WHEREAS, in some areas enforcement of non-use is an issue necessitating an addition to the City's ordinances to address the problem.

NOW THEREFORE BE IT ORDAINED, by the City Council of Seguin, Texas:

SECTION ONE. The Seguin Code of Ordinances, Chapter 98, Traffic and Vehicles, Article II, Traffic Control Devices, Section 98-42, Designation of no through traffic in alley; is amended to read as follows (underlining indicates added text, ~~strikethrough~~ indicates deleted text):

Sec. 98-42. - Designation of no through traffic in alley and stub streets

(a) A designation as a "no through traffic in alley" means that vehicles are prohibited from using the alley way as a street or thoroughfare.

(b) The following alleys are designated as "no through traffic" alleys:

(1) Between Hummingbird Lane and Mockingbird Lane from SH 123 Bypass to Cardinal Lane.

(2) Between Mockingbird Lane and Canary Lane from SH 123 Bypass to Cardinal Lane.

(c) Appropriate signage may be erected to alert the public to the existence of a "no through traffic" alley way.

(d) Vehicles are prohibited from using stub streets to take access to adjoining properties outside the subdivision.

(1) Sub streets shall be defined as streets that end at the boundary of a subdivision for the purpose of providing future street extensions into adjoining tracts for adequate street circulation to future developments, as required by the Subdivision Design Standards for the City of Seguin.

(2). the prohibition of the use of stub out streets for access applies only to plats recorded after November 15, 2005.

(e). Violations of this section shall be punishable by a fine not to exceed \$200.0

SECTION TWO. If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

SECTION THREE. All ordinances and resolutions or parts of ordinances or resolutions in conflict with this ordinance are repealed.

SECTION FOUR. This Ordinance shall become effective ten days after the date of its publication.

PASSED AND APPROVED on first reading this 7th day of August, 2018.

PASSED AND APPROVED on second reading this 14th day of August 2018.

DON KEIL, Mayor

ATTEST:

Naomi Manski, City Secretary