



City of Azle Regular Meeting Agenda City Council

505 W. Main Street
Azle, Texas 76020

February 6, 2024

6:00 PM

Council Chambers

Pursuant to Section 551.071 of the Texas Government Code, the Council may convene into Executive Session(s) from time to time as deemed necessary during the meeting for any posted agenda item and may receive advice from its attorney as permitted by law.

CALL TO ORDER

INVOCATION

The City of Azle is accepting volunteers from all Religions and Denominations to provide the invocation at the beginning of the City Council meeting. If you are interested in giving the invocation at a future meeting, please call the city secretary's office at 817-444-7101 or email: yforgey@cityofazle.org

Laura Pritchett, Trustee with the Tarrant County College District Board of Trustees

PLEDGE OF ALLEGIANCE

PUBLIC PARTICIPATION

This is an opportunity for the public to address the City Council on posted agenda items or non-agenda items. In order to address the Council, please complete a Speaker's Request Form and submit to the City Secretary prior to the start of the council meeting. All comments must be directed to the Presiding Officer, rather than an individual council member or city staff. All speakers must refrain from personal attacks toward any individual. Comments are limited to three (3) minutes and must pertain to the subject matter listed on the Speaker's Request Form. Speakers requiring the assistance of a translator shall be provided four (4) minutes. Council may not comment publicly on non-agenda items, but may direct the City Manager to resolve the matter or request the matter be placed on a future agenda. Public comments regarding non-agenda items shall not include any "deliberation" as defined by Chapter 551 of the Government Code, as now or hereafter amended. If you have a subject that may require City Council action, you may obtain a form from the City Secretary and request the item be placed on a future agenda.

PRESENTATIONS

1. Community Waste Disposal Annual Report
Robert Medigovich - CWD Municipal Coordinator

ACTION ITEMS

2. Consider any action on the January 23, 2024 regular council meeting minutes.
Yael Forgey, City Secretary
3. Consider any action on an appeal to the City of Azle Code of Ordinances, Article 6.08, Tree Preservation, Section 6.08.007, Tree Replacement Requirement to allow a reduction in tree mitigation requirements, partial fee waiver and partial tree replacement for Kodiak Car Wash and an off-site drainage facility for a non-residential development located at 905 Boyd Road, a 1.55-acre tract of land located on the west side of Boyd Road, approximately 500 feet south of Pecan Street, and zoned as Heavy Commercial (HC). Case No. TR2024-01
David Hawkins, Director of Planning and Development

DISCUSSION ITEMS

4. Proposed revisions to the Wrecker Ordinance.
Ben Hall, Police Chief
5. Revising the Permitted Use Schedule.

David Hawkins, Director of Planning and Development

6. "No Littering" signs

Tom Muir, City Manager

7. Beautification Committee

Tom Muir, City Manager

ITEMS TO BE PLACED ON FUTURE MEETING AGENDAS

MAYOR/COUNCIL COMMENTS OF COMMUNITY INTEREST

EXECUTIVE SESSION

- **551.074 PERSONNEL MATTERS**

Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of City Manager.

ADJOURNMENT

I, the undersigned authority, do hereby certify the above Agenda was posted at City Hall on 02-02-2024, at the City's official bulletin board and is readily accessible to the public at all times in accordance with V.T.C.A. Chapter 551, Texas Government Code.



**Yael Forgey,
City Secretary**

This facility is wheelchair accessible and handicapped parking spaces are available. Auxiliary aids and services are available to a person when necessary to afford an equal opportunity to participate in city functions and activities. Auxiliary aids and services or accommodations should be requested forty-eight hours prior to the scheduled starting time by calling the City Secretary's Office at 817-444-7101. Complete City Council agenda packet is available for review at the City Secretary's Office and on our website www.cityofazle.org.



Presenter: Robert Medigovich - CWD Municipal Coordinator
Agenda Item: Community Waste Disposal Annual Report

Background and Explanation:

CWD will present an annual report on services they provided the citizens of Azle in 2023.

Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

N/A.

Attachments:

None



Presenter: Yael Forgey, City Secretary

Agenda Item: Consider any action on the January 23, 2024 regular council meeting minutes.

Background and Explanation:

Procedural.

Board/Commission/Committee Recommendation:

N/A

Staff Recommendation:

To approve.

Attachments:

1. Minutes 01-23-2024



MINUTES Regular Meeting Azle City Council

505 W. Main Street
Azle, Texas 76020

January 23, 2024

6:00 PM

Council Chambers

CALL TO ORDER

Mayor Brundrett called the meeting to order at 6:02 PM.

Members Present:

Mayor Alan Brundrett
Mayor Pro Tem Randa Goode
Councilmember Derrick Nelson
Councilmember Amy Estes
Councilmember Stacy Peek
Councilmember Rouel Rothenberger
Councilmember Brian Conner

Staff Present:

Tom Muir	City Manager
Lawrence Bryant	Assistant City Manager
Yael Forgey	City Secretary
Susie Hiles	Assistant to the City Manager
Cara White	City Attorney
David Hawkins	Director of Planning and Development
Ben Hall	Police Chief
Mike Winterrowd	Police Corporal
Will Scott	Fire Chief

INVOCATION

Amy Collins of Son Shine Ministries gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Brundrett led the Pledge of Allegiance

PUBLIC PARTICIPATION

See Item 13.

PRESENTATIONS

1. Police Department and Animal Control annual report.

Mayor Brundrett recognized Chief Ben Hall, who gave a presentation on the past year's activities of the Police Department and Animal Control.

ACTION ITEMS

2. Consider any action approving the December 19, 2023 regular council meeting minutes.

Councilmember Rothenberger moved to approve the December 19, 2023 regular council meeting minutes, as presented. Councilmember Conner seconded the motion.

Yes: (7) Alan Brundrett, Randa Goode, Derrick Nelson, Amy Estes, Stacy Peek, Rouel Rothenberger, Brian Conner

3. Consider any action on re-appointing four (4) members to the Tax Increment Reinvestment Zone No. 1 Board of Directors for two-year terms expiring December 31, 2025 and appointing one (1) member to serve as chairperson.

Councilmember Conner moved to approve the appointment of Tracye Knight, Tarrant County representative; Shannon Fletcher, Tarrant County Hospital District representative; reappoint Councilmember Nelson and Councilmember Rothenberger; all to serve two-year terms expiring December 31, 2025, and appoint Mayor Brundrett to serve as chairperson. Councilmember Peek seconded the motion.

Yes: (7) Alan Brundrett, Randa Goode, Derrick Nelson, Amy Estes, Stacy Peek, Rouel Rothenberger, Brian Conner

4. Consider any action on proposed Ordinance No. 2024-01 calling for a General Election to be held on May 4, 2024 to elect Council Members to Places 1, 2 and 5 for a two-year term.

Councilmember Rothenberger moved to approve Ordinance No. 2024-01 calling for a General Election to be held on May 4, 2024 to elect council members to Places 1, 2 and 5 for a two-year term, as presented. Mayor Pro Tem Goode seconded the motion.

Yes: (7) Alan Brundrett, Randa Goode, Derrick Nelson, Amy Estes, Stacy Peek, Rouel Rothenberger, Brian Conner

5. Consider any action on Resolution No. 2024-05 setting rates for solid waste and recycling services.

Mayor Brundrett recognized Assistant to the City Manager Susie Hiles, who gave a short review of the proposed garbage rates for 2024, noting residential rates will increase by \$0.66 to \$23.75. CWD will take over billing for commercial accounts beginning February 15.

Councilmember Rothenberger moved to approve Resolution No. 2024-05 setting rates for solid waste and recycling services, as presented. Councilmember Estes seconded the motion.

Yes: (7) Alan Brundrett, Randa Goode, Derrick Nelson, Amy Estes, Stacy Peek, Rouel Rothenberger, Brian Conner

6. Consider any action on Resolution No. 2024-01 authorizing the City Manager to execute a multiple-use agreement with the Texas Department of Transportation (TxDOT) allowing the installation and operation of automated license plate recognition (ALPR) cameras.

Mayor Brundrett recognized Chief Hall who explained the city is looking to install Flock Safety Solution Cameras around the city. TxDOT is requesting a resolution to acknowledge the city is working with Flock and TxDOT to place these cameras on TxDOT's fixtures and rights of way.

Councilmember Rothenberger moved to approve Resolution No. 2024-01 authorizing the City Manager to execute a multiple-use agreement with the Texas Department of Transportation (TxDOT) allowing the installation and operation of automated license plate recognition (ALPR) cameras, as presented. Councilmember Estes seconded the motion.

Yes: (6) Randa Goode, Derrick Nelson, Amy Estes, Stacy Peek, Rouel Rothenberger, Brian Conner

No: (1) Alan Brundrett

7. Consider any action on Resolution No. 2024-02 approving the submission of a Justice Assistance Grant for evidence and crime scene technology upgrades.

Mayor Brundrett recognized Police Detective Mike Winterrowd who gave a short review of the next three (3) items, noting that all the requested grants are fully reimbursable, and all the equipment will help the Police Department to better serve the citizens. This grant is for approximately \$28,000 for the acquisition of a burn unit, drying cabinet, and specialized major scene evidence kits, along with training.

Councilmember Rothenberger moved to approve Resolution No. 2024-02 approving the submission of a Justice Assistance Grant for evidence and crime scene technology upgrades, as presented. Councilmember Nelson seconded the motion.

Yes: (7) Alan Brundrett, Randa Goode, Derrick Nelson, Amy Estes, Stacy Peek, Rouel Rothenberger, Brian Conner

8. Consider any action on Resolution No. 2024-03 approving the submission of a Bullet-Resistant Shield Grant.

Councilmember Rothenberger moved to approve Resolution No. 2024-03 approving the submission of a Bullet-Resistant Shield Grant in the amount of \$10,500, as presented. Councilmember Conner seconded the motion.

Yes: (7) Alan Brundrett, Randa Goode, Derrick Nelson, Amy Estes, Stacy Peek, Rouel Rothenberger, Brian Conner

9. Consider any action on Resolution No. 2024-04 approving the submission of a Rifle-Resistant Body Armor Grant.

Councilmember Rothenberger moved to approve Resolution No. 2024-04 approving the submission of a Rifle-Resistant Body Armor Grant in the amount of \$5,000, as presented. Councilmember Peek seconded the motion.

Yes: (7) Alan Brundrett, Randa Goode, Derrick Nelson, Amy Estes, Stacy Peek, Rouel Rothenberger, Brian Conner

DISCUSSION ITEMS

10. Possible revisions to the Zoning Ordinance - masonry walls/screening fences for residential subdivisions.

Council discussed revising the Code of Ordinances regarding masonry screening walls in residential subdivisions to require a masonry screening wall where any part of the subdivision abuts any street or neighborhood, not just an arterial or a collector street.

The Council directed Staff to review and make changes to the ordinance and bring back at a future meeting.

11. Revising the Permitted Use Schedule.

Council directed Staff to provide a summary of commercial items in the Permitted Use Schedule and bring it for their review at the next meeting.

12. Possible amendments to the Code of Ordinance for Food Truck Parks

Mayor Brundrett recognized Director of Planning and Development David Hawkins who explained the city would need to revise the Food Truck Ordinance before the opening of the food truck park since there are no regulations for food truck parks.

Council directed Staff to proceed with the development of a new Food Truck Park Ordinance.

13. Proposed revisions to the Wrecker Ordinance

Mayor Brundrett recognized Chief Hall who advised the Council that PD along with the City Attorney, worked together to revise the Wrecker Ordinance. The current ordinance is out of date and needs to be reviewed. At this time, the city is using different towing companies on a rotation basis. Staff is recommending contracting with one towing company to have better oversight of service.

Timothy McMahon, 704 NW Parkway - Tim's Towing asked the council to keep with the rotation format.

Deborah Burrows - Wells Wrecker Service was agreeable to a single source towing company.

ITEMS TO BE PLACED ON FUTURE MEETING AGENDAS

- Revisit the Permitted Use Schedule
- Revise the Zoning Ordinance regarding masonry walls and screening fences.
- Wrecker Ordinance.

MAYOR/COUNCIL COMMENTS OF COMMUNITY INTEREST

- City Manager Muir expressed his appreciation to city crews and contractor who worked through the weekend to repair the water main break

EXECUTIVE SESSION

Mayor Brundrett convened to Executive Session at 8:15 PM.

**551.071 CONSULTATION WITH THE CITY ATTORNEY
Providing Court Services for Neighboring Communities**

551.074 PERSONNEL MATTERS

Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of City Manager and City Attorney.

Mayor Brundrett reconvened to open meeting at 9:37 PM.

14. Take any action pursuant to Executive Session.

No action.

ADJOURNMENT

Mayor Brundrett adjourned at 9:37 PM.

Presented and approved on 02-06-2024.

Alan Brundrett, Mayor

Attest:

Yael Forgey, TRMC, CMC
City Secretary



Presenter:	David Hawkins, Director of Planning and Development
Agenda Item:	Consider any action on an appeal to the City of Azle Code of Ordinances, Article 6.08, Tree Preservation, Section 6.08.007, Tree Replacement Requirement to allow a reduction in tree mitigation requirements, partial fee waiver and partial tree replacement for Kodiak Car Wash and an off-site drainage facility for a non-residential development located at 905 Boyd Road, a 1.55-acre tract of land located on the west side of Boyd Road, approximately 500 feet south of Pecan Street, and zoned as Heavy Commercial (HC). Case No. TR2024-01

Background and Explanation:

The purpose of this appeal is to consider allowing a reduction to the tree mitigation requirements of the Tree Preservation Ordinance due to the development of the car wash and off-site drainage facility. A Site Plan and Building Permit have been applied to develop this 1.55-acre property for a new car wash facility named Kodiak Car Wash as well as the off-site facility located behind the property. The off-site drainage facility is planned for the future development of the property located behind this car wash development. As part of this permitting process, a tree survey is required to show the location, size and species of all protected trees on the property. Protected trees are trees (as listed within the Tree Preservation Ord.) that are 6" caliper or greater in size. The attached tree survey shows a total of 168 protected trees on the property and off-site drainage facility with a total of 1,662 caliper inches. 130 trees equaling 1,338 caliper inches are planned to be removed from the property due to the construction of the car wash and off-site drainage facility.

Nonresidential Tree Removal Regulations:

During the construction of a non-residential development, all trees located within street rights-of-way, utility or drainage easements, building pads, driveways, and fire lanes as shown on a site plan may be removed and shall be exempt from the tree protection and replacement requirements. An additional twenty percent (20%) of the remaining protected trees may be removed without penalty for parking lots and/or for grading and drainage purposes. Any additional tree removal in excess of twenty percent (20%) shall be subject to the tree replacement and mitigation requirements per Section 6.08.003 (3) of the Tree Preservation Ordinance.

The site plan with tree survey shows a total of 29 trees equaling 364 caliper inches that are exempted from mitigation due to their location within the building pad, driveway, fire lane and easements. An additional 20 trees equaling 238 caliper inches are also exempted due to the additional twenty percent (20%) allowance for parking and grading purposes.

Tree Mitigation Requirements:

After determining the number of trees that are exempted, there are a total of 81 trees equaling 736 caliper inches that are subject to tree mitigation requirements. Section 6.08.007 of the Tree Preservation Ordinance provides several options to mitigate the trees being removed:

1. Replanting trees on the same property to equal the number of trees being removed
2. If not feasible, replanting trees on another property to equal the number of trees being removed
3. Pay a mitigation fee to the Tree Reforestation Fund in the amount of \$200 per caliper inch being removed
4. Combination of these options

Mitigation requirement for this development would be planting 54 replacement trees on the property (27 trees already being planted for landscaping); or paying \$147,200 for the 736 caliper inches being removed; or combination of these. The Ordinance does allow a mitigation fee credit for replacement trees planted on the property. Mitigation fee credit for the amount of the tree mitigation fee assessed is forty percent (40%). This would reduce the mitigation fee to \$88,320, if applied.

Please note that 15 trees (equaling 136 cal. inches) of the 81 trees that are subject to mitigation are located on the car wash property. The remaining 76 trees (equaling 600 cal. inches) to be mitigated are located within the off-site drainage facility that is planned as part of this request.

Tree Appeal Request:

The applicant has included a letter stating the request is to reduce the amount of required mitigation for this development.

Board/Commission/Committee Recommendation:

Appeals to the Tree Preservation Ordinance requirements requires a recommendation by the Tree Board (a.k.a. Planning and Zoning Commission) and final action by the City Council.

Section 6.08.006 of the Tree Preservation Ordinance states that the Tree Board and Council shall consider a tree removal permit based on the following criteria:

1. Whether or not a reasonable accommodation or alternative solution can be made to accomplish the desired activity without the removal of the tree;
2. The cost of preserving the tree as a factor of the project's cost;
3. Whether the tree is worthy of preservation given its age and remaining life expectancy, current health, and any other influential factors as determined by the planning and zoning department and the parks department. In the event there is disagreement between the two departments, a disinterested third-party arborist may be retained for a professional opinion;
4. The effect of the removal on erosion, soil moisture, retention, flow of surface waters, and drainage systems;
5. The need for buffering of residential areas from the noise, glare, and visual effects of nonresidential uses;
6. Whether the tree interferes with a utility service;
7. Whether the proposed tree replacement pursuant to the tree replacement requirements hereof adequately mitigates the removal of the tree;
8. Any other factors deemed to be in the interest of preserving or protecting the health, safety and welfare of the city and its citizens.

The Tree Board recommended approval of this Tree Preservation Ord. Appeal with the condition that a mitigation fee payment of \$645 be paid to the Tree Reforestation Fund and five (5) trees be planted around the off-site drainage facility.

Staff Recommendation:

Staff forwards this appeal to the Tree Preservation Ordinance request to the City Council for their consideration. The Council has the following options when considering this case:

1. Approve as recommended by the Tree Board
2. Approve with modifications or changes
3. Table to a further meeting date
4. Deny

Attachments:

1. Tree Removal Permit Application - filled
2. 905 Boyd Rd - Tree Removal Narrative
3. 905 Boyd Rd - Tree Survey and Tree Mitigation
4. 905 Boyd Rd - Aerials

TREE REMOVAL PERMIT APPLICATION

DEVELOPMENT NAME: Kodiak Car Wash LOT: 1 BLOCK: 1

STREET ADDRESS: 905 Boyd Rd - Azle, TX 76020

OWNER

NAME: Robert Petrie

ADDRESS: 6111 Lake Worth Blvd.

Lake Worth, TX 76135

PHONE: 817-401-1617

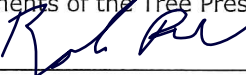
CONTRACTOR/BUILDER

Robert Petrie

6111 Lake Worth Blvd.

Lake Worth, TX 76135

I hereby certify that this application meets the requirements of the Tree Preservation section within this Code and further certify that all construction pertaining to this project shall meet the requirements of the Tree Preservation section within this Code.

Signed:  Title: President Date: 01.10.2024

For City Use Only: I hereby acknowledge receipt of this application and the application fee in the amount of \$ _____ on this the _____ day of _____, _____.

Signed: _____ Title: _____ Date: _____

Shown Not
On Plat Applic. GENERAL INFORMATION

☒	☐	Appropriate title (i.e. Tree Removal Permit Exhibit)
☒	☐	Title block includes street address, lot and block, subdivision name
☒	☐	Title includes City and date of preparation
☒	☐	North arrow, graphic and written scale in close proximity
☒	☐	Name, address and phone of owner
☐	☒	Location of tree(s) to be removed is tied down with dimensions from two nearest property lines
☒	☐	Location of all R.O.W. lines and public easements
☐	☒	Location of buildings, structures, pools and other improvements
☐	☒	Areas of cut/fill and flow lines
☐	☒	Caliper and common name of tree(s) to be removed
☐	☒	Any required replacement tree(s) shown with caliper size and common name of tree
☐	☒	Limits of construction line shown

Reason Tree(s) Must be Removed: Trees are in area of proposed development and proposed detention pond

Permit for tree removal approved the _____ day of _____, _____.

By: _____ Title: _____

Notes: _____

01/10/2024

City of Azle
Planning & Development
505 W Main St.
Azle, TX 76020
817-444-7084

Description: Tree Removal Narrative

Address: 905 Boyd Rd – Azle, TX 76020

Due to the high number of existing trees on the lot – we are requesting a reduction in the tree mitigation requirements, partial fee waiver and partial tree replacement. Due to the configuration and access to the site, we feel that our layout is practical and provides a great solution for the drainage obstacle of the site.

We have been in contact with TxDOT and they are aware of this project as well.

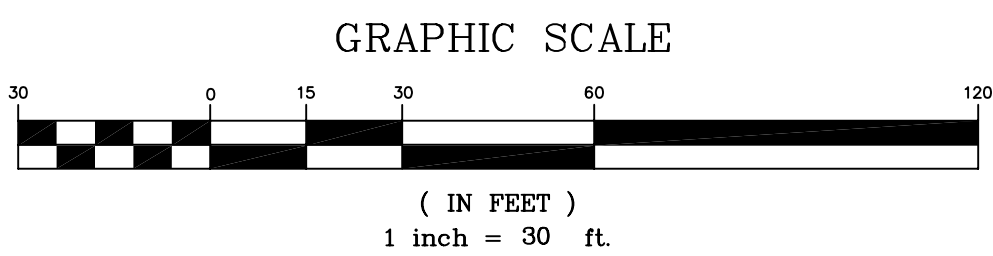
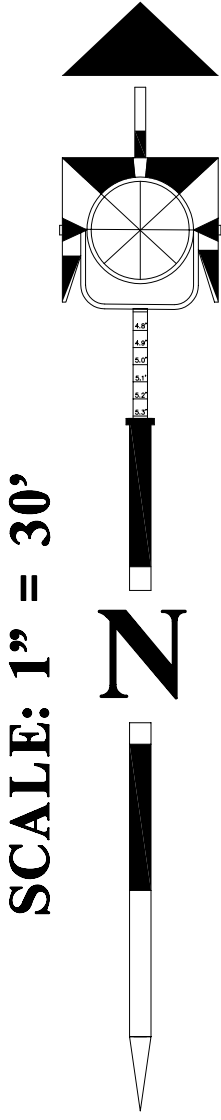
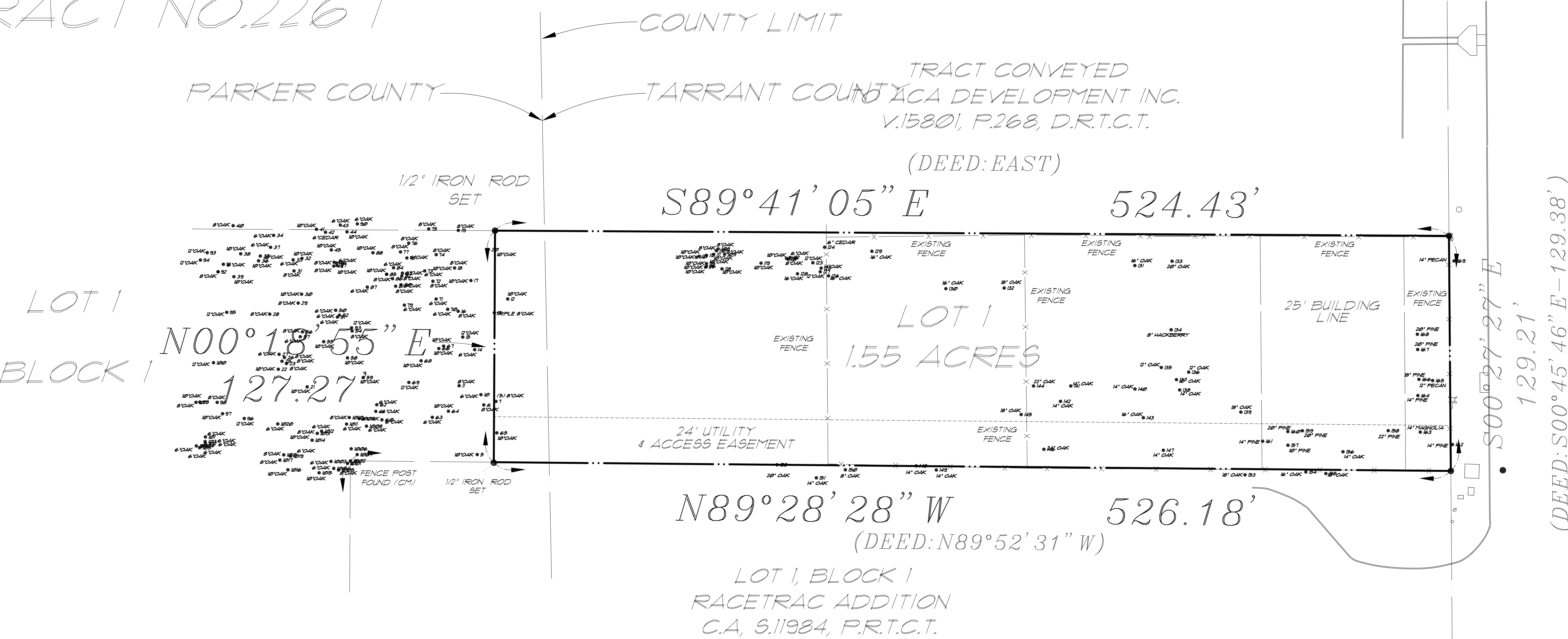
We look forward to presenting our case with P&Z and City Council.

Thank you,



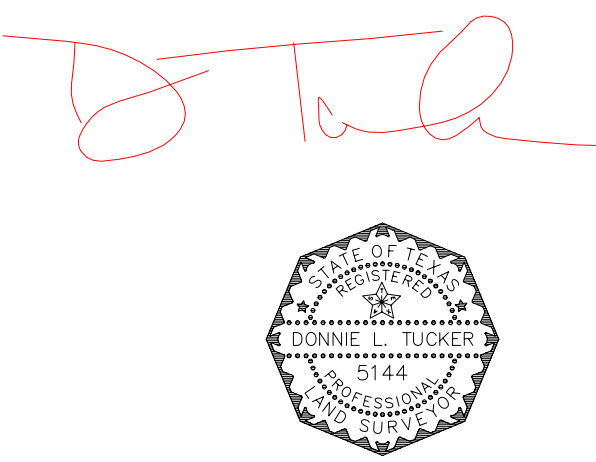
01/10/2024

J. W. SMOCK SURVEY
ABSTRACT NO.2267



TREE ID NO.	TREE DIA.	TREE DESCRIPTION	TREE ID NO.	TREE DIA.	TREE DESCRIPTION	TREE ID NO.	TREE DIA.	TREE DESCRIPTION	TREE ID NO.	TREE DIA.	TREE DESCRIPTION
5	10'	POST OAK (QUERCUS STELLATA)	61	6	POST OAK (QUERCUS STELLATA)	115	10	POST OAK (QUERCUS STELLATA)	168	20	PINE (PINUS)
6	8'	POST OAK (QUERCUS STELLATA)	62	6	POST OAK (QUERCUS STELLATA)	116	10	POST OAK (QUERCUS STELLATA)	169	14	PECAN (CARYA ILLINOENSIS)
7	13'	POST OAK (QUERCUS STELLATA)	63	6	POST OAK (QUERCUS STELLATA)	117	10	POST OAK (QUERCUS STELLATA)	1003	6	POST OAK (QUERCUS STELLATA)
10	10'	POST OAK (QUERCUS STELLATA)	64	10	POST OAK (QUERCUS STELLATA)	118	10	POST OAK (QUERCUS STELLATA)	1004	6	POST OAK (QUERCUS STELLATA)
11	8'	POST OAK (QUERCUS STELLATA)	65	10	POST OAK (QUERCUS STELLATA)	119	10	POST OAK (QUERCUS STELLATA)	1005	8	POST OAK (QUERCUS STELLATA)
12	10'	POST OAK (QUERCUS STELLATA)	66	10	POST OAK (QUERCUS STELLATA)	120	10	POST OAK (QUERCUS STELLATA)	1006	8	POST OAK (QUERCUS STELLATA)
13	12'	POST OAK (QUERCUS STELLATA)	67	10	POST OAK (QUERCUS STELLATA)	121	8	POST OAK (QUERCUS STELLATA)	1007	6	POST OAK (QUERCUS STELLATA)
14	6'	POST OAK (QUERCUS STELLATA)	68	10	POST OAK (QUERCUS STELLATA)	122	12	POST OAK (QUERCUS STELLATA)	1008	6	POST OAK (QUERCUS STELLATA)
15	12'	POST OAK (QUERCUS STELLATA)	69	12	POST OAK (QUERCUS STELLATA)	123	12	POST OAK (QUERCUS STELLATA)	1009	6	POST OAK (QUERCUS STELLATA)
16	8'	POST OAK (QUERCUS STELLATA)	70	6	POST OAK (QUERCUS STELLATA)	124	6	CEEDAR (CEDRUS)	1010	8	POST OAK (QUERCUS STELLATA)
17	10'	POST OAK (QUERCUS STELLATA)	71	6	POST OAK (QUERCUS STELLATA)	125	14	POST OAK (QUERCUS STELLATA)	1011	6	POST OAK (QUERCUS STELLATA)
18	10'	POST OAK (QUERCUS STELLATA)	72	8	POST OAK (QUERCUS STELLATA)	126	16	POST OAK (QUERCUS STELLATA)	1012	6	POST OAK (QUERCUS STELLATA)
19	8'	POST OAK (QUERCUS STELLATA)	73	6	POST OAK (QUERCUS STELLATA)	127	12	POST OAK (QUERCUS STELLATA)	1013	8	POST OAK (QUERCUS STELLATA)
20	10'	POST OAK (QUERCUS STELLATA)	74	8	POST OAK (QUERCUS STELLATA)	128	16	POST OAK (QUERCUS STELLATA)	1014	10	POST OAK (QUERCUS STELLATA)
21	10'	POST OAK (QUERCUS STELLATA)	75	6	POST OAK (QUERCUS STELLATA)	129	16	POST OAK (QUERCUS STELLATA)	1015	10	POST OAK (QUERCUS STELLATA)
22	10'	POST OAK (QUERCUS STELLATA)	76	6	POST OAK (QUERCUS STELLATA)	130	16	POST OAK (QUERCUS STELLATA)	1016	10	POST OAK (QUERCUS STELLATA)
23	10'	POST OAK (QUERCUS STELLATA)	77	10	POST OAK (QUERCUS STELLATA)	131	16	POST OAK (QUERCUS STELLATA)	1017	8	POST OAK (QUERCUS STELLATA)
25	8'	POST OAK (QUERCUS STELLATA)	78	6	POST OAK (QUERCUS STELLATA)	132	18	POST OAK (QUERCUS STELLATA)	1018	8	POST OAK (QUERCUS STELLATA)
26	8'	POST OAK (QUERCUS STELLATA)	79	6	POST OAK (QUERCUS STELLATA)	133	20	POST OAK (QUERCUS STELLATA)	1019	6	POST OAK (QUERCUS STELLATA)
27	6'	POST OAK (QUERCUS STELLATA)	80	8	POST OAK (QUERCUS STELLATA)	134	8	HACKBERRY (CELTIS)	1020	6	POST OAK (QUERCUS STELLATA)
28	8'	POST OAK (QUERCUS STELLATA)	81	8	POST OAK (QUERCUS STELLATA)	135	12	POST OAK (QUERCUS STELLATA)			
29	8'	POST OAK (QUERCUS STELLATA)	82	8	POST OAK (QUERCUS STELLATA)	136	12	POST OAK (QUERCUS STELLATA)			
30	10'	POST OAK (QUERCUS STELLATA)	83	6	POST OAK (QUERCUS STELLATA)	137	10	POST OAK (QUERCUS STELLATA)			
31	8'	POST OAK (QUERCUS STELLATA)	84	6	POST OAK (QUERCUS STELLATA)	138	14	POST OAK (QUERCUS STELLATA)			
32	10'	POST OAK (QUERCUS STELLATA)	85	10	POST OAK (QUERCUS STELLATA)	139	18	POST OAK (QUERCUS STELLATA)			
33	10'	POST OAK (QUERCUS STELLATA)	86	8	POST OAK (QUERCUS STELLATA)	140	14	POST OAK (QUERCUS STELLATA)			
34	6'	POST OAK (QUERCUS STELLATA)	87	6	POST OAK (QUERCUS STELLATA)	141	14	POST OAK (QUERCUS STELLATA)			
35	10'	POST OAK (QUERCUS STELLATA)	88	10	POST OAK (QUERCUS STELLATA)	142	14	POST OAK (QUERCUS STELLATA)			
37	6'	POST OAK (QUERCUS STELLATA)	89	6	POST OAK (QUERCUS STELLATA)	143	16	POST OAK (QUERCUS STELLATA)			
38	10'	POST OAK (QUERCUS STELLATA)	90	6	POST OAK (QUERCUS STELLATA)	144	22	POST OAK (QUERCUS STELLATA)			
39	10'	POST OAK (QUERCUS STELLATA)	91	8	POST OAK (QUERCUS STELLATA)	145	18	POST OAK (QUERCUS STELLATA)			
40	8'	POST OAK (QUERCUS STELLATA)	92	12	POST OAK (QUERCUS STELLATA)	146	24	POST OAK (QUERCUS STELLATA)			
41	10'	POST OAK (QUERCUS STELLATA)	93	12	POST OAK (QUERCUS STELLATA)	147	14	POST OAK (QUERCUS STELLATA)			
42	6'	CEEDAR (CEDRUS)	94	12	POST OAK (QUERCUS STELLATA)	148	14	POST OAK (QUERCUS STELLATA)			
43	6'	POST OAK (QUERCUS STELLATA)	95	12	POST OAK (QUERCUS STELLATA)	149	14	POST OAK (QUERCUS STELLATA)			
44	10'	POST OAK (QUERCUS STELLATA)	97	10	POST OAK (QUERCUS STELLATA)	150	8	POST OAK (QUERCUS STELLATA)			
45	10'	POST OAK (QUERCUS STELLATA)	98	8	POST OAK (QUERCUS STELLATA)	151	14	POST OAK (QUERCUS STELLATA)			
46	6'	POST OAK (QUERCUS STELLATA)	99	10	POST OAK (QUERCUS STELLATA)	152	20	POST OAK (QUERCUS STELLATA)			
47	10'	POST OAK (QUERCUS STELLATA)	100	12	POST OAK (QUERCUS STELLATA)	153	18	POST OAK (QUERCUS STELLATA)			
48	8'	POST OAK (QUERCUS STELLATA)	101	6	POST OAK (QUERCUS STELLATA)	154	16	POST OAK (QUERCUS STELLATA)			
49	8'	POST OAK (QUERCUS STELLATA)	102	6	POST OAK (QUERCUS STELLATA)	155	18	POST OAK (QUERCUS STELLATA)			
50	6'	POST OAK (QUERCUS STELLATA)	103	14	POST OAK (QUERCUS STELLATA)	156	14	POST OAK (QUERCUS STELLATA)			
51	6'	POST OAK (QUERCUS STELLATA)	104	6	POST OAK (QUERCUS STELLATA)	157	10	PINE (PINUS)			
52	6'	POST OAK (QUERCUS STELLATA)	105	6	POST OAK (QUERCUS STELLATA)	158	22	PINE (PINUS)			
53	12'	POST OAK (QUERCUS STELLATA)	106	6	POST OAK (QUERCUS STELLATA)	159	20	PINE (PINUS)			
54	8'	POST OAK (QUERCUS STELLATA)	107	8	POST OAK (QUERCUS STELLATA)	160	20	PINE (PINUS)			
55	10'	POST OAK (QUERCUS STELLATA)	108	8	POST OAK (QUERCUS STELLATA)	161	14	PINE (PINUS)			
56	8'	POST OAK (QUERCUS STELLATA)	109	8	POST OAK (QUERCUS STELLATA)	162	14	PINE (PINUS)			
57	6'	POST OAK (QUERCUS STELLATA)	110	10	POST OAK (QUERCUS STELLATA)	163	14	MANGLOVE (GRANDIFLORA L.)			
58	10'	POST OAK (QUERCUS STELLATA)	111	10	POST OAK (QUERCUS STELLATA)	164	14	PINE (PINUS)			
59	10'	POST OAK (QUERCUS STELLATA)	112	10	POST OAK (QUERCUS STELLATA)	165	12	PECAN (CARYA ILLINOENSIS)			
60	6'	POST OAK (QUERCUS STELLATA)	113	10	POST OAK (QUERCUS STELLATA)	166	18	PINE (PINUS)			
			114	10	POST OAK (QUERCUS STELLATA)	167	20	PINE (PINUS)			

Tree Survey Showing
All of Lot 1 and part of 2, Block 1
Kodiak Car Wash Addition
City of Azle
Tarrant County, and Parker County, Texas

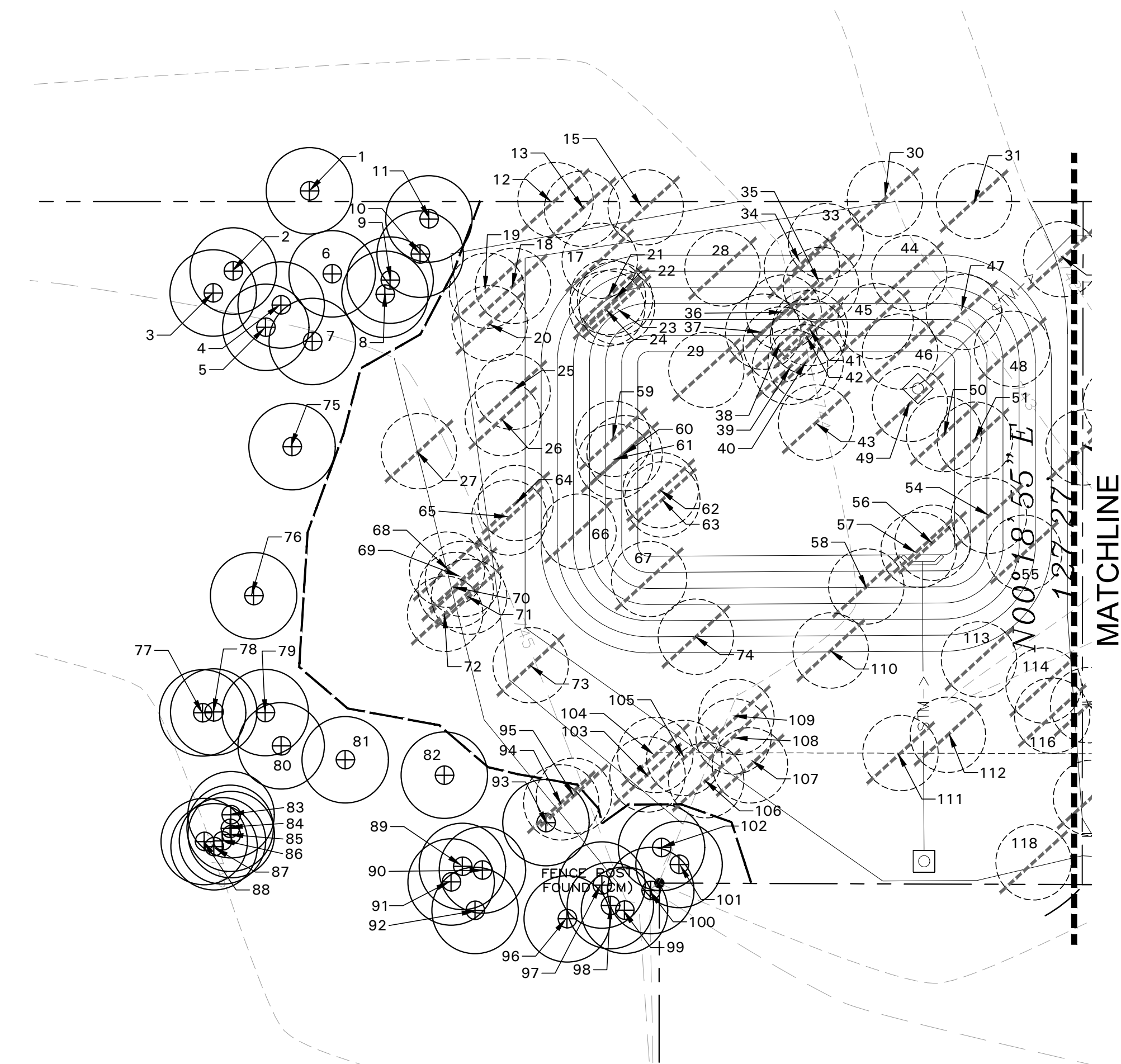
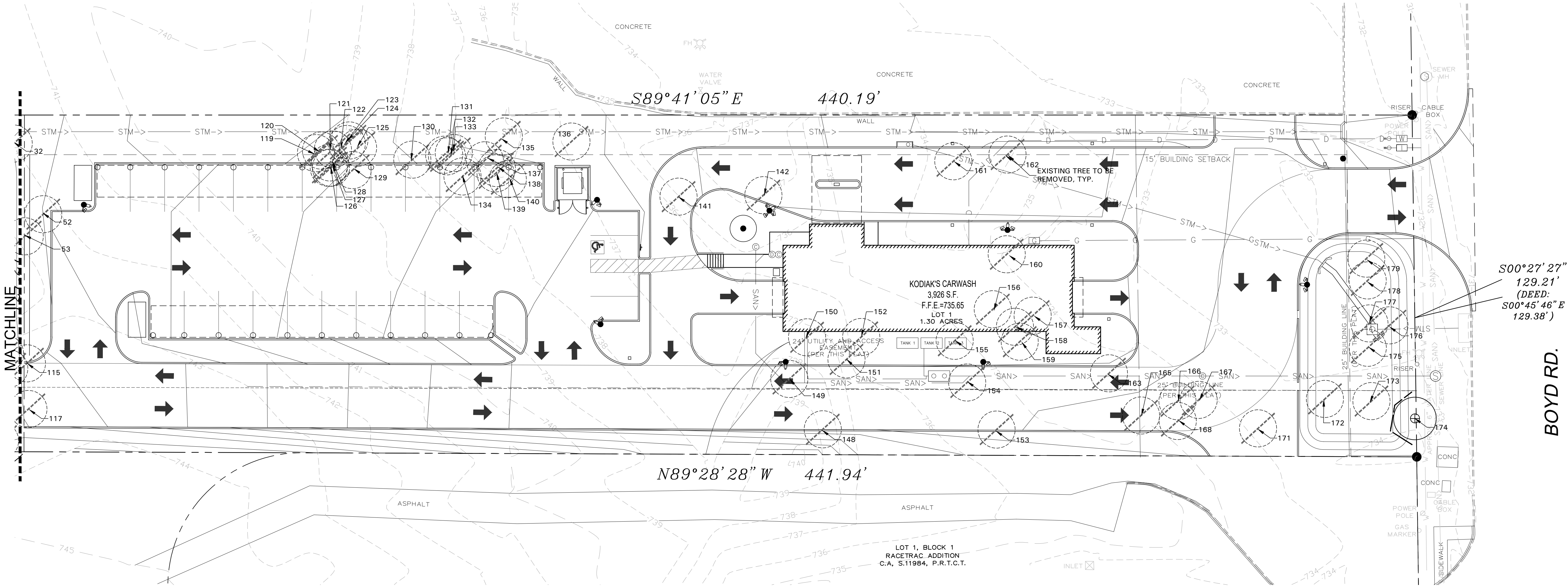


Flood Statement

According to the Flood Insurance Rate Map for Parker County, Texas and Incorporated Areas, Community Panel No.48361C0100-E, effective date September 26, 2008, this property is located in Zone 'X'. (Area determined to be outside the 0.2% chance floodplain.)

Survey Notes:

NOTE: 1/2" IRON RODS ARE AT EACH CORNER OF THE LOT AND AT EACH POINT OF CURVATURE, AND POINT OF TANGENCY, UPON APPROVAL OF FINAL PLAT.
NOTE: PROPERTY DOES NOT LIE WITHIN THE CITY LIMITS OF AZLE.
NOTE: BEARINGS BASED PER GPS NORTH CENTRAL TEXAS ZONE
NOTE: MONUMENTS HELD FOR CONTROL ARE AS SHOWN.
NOTE: ALL LOT CORNERS ARE 1/2" IRON RODS EXCEPT AS SHOWN.



- TREE PRESERVATION LEGEND**
- TREE TO BE REMOVED
 - TREE TO REMAIN
 - TREE PRESERVATION FENCING

TREE PRESERVATION NOTES

CONSTRUCTION METHODS:

BORING: BORING OF UTILITIES UNDER PROTECTED TREES MAY BE REQUIRED. WHEN REQUIRED, THE MINIMUM LENGTH OF THE BORE SHALL BE THE WIDTH OF THE CRITICAL ROOT ZONE AND SHALL BE A MINIMUM DEPTH OF FORTY (40) INCHES.

TRENCHING: ALL TRENCHING SHALL BE DESIGNED TO AVOID TRENCHING ACROSS CRITICAL ROOT ZONES OF ANY PROTECTED TREE. THE PLACEMENT OF UNDERGROUND UTILITY LINES SUCH AS ELECTRIC, PHONE, GAS, ETC., IS ENCOURAGED TO BE LOCATED OUTSIDE THE CRITICAL ROOT ZONE. TRENCHING FOR IRRIGATION SYSTEMS SHALL BE PLACED OUTSIDE THE CRITICAL ROOT ZONE EXCEPT THE MINIMUM REQUIRED SINGLE HEAD SUPPLY LINE. THIS LINE IS ALLOWED TO EXTEND INTO THE CRITICAL ROOT ZONE PERPENDICULAR TO THE TREE TRUNK WITH THE LEAST POSSIBLE DISTURBANCE.

TREES TO BE REMOVED: ALL TREES TO BE REMOVED FROM THE SITE SHALL BE FLAGGED BY THE CONTRACTOR WITH BRIGHT RED VINYL TAPE WRAPPED AROUND THE MAIN TRUNK AT A HEIGHT OF FOUR (4) FEET ABOVE GRADE.

TREES TO REMAIN: ALL TREES TO REMAIN, AS NOTED ON DRAWINGS, SHALL HAVE PROTECTIVE FENCING LOCATED AT THE TREE'S DRIP LINE. THE PROTECTIVE FENCING SHALL BE LOCATED AS INDICATED ON THE TREE PROTECTION DETAIL.

EXISTING TREES NOTED TO REMAIN SHALL BE PROTECTED DURING CONSTRUCTION FROM DAMAGE AND COMPACTION OF SOIL UNDER AND AROUND DRIP LINE OF TREE.

UNDER NO CIRCUMSTANCE SHALL THE CONTRACTOR PRUNE ANY PORTION OF THE DAMAGED TREE WITHOUT THE PRIOR APPROVAL BY THE OWNER'S AUTHORIZED REPRESENTATIVE.

PROHIBITED ACTIVITIES IN CRITICAL ROOT ZONE:
THE FOLLOWING ACTIVITIES ARE PROHIBITED IN THE AREAS NOTED AS THE CRITICAL ROOT ZONE.

MATERIAL STORAGE: NO MATERIALS INTENDED FOR USE IN CONSTRUCTION, OR WASTE MATERIALS ACCUMULATED DUE TO EXCAVATION OR DEMOLITION, SHALL BE PLACED WITHIN THE LIMITS OF THE CRITICAL ROOT ZONE OF ANY PROTECTED TREE.

EQUIPMENT CLEANING/LIQUID DISPOSAL: NO EQUIPMENT SHALL BE CLEANED, OR OTHER LIQUIDS DEPOSITED OR ALLOWED WITHIN THE LIMITS OF THE CRITICAL ROOT ZONE OF A PROTECTED TREE. THIS INCLUDES, WITHOUT LIMITATION: PAINT, OIL, SOLVENTS, ASPHALT, CONCRETE, MORTAR OR SIMILAR MATERIALS.

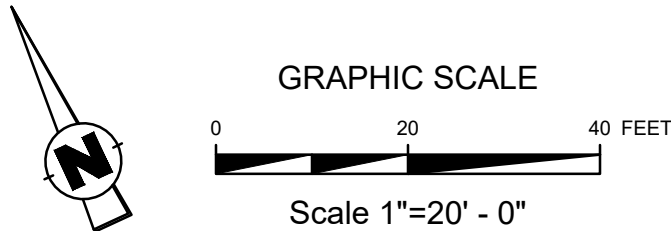
TREE ATTACHMENTS: NO SIGNS, WIRES, OR OTHER ATTACHMENTS, OTHER THAN THOSE OF A PROTECTIVE NATURE, SHALL BE ATTACHED TO ANY PROTECTED TREE.

VEHICULAR TRAFFIC: NO VEHICULAR AND/OR CONSTRUCTION, EQUIPMENT, TRAFFIC, OR PARKING SHALL TAKE PLACE WITHIN THE LIMITS OF THE CRITICAL ROOT ZONE OF ANY PROTECTED TREE OTHER THAN ON EXISTING STREET PAVEMENT.

GRADE CHANGES: A MINIMUM OF 75% OF THE DRIP LINE AND ROOT ZONE SHALL BE PRESERVED AT NATURAL GRADE. ANY FINE GRADING DONE WITHIN THE CRITICAL ROOT ZONES OF THE PROTECTED TREES MUST BE DONE WITH LIGHT MACHINERY SUCH AS A BOBCAT OR LIGHT TRACTOR. NO EARTH MOVING EQUIPMENT WITH TRACKS IS ALLOWED WITHIN THE CRITICAL ROOT ZONE OF THE TREES.

PROCEDURES REQUIRED PRIOR TO CONSTRUCTION:
PROTECTIVE FENCING: PRIOR TO CONSTRUCTION, THE CONTRACTOR OR SUBCONTRACTOR SHALL CONSTRUCT AND MAINTAIN, FOR EACH PROTECTED TREE ON A CONSTRUCTION SITE, A PROTECTIVE FENCING WHICH ENCLOSES THE OUTER LIMITS OF THE CRITICAL ROOT ZONE OF THE TREE TO PROTECT IT FROM CONSTRUCTION ACTIVITY. ALL PROTECTIVE FENCING SHALL BE IN PLACE PRIOR TO COMMENCEMENT OF ANY SITE WORK, AND REMAIN IN PLACE UNTIL ALL EXTERIOR WORK HAS BEEN COMPLETED.

BARK PROTECTION: IN SITUATIONS WHERE A PROTECTED TREE REMAINS IN THE IMMEDIATE AREA OF INTENDED CONSTRUCTION, AND THE LANDSCAPE ARCHITECT OR OWNER'S REPRESENTATIVE DETERMINES THE TREE BARK TO BE IN DANGER OF DAMAGE BY CONSTRUCTION EQUIPMENT OR OTHER ACTIVITY, THE CONTRACTOR OR SUBCONTRACTOR SHALL PROTECT THE TREE BY ENCLOSING THE ENTIRE CIRCUMFERENCE OF THE TREE WITH 2"x4" LUMBER ENCLOSED WITH WIRE OR OTHER MEANS THAT DO NOT DAMAGE THE TREE. THE INTENT IS TO PROTECT THE BARK OF THE TREE AGAINST INCIDENTAL CONTACT BY LARGE CONSTRUCTION EQUIPMENT.



KODIAK CAR WASH

BOYD ROAD
(NEAR LAKE CREST PARKWAY)
AZLE, TX



Project Number: 23187

Drawn By: AWR

Checked By: AWR

Issue Date: 11-17-23

Revisions

Sheet Title:

**TREE
PRESERVATION
PLAN**

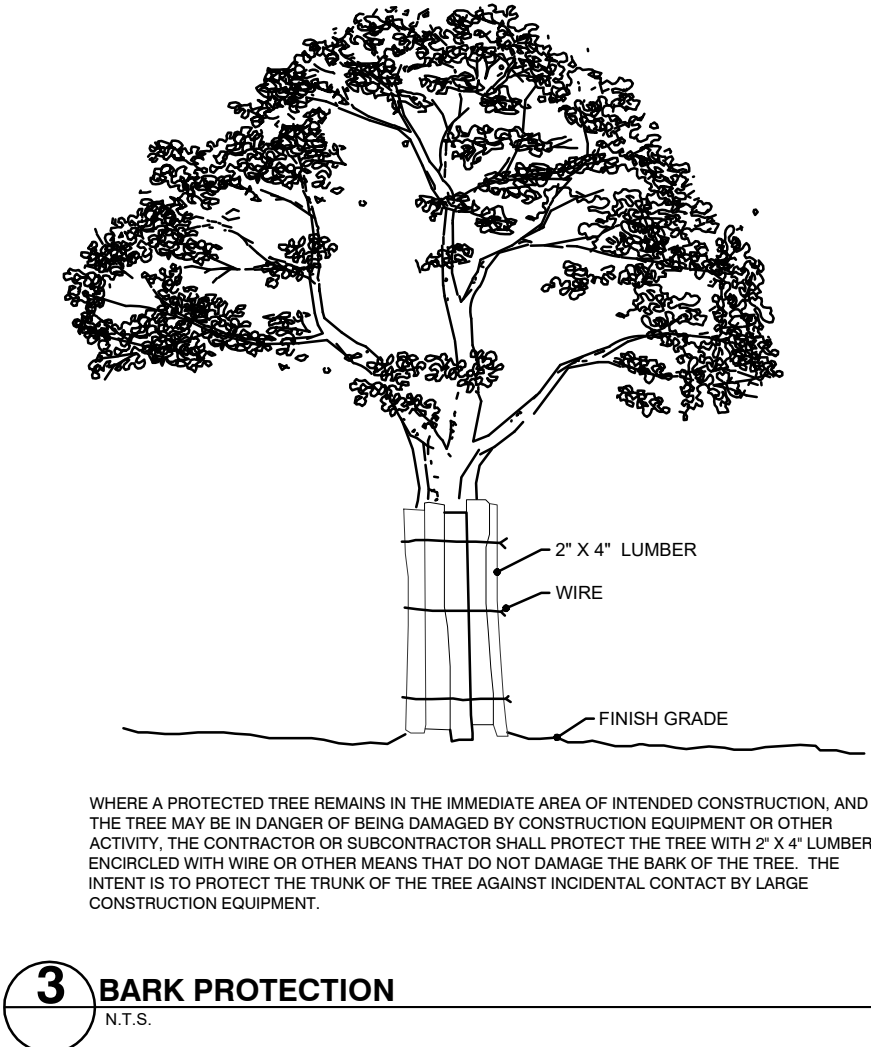
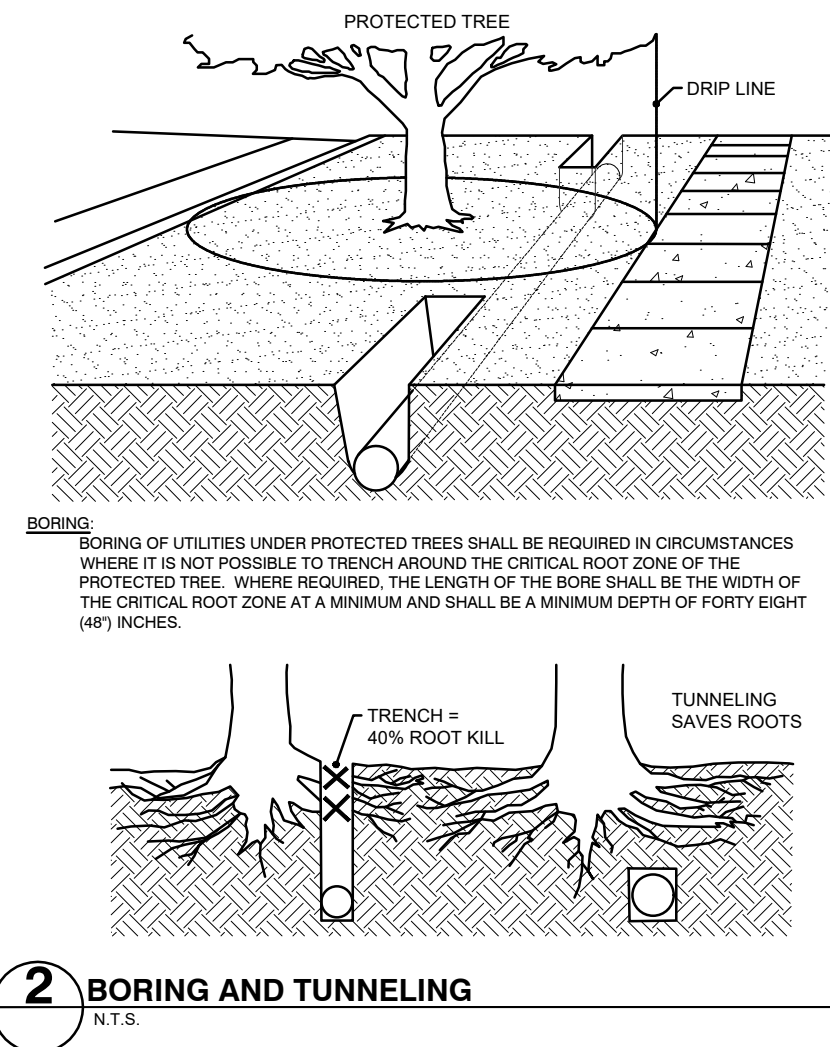
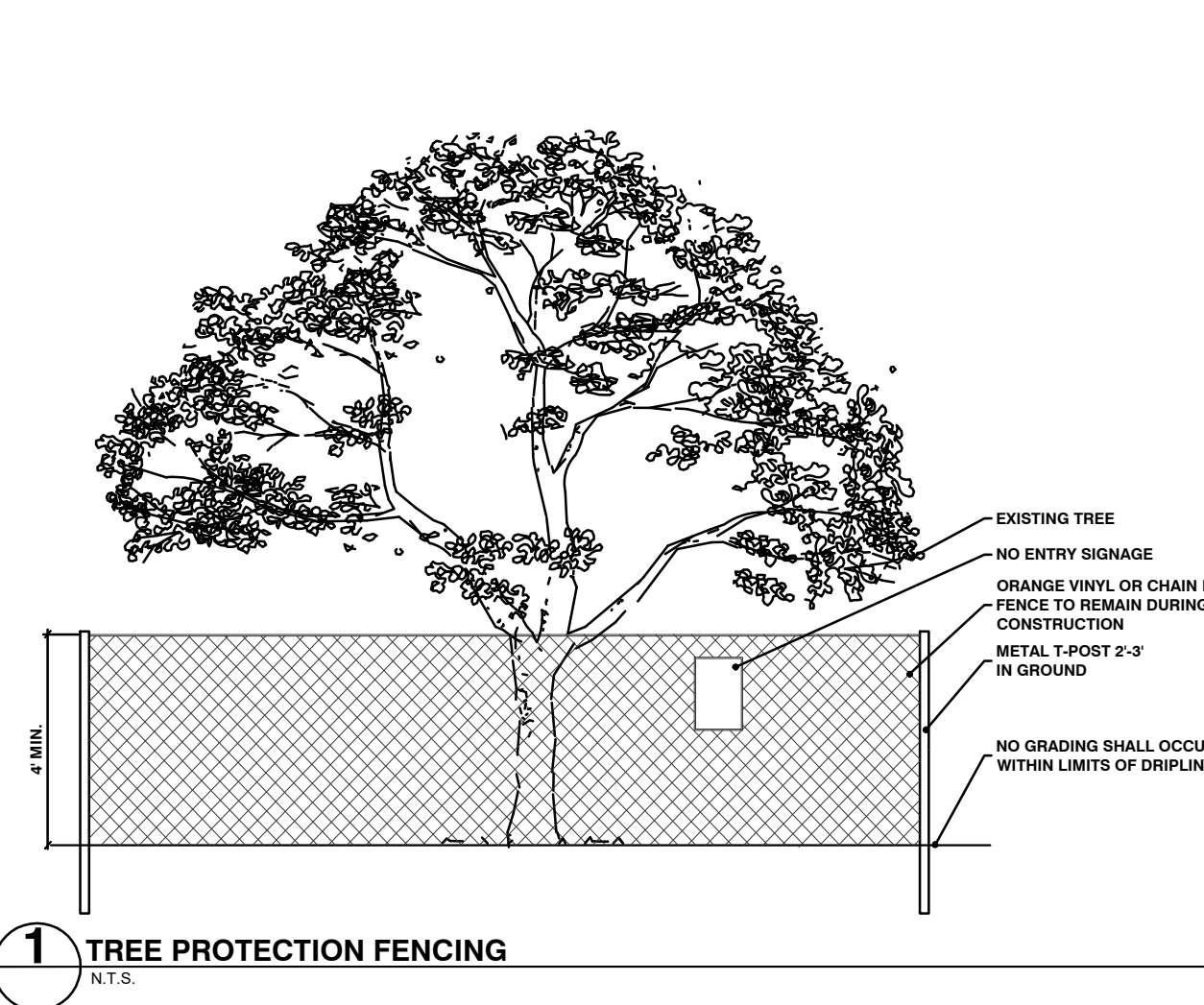
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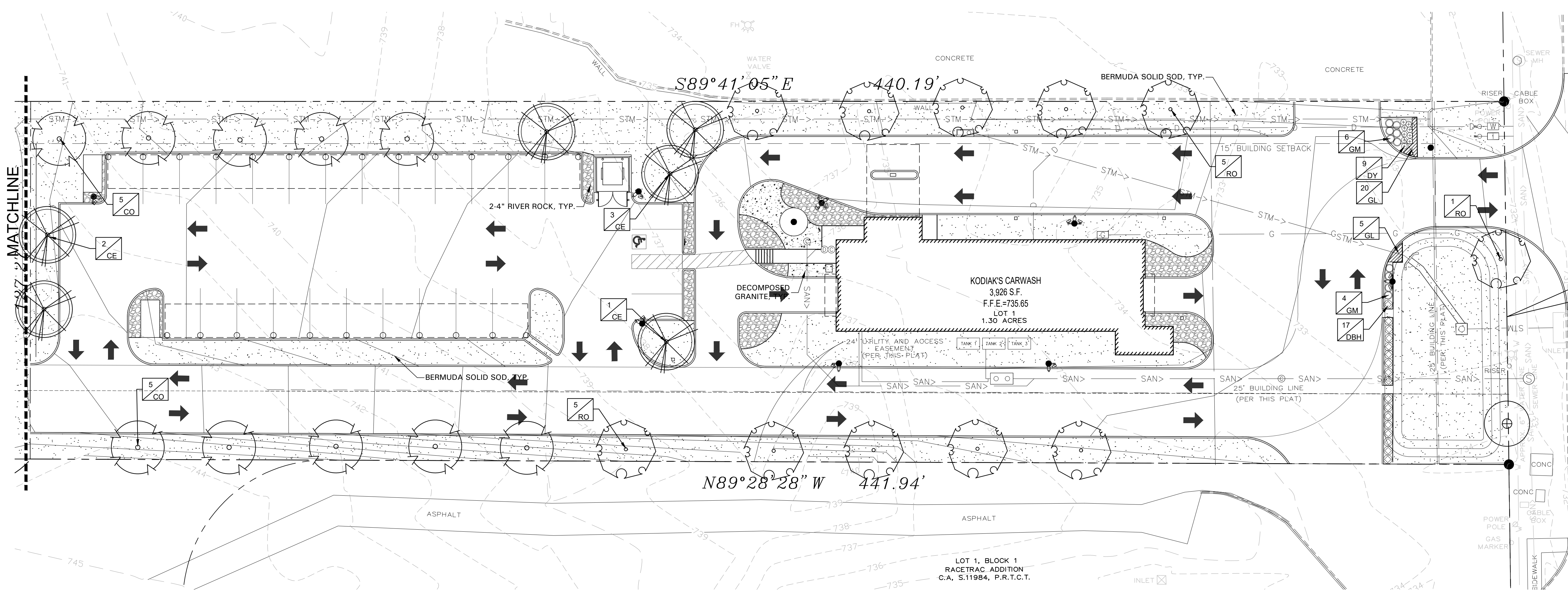
L1.01

EXISTING TREE				
NO.	CALIPER	TREE SPECIES	REMAIN/REMOVE	NOTES
1	8	OAK	TO REMAIN	
2	12	OAK	TO REMAIN	
3	12	OAK	TO REMAIN	
4	6	OAK	TO REMAIN	
5	8	OAK	TO REMAIN	
6	10	OAK	TO REMAIN	
7	10	OAK	TO REMAIN	
8	10	OAK	TO REMAIN	
9	10	OAK	TO REMAIN	
10	6	OAK	TO REMAIN	
11	6	OAK	TO REMAIN	
12	10	OAK	TO BE REMOVED	
13	6	CEDAR	TO BE REMOVED	
15	10	OAK	TO BE REMOVED	
17	10	OAK	TO BE REMOVED	
18	10	OAK	TO BE REMOVED	
19	6	OAK	TO BE REMOVED	
20	8	OAK	TO BE REMOVED	
21	8	OAK	TO BE REMOVED	
22	8	OAK	TO BE REMOVED	
23	10	OAK	TO BE REMOVED	
24	8	OAK	TO BE REMOVED	
25	10	OAK	TO BE REMOVED	
26	8	OAK	TO BE REMOVED	
27	8	OAK	TO BE REMOVED	
28	10	OAK	TO BE REMOVED	
29	6	OAK	TO BE REMOVED	
30	8	OAK	TO BE REMOVED	
31	8	OAK	TO BE REMOVED	
32	10	OAK	TO BE REMOVED	
33	8	OAK	TO BE REMOVED	
34	8	OAK	TO BE REMOVED	
35	6	OAK	TO BE REMOVED	
36	6	OAK	TO BE REMOVED	
37	10	OAK	TO BE REMOVED	
38	8	OAK	TO BE REMOVED	
39	8	OAK	TO BE REMOVED	
40	8	OAK	TO BE REMOVED	
41	6	OAK	TO BE REMOVED	
42	8	OAK	TO BE REMOVED	
43	6	OAK	TO BE REMOVED	
44	8	OAK	TO BE REMOVED	
45	6	OAK	TO BE REMOVED	
46	8	OAK	TO BE REMOVED	
47	8	OAK	TO BE REMOVED	
48	10	OAK	TO BE REMOVED	
49	6	OAK	TO BE REMOVED	
50	6	OAK	TO BE REMOVED	
51	8	OAK	TO BE REMOVED	
52	10	OAK	TO BE REMOVED	
53	8	OAK	TO BE REMOVED	TRIPLE
54	12	OAK	TO BE REMOVED	
55	6	OAK	TO BE REMOVED	
56	10	OAK	TO BE REMOVED	
57	10	OAK	TO BE REMOVED	
58	10	OAK	TO BE REMOVED	
59	6	OAK	TO BE REMOVED	
60	6	OAK	TO BE REMOVED	
61	6	OAK	TO BE REMOVED	
62	12	OAK	TO BE REMOVED	
63	8	OAK	TO BE REMOVED	
64	8	OAK	TO BE REMOVED	
65	6	OAK	TO BE REMOVED	
66	10	OAK	TO BE REMOVED	
67	10	OAK	TO BE REMOVED	
68	6	OAK	TO BE REMOVED	
69	8	OAK	TO BE REMOVED	
70	8	OAK	TO BE REMOVED	
71	8	OAK	TO BE REMOVED	

NO.	CALIPER	TREE SPECIES	REMAIN/REMOVE	NOTES
72	10	OAK	TO BE REMOVED	
73	10	OAK	TO BE REMOVED	
74	10	OAK	TO BE REMOVED	
75	12	OAK	TO REMAIN	
76	12	OAK	TO REMAIN	
77	8	OAK	TO REMAIN	
78	10	OAK	TO REMAIN	
79	8	OAK	TO REMAIN	
80	10	OAK	TO REMAIN	
81	12	OAK	TO REMAIN	
82	6	OAK	TO REMAIN	
83	6	OAK	TO REMAIN	
84	6	OAK	TO REMAIN	
85	6	OAK	TO REMAIN	
86	6	OAK	TO REMAIN	
87	6	OAK	TO REMAIN	
88	6	OAK	TO REMAIN	
89	8	OAK	TO REMAIN	
90	6	OAK	TO REMAIN	
91	8	OAK	TO REMAIN	
92	10	OAK	TO REMAIN	
93	10	OAK	TO REMAIN	
94	8	OAK	TO BE REMOVED	
95	6	OAK	TO BE REMOVED	
96	10	OAK	TO REMAIN	
97	6	OAK	TO REMAIN	
98	6	OAK	TO REMAIN	
99	8	OAK	TO REMAIN	
100	8	OAK	TO REMAIN	
101	8	OAK	TO REMAIN	
102	8	OAK	TO REMAIN	
103	6	OAK	TO BE REMOVED	
104	8	OAK	TO BE REMOVED	
105	6	OAK	TO BE REMOVED	
106	6	OAK	TO BE REMOVED	
107	6	OAK	TO BE REMOVED	
108	6	OAK	TO BE REMOVED	
109	6	OAK	TO BE REMOVED	
110	12	OAK	TO BE REMOVED	
111	6	OAK	TO BE REMOVED	
112	10	OAK	TO BE REMOVED	
113	8	OAK	TO BE REMOVED	
114	6	OAK	TO BE REMOVED	
115	8	OAK	TO BE REMOVED	MULTI TRUNK
116	8	OAK	TO BE REMOVED	
117	10	OAK	TO BE REMOVED	
118	10	OAK	TO BE REMOVED	
119	10	OAK	TO BE REMOVED	
120	10	OAK	TO BE REMOVED	
121	8	OAK	TO BE REMOVED	
122	10	OAK	TO BE REMOVED	
123	8	OAK	TO BE REMOVED	
124	8	OAK	TO BE REMOVED	
125	8	OAK	TO BE REMOVED	
126	10	OAK	TO BE REMOVED	
127	10	OAK	TO BE REMOVED	
128	10	OAK	TO BE REMOVED	
129	10	OAK	TO BE REMOVED	
130	10	OAK	TO BE REMOVED	
131	10	OAK	TO BE REMOVED	
132	6	OAK	TO BE REMOVED	
133	8	OAK	TO BE REMOVED	
134	16	OAK	TO BE REMOVED	
135	6	CEDAR	TO BE REMOVED	
136	16	OAK	TO BE REMOVED	
137	12	OAK	TO BE REMOVED	
138	14	OAK	TO BE REMOVED	
139	12	OAK	TO BE REMOVED	
140	16	OAK	TO BE REMOVED	

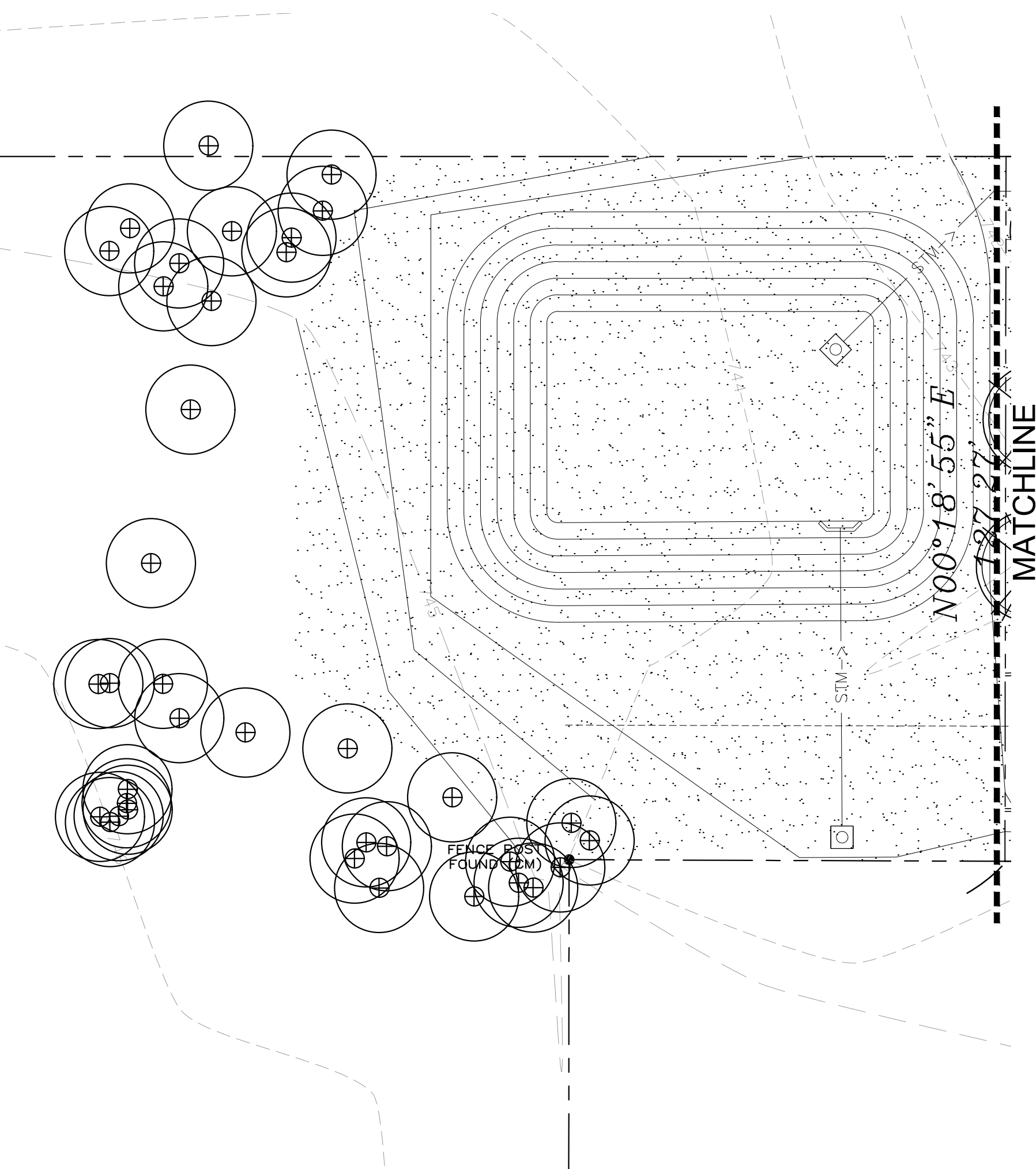
NO.	CALIPER	TREE SPECIES	REMAIN/REMOVE	NOTES
141	16	OAK	TO BE REMOVED	
142	18	OAK	TO BE REMOVED	
148	24	OAK	TO BE REMOVED	
149	18	OAK	TO BE REMOVED	
150	22	OAK	TO BE REMOVED	
151	14	OAK	TO BE REMOVED	
152	14	OAK	TO BE REMOVED	
153	14	OAK	TO BE REMOVED	
154	10	OAK	TO BE REMOVED	
155	14	OAK	TO BE REMOVED	
156	12	OAK	TO BE REMOVED	
157	12	OAK	TO BE REMOVED	
158	10	OAK	TO BE REMOVED	
159	14	OAK	TO BE REMOVED	
160	8	HACKBERRY	TO BE REMOVED	NOT PROTECTED
161	16	OAK	TO BE REMOVED	
162	20	OAK	TO BE REMOVED	
163	18	OAK	TO BE REMOVED	
165	14	PINE	TO BE REMOVED	
166	20	PINE	TO BE REMOVED	
167	20	PINE	TO BE REMOVED	
168	10	PINE	TO BE REMOVED	
171	14	OAK	TO BE REMOVED	
172	22	PINE	TO BE REMOVED	
173	14	MAGNOLIA	TO BE REMOVED	
174	14	PINE	TO REMAIN	
175	14	PINE	TO BE REMOVED	
176	12	PECAN	TO BE REMOVED	
177	18	PINE	TO BE REMOVED	
178	20	PINE	TO BE REMOVED	
179	20	PINE	TO BE REMOVED	
TOTAL TREES ON SITE				168
TOTAL CALIPER INCHES				1662
TOTAL TREES TO BE REMOVED				130
TOTAL CALIPER INCHES TO BE REMOVED				1338
MITIGATION SHALL OCCUR AS A COMBINATION OF FEE AND TREE PLANTING				





S00°27'27"
129.21'
(DEED:
S00°45'46" E
129.38')

BOYD RD.



GENERAL LAWN NOTES

- CONTRACTOR SHALL COORDINATE OPERATIONS AND AVAILABILITY OF EXISTING TOPSOIL WITH ON-SITE CONSTRUCTION MANAGER.
 - LAWN AREAS SHALL BE LEFT 1" BELOW FINAL FINISHED GRADE PRIOR TO TOPSOIL INSTALLATION. CONTRACTOR TO FIND GRADE AREAS TO ACHIEVE FINAL CONTOURS AS SHOWN ON CIVIL DRAWINGS. POSITIVE DRAINAGE SHALL BE PROVIDED AWAY FROM ALL BUILDINGS, ROUNDING AT TOP AND BOTTOM OF SLOPES SHALL BE PROVIDED AND IN OTHER BREAKS IN GRADE. CORRECT AREAS WHERE STANDING WATER MAY OCCUR.
 - CONTRACTOR SHALL REMOVE ALL ROCKS 3/4" IN DIAMETER AND LARGER, REMOVE ALL DIRT CLODS, STICKS, CONCRETE SPOILS, TRASH ETC PRIOR TO PLACING TOPSOIL AND GRASS INSTALLATION.
 - CONTRACTOR SHALL MAINTAIN ALL LAWN AREAS UNTIL FINAL ACCEPTANCE.
 - CONTRACTOR SHALL GUARANTEE ESTABLISHMENT OF ACCEPTABLE TURF AREA AND SHALL PROVIDE REPLACEMENT IF NECESSARY.
- SOLID SOD:**
- SOLID SOD SHALL BE PLACED ALONG ALL IMPERVIOUS EDGES, AT A MINIMUM, THIS SHALL INCLUDE CURBS, WALKS, INLETS, MANHOLES AND PLANTING BED AREAS. SOD SHALL COVER OTHER AREAS COMPLETELY AS INDICATED BY PLAN.
 - SOD SHALL BE STRONGLY ROOTED DROUGHT RESISTANT SOD, NOT LESS THAN 2 YEARS OLD, FREE OF WEEDS AND UNDESIRABLE NATIVE GRASS AND MACHINE CUT TO PAD THICKNESS OF 3/4" (+/-1/4"), EXCLUDING TOP GROWTH AND THATCH.
 - LAY SOD BY HAND TO COVER INDICATED AREAS COMPLETELY, ENSURING EDGES ARE TOUCHING WITH TIGHTLY FITTING JOINTS, NO OVERLAPS WITH STAGGERED STRIPS TO OFFSET JOINTS.
 - TOP DRESS JOINTS IN SOD BY HAND WITH TOPSOIL TO FILL VOIDS IF NECESSARY.
 - SOD SHALL BE ROLLED TO CREATE A SMOOTH EVEN SURFACE. SOD SHOULD BE WATERED THOROUGHLY DURING INSTALLATION PROCESS.
 - SHOULD INSTALLATION OCCUR BETWEEN OCTOBER 1ST AND MARCH 1ST, OVERSEED BERMUDAGRASS SOD WITH WINTER RYEGRASS AT A RATE OF 4 POUNDS PER 1000 S.F.

HYDROMULCH:

- SCARIFY AND LOOSEN ALL AREAS TO BE HYDROMULCHED TO A MINIMUM DEPTH OF 4" PRIOR TO TOPSOIL AND HYDROMULCH INSTALLATION.
- BERMUDA GRASS SEED SHALL BE EXTRA HULLED, TREATED LAWN TYPE. SEED SHALL BE DELIVERED TO THE SITE IN ITS ORIGINAL UNOPENED CONTAINER AND SHALL MEET ALL STATE/LOCAL LAW REQUIREMENTS.
- FIBER SHALL BE 100% WOOD CELLULOSE FIBER, DELIVERED TO THE SITE IN ITS ORIGINAL UNOPENED CONTAINER AS MANUFACTURED BY "CONVEY" OR EQUAL.
- FIBER TACK SHALL BE DELIVERED TO THE SITE IN ITS UNOPENED CONTAINER AND SHALL BE TACK ONE AS MANUFACTURED BY GROVER'S, INC. OR APPROVED EQUAL.
- HYDROMULCH WITH BERMUDA GRASS SEED AT A RATE OF 2 POUNDS PER 1000 S.F. USE A BATTER BOARD AGAINST ALL BED AREAS TO PREVENT OVER SPRAY.
- IF INADEQUATE MOISTURE IS PRESENT IN SOIL, APPLY WATER AS NECESSARY FOR OPTIMUM MOISTURE FOR SEED APPLICATION.
- IF INSTALLATION OCCURS BETWEEN SEPTEMBER 1ST AND MAY 1ST, ALL HYDROMULCH AREAS SHALL BE OVER-SEED WITH WINTER RYE GRASS AT A RATE OF FOUR POUNDS PER ONE THOUSAND SQUARE FEET. CONTRACTOR SHALL BE REQUIRED TO RE-HYDROMULCH WITH BERMUDA GRASS THE FOLLOWING GROWING SEASON AS PART OF THIS CONTRACT.
- AFTER APPLICATION, NO EQUIPMENT SHALL OPERATE OVER APPLIED AREAS. WATER SEEDED AREAS IMMEDIATELY AFTER INSTALLATION TO SATURATION.
- ALL LAWN AREAS TO BE HYDROMULCHED SHALL ACHIEVE 100% COVERAGE PRIOR TO FINAL ACCEPTANCE.

LANDSCAPE NOTES

- CONTRACTOR TO VERIFY AND LOCATE ALL PROPOSED AND EXISTING ELEMENTS. NOTIFY LANDSCAPE ARCHITECT OR DESIGNATED REPRESENTATIVE FOR ANY LAYOUT DISCREPANCIES OR ANY CONDITION THAT WOULD PROHIBIT THE INSTALLATION AS SHOWN. SURVEY DATA OF EXISTING CONDITIONS WAS SUPPLIED BY OTHERS.
- CONTRACTOR SHALL CALL 811 TO VERIFY AND LOCATE ANY AND ALL UTILITIES ON SITE PRIOR TO COMMENCING WORK. LANDSCAPE ARCHITECT SHOULD BE NOTIFIED OF ANY CONFLICTS.
- CONTRACTOR TO EXERCISE EXTREME CAUTION WHEN WORKING NEAR UNDERGROUND UTILITIES. A MINIMUM OF 2% SLOPE SHALL BE PROVIDED AWAY FROM ALL STRUCTURES.
- CONTRACTOR SHALL FINE GRADE AREAS TO ACHIEVE FINAL CONTOURS AS INDICATED. LEAVE AREAS TO RECEIVE TOPSOIL 7" BELOW FINAL FINISHED GRADE IN PLANTING AREAS AND 1" BELOW FINAL FINISHED GRADE IN LAWN AREAS.
- LANDSCAPE ISLANDS SHALL BE CROWNED, AND UNIFORM THROUGHOUT THE SITE.
- PLANTING AREAS AND SOD TO BE SEPARATED BY STEEL EDGING. NO STEEL EDGING SHALL BE INSTALLED ADJACENT TO BUILDINGS, WALKS OR CURBS. EDGING NOT TO BE MORE THAN 1/2" ABOVE FINISHED GRADE.
- EDGING SHALL BE CUT AT 45 DEGREE ANGLE WHERE IT INTERSECTS WALKS AND/OR CURBS.
- MULCH SHALL BE INSTALLED AT 12" BELOW THE TOPS OF SIDEWALKS AND CURBING.
- QUANTITIES ON THESE PLANS ARE FOR REFERENCE ONLY. THE SPACING OF PLANTS SHOULD BE AS INDICATED ON PLANS OR OTHERWISE NOTED. ALL TREES AND SHRUBS SHALL BE PLANTED PER DETAILS.
- CONTAINER GROWN PLANT MATERIAL IS PREFERRED HOWEVER BALL AND BURLAP PLANT MATERIAL CAN BE SUBSTITUTED IF NEED BE AND IS APPROPRIATE TO THE SIZE AND QUALITY INDICATED ON THE PLANT MATERIAL LIST.
- TREES SHALL BE PLANTED AT A MINIMUM OF 5' FROM ANY UTILITY LINE, SIDEWALK OR CURB. TREES SHALL ALSO BE 10' CLEAR FROM FIRE HYDRANTS.
- 4" OF SHREDDED HARDWOOD MULCH (2" SETTLED THICKNESS) SHALL BE PLACED OVER WEED

- BARRIER FABRIC: MULCH SHALL BE SHREDDED HARDWOOD MULCH OR APPROVED EQUAL. PINE STRAW MULCH IS PROHIBITED.
- WEED BARRIER FABRIC SHALL BE USED IN PLANT BEDS AND AROUND ALL TREES AND SHALL BE MIKAP 1405 WEED BARRIER OR APPROVED EQUAL.
 - CONTRACTOR TO PROVIDE UNIT PRICING OF LANDSCAPE MATERIALS AND BE RESPONSIBLE FOR OBTAINING ALL LANDSCAPE AND IRRIGATION PERMITS.

IRRIGATION:

- ALL REQUIRED LANDSCAPE AREAS SHALL HAVE AN AUTOMATIC IRRIGATION SYSTEM WITH A FREEZE/RAIN SENSOR. SYSTEM SHALL ALSO HAVE AN ET WEATHER BASED CONTROLLER AND BE DESIGNED AND INSTALLED BY A LICENSED IRRIGATOR.

MAINTENANCE REQUIREMENTS:

- VEGETATION SHOULD BE INSPECTED REGULARLY TO ENSURE THAT PLANT MATERIAL IS ESTABLISHING PROPERLY AND REMAINS IN A HEALTHY GROWING CONDITION APPROPRIATE FOR THE SEASON. IF DAMAGED OR REMOVED, PLANTS MUST BE REPLACED BY A SIMILAR VARIETY AND SIZE.
- MOWING, TRIMMING, EDGING AND SUPERVISION OF WATER APPLICATIONS SHALL BE THE RESPONSIBILITY OF THE CONTRACTOR UNTIL THE OWNER OR OWNER'S REPRESENTATIVE ACCEPTS AND ASSUMES REGULAR MAINTENANCE.
- ALL LANDSCAPE AREAS SHOULD BE CLEANED AND KEPT FREE OF TRASH, DEBRIS, WEEDS AND OTHER MATERIAL.

MISCELLANEOUS MATERIALS:

- STEEL EDGING SHALL BE 3/16" X 4 X 16' DARK GREEN DURAGREEN STEEL LANDSCAPE EDGING UNLESS NOTED OTHERWISE ON PLANS/DETAILS.
- RIVER ROCK SHALL BE ARIZONA RIVER ROCK, 2" - 4" DIAMETER. RIVER ROCK SHALL BE COMPACTED TO A MINIMUM OF 3" DEPTH OVER FILTER FABRIC.
- DECOMPOSED GRANITE SHALL CONSIST OF A NATURAL MIX OF GRANITE AGGREGATE NOT TO EXCEED 1/8" IN DIAMETER AND COMPOSED OF VARIOUS STAGES OF DECOMPOSED EARTH BASE. DO SHALL BE PLACED OVER FILTER FABRIC AT A MINIMUM OF 3" DEPTH.
- BOULDERS SHALL BE ON AVERAGE 36" X 24" X 24" AND A MIN. OF 50 LBS. BOULDER TO BE SET IN GROUND ON A 1" SAND SETTING BED, APPROXIMATELY 2" BELOW FINISH GRADE. BOULDER SHOULD HAVE A WEATHERED FINISH. EACH BOULDER HAS A NATURAL TOP AND BOTTOM. ENSURE THAT THE BOULDER IS POSITIONED CORRECTLY BEFORE INSTALLATION.

PRUNING AND TRIMMING NOTES:

- CONTRACTOR SHALL PRUNE ALL EXISTING TREES ON-SITE USING STANDARD GUIDELINES IN THE INDUSTRY.
- ALL TREES SHALL BE TRIMMED SO THAT NATURAL SHAPES OF THE PLANTS ARE RETAINED.
- DO NOT TOP OR HEAD TREES.
- IF BALLING OR SHEARING OF TREES HAS OCCURRED IN THE PAST, DISCONTINUE THIS PRACTICE AND ALLOW PLANTS TO GROW INTO NATURAL SHAPE.
- REMOVE SUCKERS, DEAD, DYING, DISEASED, BROKEN AND / OR WEAK BRANCHES FROM ALL TREES ALONG THE MAIN TRUNK STRUCTURE AND WITHIN THE BRANCHING AREA.
- CONTRACTOR SHALL PRUNE EXISTING DECIDUOUS HARDWOOD BY REMOVING LOWER LIMBS TO RAISE THE CANOPY. THE BOTTOM OF THE CANOPY SHALL BE RAISED TO 12'-0" ABOVE GRADE FOR DECIDUOUS HARDWOOD TREES, WHEN POSSIBLE. THE INTEGRITY OF THE CANOPY AND STRUCTURE OF THE TREE SHALL BE MAINTAINED. DO NOT CUT OR PRUNE CENTRAL LEADERS.
- CONTRACTOR SHALL THIN THE CANOPY BY ONE-FOURTH. PRUNE TREE TO EVENLY SPACE BRANCHES WITHIN THE CANOPY WHENEVER POSSIBLE. REMOVE THOSE LIMBS THAT CROSS OTHERS, DOUBLE LEADERS AND THOSE THAT EXCESSIVELY EXTEND BEYOND THE NATURAL CROWN OF THE TREE.
- CONTRACTOR SHALL PROVIDE DEEP ROOT FEEDING AND INVIGORATION OF EXISTING TREES. THIS SHALL BE ORGANIC BASED NUTRIENTS BASED FOR ROOT GROWTH AND LEAF GROWTH STIMULATION.
- CONTRACTOR SHALL BE REQUIRED TO CHIP ALL REMOVED BRANCHES, LEAFS, ETC.

PLANT SCHEDULE

QTY	LABEL	COMMON NAME	SCIENTIFIC NAME	SIZE	NOTES
SHADE TREES					
6	CE	Cedar Elm	<i>Ulmus crassifolia</i>	3" cal.	12' ht, 4' spread, matching
10	CO	Chinkapin Oak	<i>Quercus muhlenbergii</i>	3" cal.	12' ht, 4' spread, matching
11	RO	Texas Red Oak	<i>Quercus texana</i>	3" cal.	12' ht, 4' spread, matching

SHRUBS

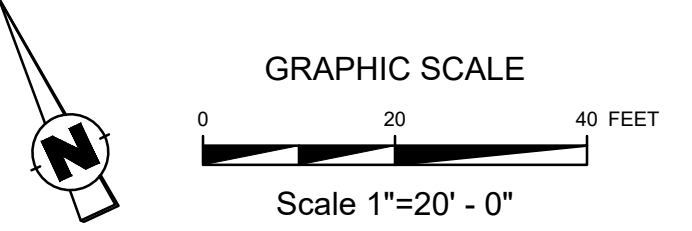
17	DBH	Dwarf Burford Holly	<i>Ilex cornuta 'Burford Nana'</i>	5 gal.	full, 20" spread, 36" o.c.
9	DY	Dwarf Yaupon Holly	<i>Ilex vomitoria 'Condeaux'</i>	5 gal.	full, 24" sprd, 24" o.c.
10	GM	Gulf Muhly	<i>Muhlenbergia capillaris</i>	3 gal.	full, 30" o.c.

GROUND COVER/VINES/GRASS

25	GL	Giant Liriope	<i>Liriope gigantea</i>	1 gal.	full, 18" o.c.
		2-4" River Rock			
		Bermuda Solid Sod	<i>Cynodon dactylon</i>		
		Decomposed Granite			

Plant list is an aid to bidders only. Contractor shall verify all quantities on plan. All heights and spreads are minimums. Trees shall have a strong central leader and be of matching specimens. All plant material shall meet or exceed remarks as indicated.

LANDSCAPE TABULATIONS for Azle, TX	
LANDSCAPE SETBACK / STREETS	
1. Every lot shall have a minimum of 20% landscape area.	
2. A minimum of 1/2 the required landscaping shall be located in the front yard.	
3. All properties shall provide trees at a ratio of (18) trees per acre or (1) tree per 2,420 s.f.	
Site area: 67363 s.f.	REQUIRED
13,473 s.f. (20%)	PROVIDED
6736 s.f. (front yard - 50%)	7516 s.f.
28 trees	27 proposed trees; 1 existing tree
PARKING LOT SCREENING	
1. Any parking lot that fronts upon or is adjacent to a public right of way shall provide perimeter screening.	
2. Any parking lot shall provide one tree for each 20 spaces.	
Parking Spaces - 4, 23 vacuum spaces	REQUIRED
shrub screen	PROVIDED
1 trees	2 trees



KODIAK CAR WASH

BOYD ROAD
(NEAR LAKE CREST PARKWAY)
AZLE, TX



Project Number: 23187

Drawn By: AWR

Checked By: AWR

Issue Date: 11-17-23

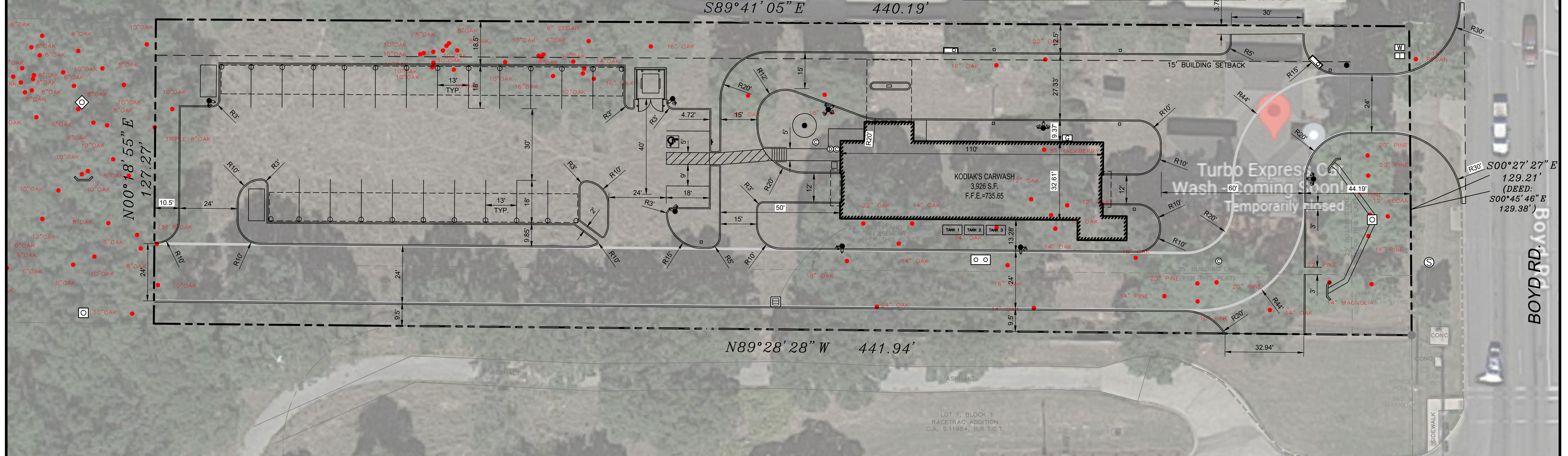
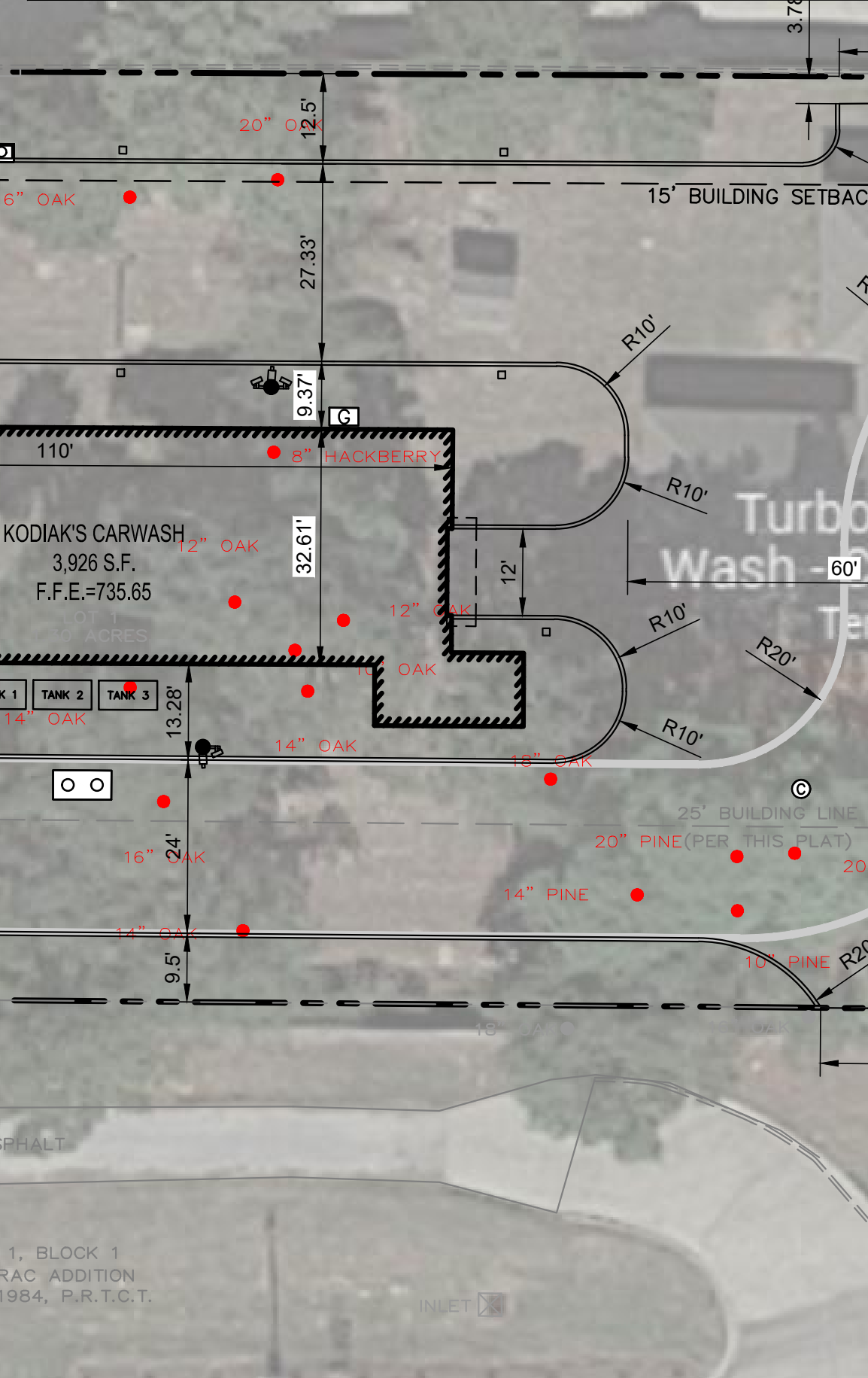
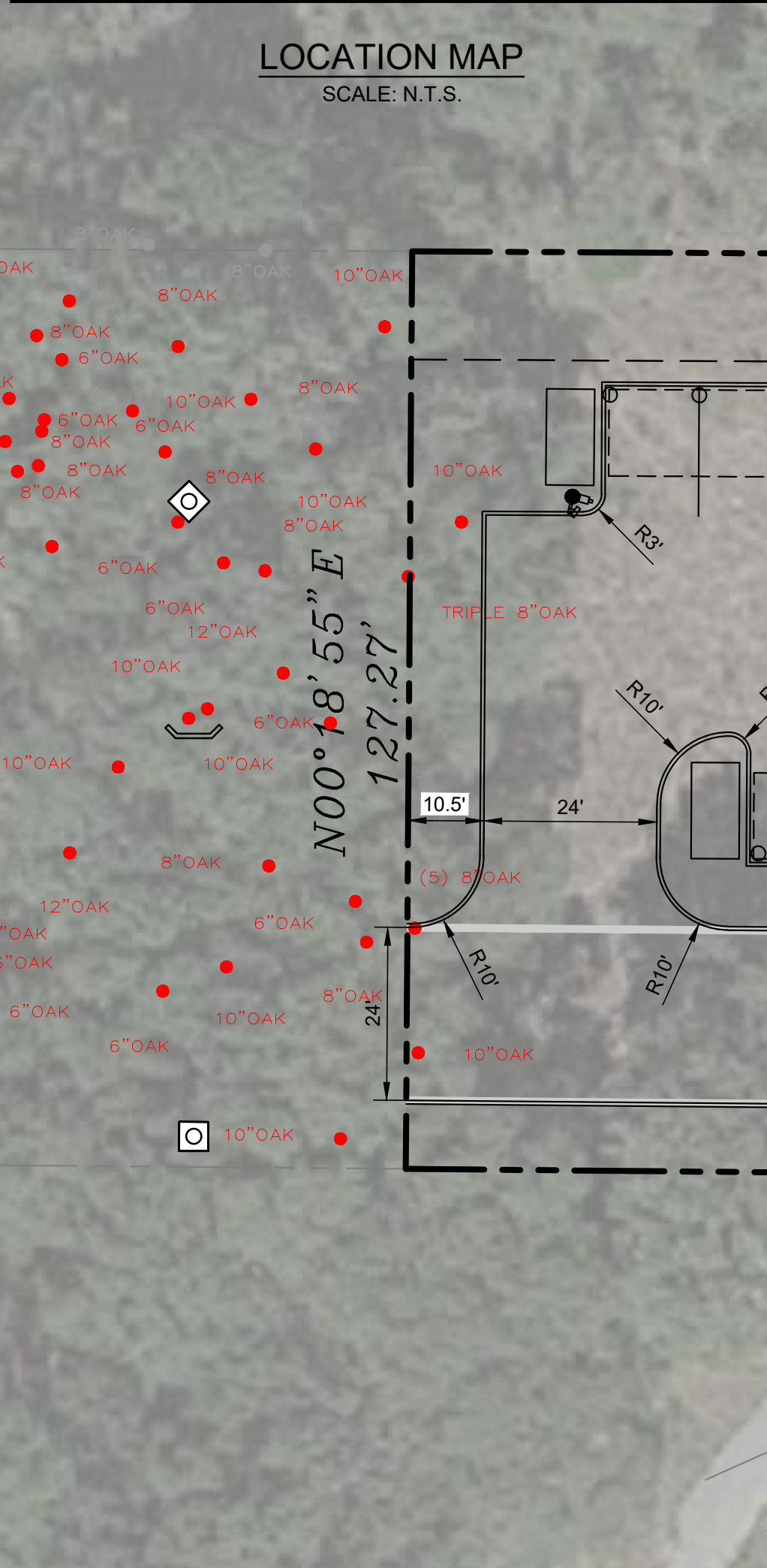
Revisions

Sheet Title:

LANDSCAPE PLAN

Sheet Number:

L1.03

[illegible]





Presenter: Ben Hall, Police Chief

Agenda Item: Proposed revisions to the Wrecker Ordinance.

Background and Explanation:

Staff has worked with the City Attorney's office in updating and revising the Wrecker Ordinance (Article 4.09). Council discussed the proposed changes at their January 23rd meeting and requested to bring the item back as a discussion item. Since that meeting, Staff and the City Attorney's office have made additional revisions to the proposed ordinance and those revisions are referenced in the attached red-line version of the ordinance.

Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

N/A.

Attachments:

1. WRECKERS ORD -redline.

ARTICLE 4.09 WRECKERS

§ 4.09.001. Definitions.

In this article, the following words shall have the meanings ascribed to them below:

Accident. Any occurrence that renders a vehicle wrecked or disabled.

Consent tow. The towing of a vehicle at the request of the owner or operator of the vehicle.

~~Director of public safety or his designee. The director of the city's police and fire departments, the director of public safety/chief of police, or his authorized representative.~~

Disabled vehicle. A motor vehicle that has been rendered unsafe to be driven as the result of some occurrence, including but not limited to mechanical failure or breakdown, fire or vandalism, or a motor vehicle that is in a safe driving condition but whose owner or operator is not present, able, or permitted to drive so as to reasonably necessitate that the vehicle be removed by a wrecker.

~~Drop rate or~~ Drop fee. The fee charged for a non-consent tow which is disengaged, after being hooked-up, at the request of the vehicle's owner or operator while the towed vehicle is still on the premises from which it is being removed. A drop ~~rate~~fee applies as long as the vehicle is still at the tow site.

Hooked-up. The vehicle is fully and legally prepared for transport by attachment to a tow truck, lifted in a tow position, with tow lights and safety chains attached and, if required, placed on a dolly in a raised position and the only remaining is for the wrecker operator to drive away.

Illegally or unauthorized parked vehicle. A vehicle parked, stored or situated in violation of any State law or city ordinance or without the effective consent of the owner of the premises where the vehicle is parked, stored or situated.

Motor vehicle. Any motor driven or propelled vehicle required to be registered under the laws of this state. ~~Texas Transportation Code section 501.002(17)(18).~~

Nonconsent tow. The towing of a vehicle without the prearranged knowledge and consent of the owner or operator of said vehicle. Examples include, but are not limited to: vehicles towed when the driver is incapacitated following an accident, vehicles towed when the driver has been arrested, and vehicles removed from public or private property without pre-notification to the vehicle owner.

Nonresident wrecker or tow truck operator. A wrecker or tow truck operator registered with the state who does not maintain a place of business within the corporate limits of the city.

Person. An individual, firm, partnership, association, corporation, company or organization of any kind.

Police pull. The towing or other transportation of a vehicle by a wrecker which is the result of a police officer exercising his authority, as part of incident management, to effect the removal of said vehicle pursuant to State law and/or this article.

Private non-consent tow. The towing of a vehicle without the prearranged knowledge or consent of the owner or operator of the vehicle.

Register. Submitting the proper information ~~on~~for a wrecker service company and each wrecker ~~vehicle~~ to the city police department for ~~recordkeeping~~ purposes of obtaining a permit issued under this article.

Registration holder. An individual, applicant, or owner who has registered and been issued a ~~receipt~~permit by the police department to operate a wrecker service company in the city.

Repossession or recovery tow. A wrecker service company requested to remove or otherwise move a vehicle on private property, without the pre-arranged knowledge or consent of the owner or operator of the vehicle, to repossess or recover the vehicle.

Tow site. The entire property associated with the physical address of the location from which the vehicle is being towed.

Vehicle. Every mechanical device in, upon or by which any person or property is or may be transported or drawn upon a public highway, except devices moved by human power or used exclusively upon stationary rails or tracks.

Vehicle Storage Facility. A garage, parking lot, or other facility that is owned by a person other than a governmental entity and used to store or park at least 10 vehicles each year.

Wrecked vehicle. A discarded, abandoned, junked, wrecked or worn-out motor vehicle that is not in a condition to be lawfully operated on a public road.

Wrecker. A vehicle designed for use primarily for removing wrecked or disabled vehicles, which is equipped with a mechanical device used to tow, winch or otherwise move a vehicle and which charges a fee for its services.

Wrecker ~~or tow truck~~ operator. A person engaged in the business of using a wrecker to tow, winch, or otherwise move a motor vehicle.

Wrecker service company. A business engaged in towing, moving, or removing vehicles through the use of a wrecker.

~~(2001 Code, sec. 4.603)~~

§ 4.09.002. Violations; penalty.

- (a) A person commits an offense if he:
 - (1) Operates a wrecker service company or drives or operates a wrecker within the city without a valid ~~registration~~permit under this article;
 - (2) Drives or operates a wrecker or uses any equipment within the city that is not in compliance with section 4.09.006;
 - (3) Fails to maintain insurance as required in section 4.09.~~013008~~;
 - (4) Violates or fails to comply with the provisions of section 4.09.007.
- (b) It is an affirmative defense to prosecution of a violation of subsection (a) hereof that the person is engaging in an activity described in Section 4.09.004.
- (c) A person who commits an offense under this article shall be fined in accordance with the general

:3

penalty provision found in section 1.01.009 of this code. Each day that a violation exists shall constitute a separate offense.

~~(2001 Code, sec. 4.619; Ordinance adopting Code)~~

§ 4.09.003. Registration required.

- (a) Any wrecker ~~operator~~service company that desires to provide wrecker ~~services~~services within the city or ~~wrecker service company that wishes~~desires to operate a place of business within the city must register with the city and obtain a permit from the city.
- (b) It is unlawful for a person to operate, or employ another to drive or operate, any wrecker over any street in the city for the purpose of performing a ~~consent tow or~~ nonconsent tow originating within the city without first registering with the city and obtaining a ~~receipt, except as provided by this article~~permit.
- (c) A person who charges a fee for towing nonconsent vehicles, whether by the use of a wrecker or by the use of any other vehicle utilizing ropes, chains, or other mechanisms, shall be considered to be engaging in a wrecker or towing business, and must register with the city and ~~submit the required registration fee~~obtain a permit. This shall not be construed to include a service car or other vehicle not equipped with mechanical devices for transporting wrecked vehicles and not used for such purpose, such as service cars equipped with compressed air containers and tools for performing minor repairs not involving towing or transportation of wrecked or disabled vehicles.

~~(2001 Code, sec. 4.601)~~

§ 4.09.004. Exceptions.

~~Registration~~A permit is not required for the following activities:

- (1) The transportation of a vehicle by a nonresident wrecker operator from some point outside the city to some destination within the city.
- (2) The transportation of a vehicle by a nonresident wrecker operator from some point outside the city and traversing the city to some other destination outside of the city.
- (3) The transportation of a vehicle by a nonresident wrecker operator at the request of the owner or operator of a vehicle.

~~(2001 Code, sec. 4.602)~~

§ 4.09.005. Application for ~~registration~~permit.

Each ~~wrecker service~~ applicant for a permit, whether wishing to provide ~~consent and/or~~ nonconsent tows within the city or operating a place of business in the city limits, must file a written ~~registration~~permit application with the ~~director~~chief of ~~public safety~~police or his designee. The application shall be verified by the applicant and be on a form furnished by the police department~~;~~. Only completed applications will be accepted. The application must contain the following information, in addition to any other reasonable information required by the form furnished by the police department:

~~(2001 Code, sec. 4.604)~~

-
- (1) the owner of the wrecker service company;

(2) the wrecker service company's fee schedule for nonconsent tows;

(3) identify all wrecker operators;

(4) identify all wreckers to be operated in the city; and

(5) identify the vehicle storage facility.

§ 4.09.006. Vehicle requirements.

Each wrecker ~~truck~~ for ~~which a receipt is issued~~ wrecker service company registered with the city shall meet the following minimum requirements:

- (1) Each wrecker shall not be less than one ton in size.
- (2) Each wrecker shall position ~~the registration receipt~~ a copy of the permit for the wrecker service company where it is clearly visible in the vehicle's front window, either hanging from the inside rear window or secured inside face-out next to the state inspection ~~and registration stickers~~ sticker.
- (3) Each wrecker shall be equipped with a power or hand-operated winch line and boom or lifting device with a factory-rated capacity of not less than five thousand pounds single capacity.
- (4) Each wrecker shall have inscribed on each side the name, address ~~and~~ telephone number, and TDLR permit number of the wrecker ~~business~~ service company in letters not less than three inches in height.
- (5) Each wrecker shall carry as standard equipment safety chains, a fire extinguisher, wrecking bar, broom, axe, shovel, either flares or traffic-control reflectors, a wheel dolly and a container to carry debris.
- (6) Each wrecker shall be equipped so as to provide two-way voice communication by mobile telephone or radio with the ~~registration~~ permit holder's base station at all times.
- (7) Each wrecker shall be equipped with overhead flashing emergency lights, ~~visible from one thousand five hundred feet.~~

~~(2001 Code, sec. 4.605)~~

§ 4.09.007. Recordkeeping; inspections.

- (a) Each ~~registration~~ permit holder shall maintain books and records reflecting its operation in accordance with generally accepted accounting principles as may be necessary for verification of the ~~registration~~ permit holder's compliance with the terms of this article. The ~~registration~~ permit holder agrees to make such records available at reasonable times to the ~~director~~ chief of ~~public safety~~ police or his designee upon request.
- (b) Members of the police department may inspect each wrecker and/or vehicle storage facility used by the ~~registration~~ permit holder at reasonable times during the application or permit period to insure compliance with the requirements of this article.

§ 4.09.008. Insurance.

- (a) The city shall not issue a permit unless the wrecker operator or wrecker service company shall procure and keep in full force and effect automobile liability insurance and ~~either garagekeeper's liability insurance or~~ truck cargo insurance written by an insurance company authorized to do business in the state, acceptable to the city, and issued in the standard form approved by the state department of insurance. Such policies of insurance shall require at least thirty days' written notice to the city of any cancellation or termination or of any material change in the terms of the insurance coverage. The insurance policies shall contain appropriate provisions to cover all wreckers and wrecker operators conducting business under the permit.
- (b) The automobile liability insurance must provide combined single limits of liability for bodily injury and property damage of not less than ~~one million~~ five hundred thousand dollars (\$500,000.00) for any person killed or injured, ~~five two one~~ million dollars (\$1,000,000.00) for more than one person killed or injured in any one accident, and ~~one million~~ five hundred thousand dollars (\$500,000.00) for property damage and theft coverage on all vehicles removed or impounded. The automobile liability insurance must also meet the minimum requirements under the laws of the state.
- (c) The garagekeeper's liability insurance or tow truck cargo insurance, whichever is maintained, must provide limits of liability for any one loss of not less than five hundred thousand dollars. (\$500,000.00).
- (d) A copy of the required insurance policies shall be submitted to the city at the time of application for a ~~wrecker~~ permit and a current copy of such policies shall be maintained with the ~~director~~ chief of ~~public safety~~ police or his designee throughout the term of the permit.

§ 4.09.009. Issuance of registration permit; term; fee.

- (a) Upon payment of the applicable registration application fees, the ~~director~~ chief of ~~public safety~~ police or his designee shall review the registration permit application. The ~~director~~ chief of ~~public safety~~ police or his designee shall issue a ~~receipt~~ permit to each qualifying applicant complying with the provisions of this article and all wrecker and towing services regulations which have been established by the city and the state. In addition, the ~~director~~ chief of ~~public safety~~ police or his designee shall ~~issue~~ provide a ~~receipt~~ copy of the permit for each wrecker operated by the applicant with the wrecker's VIN number on the face of the permit.
- (b) Registrations shall expire on December 31st in the year in which it is issued.
- (c) The ~~receipt~~ permit shall not be transferable ~~or to any wrecker service company other than the one for which it is issued and a permit may not be~~ used on any wrecker other than the one for which it is issued.
- (d) The annual fee for ~~wrecker registration~~ a permit shall be as provided for in the fee schedule found in appendix A of this code. (2001 Code, sec. 4.609)

§ 4.09.010. Changes in registration information.

- (a) A registration permit holder shall notify the police department of any and all personnel changes for those persons who will operate ~~the~~ wrecker ~~vehicles~~ within three working days of such personnel

changes. The ~~registration permit~~ holder shall immediately notify the police department of any change in ownership of the wrecker ~~service~~ company, any change in the number of wreckers ~~or, any change in the fee schedule for nonconsent tows, any change in the~~ location of a storage facility, or any other material change in the information provided on the application. The current ~~registration will immediately expire and become void~~ permit will immediately expire and become void upon the ~~addition of wrecker operators, the addition of wreckers, the change of location of a storage facility, the change of the fee schedule for nonconsent tows, or any other material change in information provided on the application for permit.~~

- (b) New owners, the addition of wreckers, change of location of storage facility, change in the fee schedule for nonconsent tows, or any other material change in the information provided on the application for permit requires ~~an immediate and additional registration~~ a new permit application to be submitted.

~~(2001 Code, sec. 4.617)~~

§ 4.09.011. Stored vehicles; right to hearing when vehicle removed without consent.

- (a) Each ~~garagekeeper~~ vehicle storage facility must provide to the police department on the required police department form an inventory listing of stored vehicles by Tuesday of every week.

~~(b) Requests for notification to the owner/lienholder of abandonment by the police department must be submitted on the police department requested tow or non-police department requested form.~~

~~(c) In accordance with Texas Transportation Code section 683.032, to compensate the city for the postal expense necessary to process the required notification of abandonment to owners/lienholders, a minimum fee shall be charged to the wrecker service on each notification sent from the police department office. To compensate the city for the administrative and other expenses necessary to process the release, either to the owner/lienholder or by way of an auction, of a vehicle towed and stored, on both police department requested tows and non-police department requested tows, a fee as provided for in the fee schedule found in appendix A of this code shall be charged. The city reserves the right to reimbursement of expenses for sales and auctions of abandoned vehicles as outlined by the Texas Transportation Code, section 683.015 and section 683.034.~~

- ~~(d)~~ (b) As provided in Texas Transportation Code section 683.076, an owner or operator whose vehicle is removed without consent from a location within the city and placed in a vehicle storage facility is entitled to a hearing on whether probable cause existed for the removal and placement of the vehicle before a city municipal court judge. The police department will not support a wrecker service's claim of legality on non-police department requested tows.

~~(2001 Code, sec. 4.618)~~

§ 4.09.012. Denial, suspension or revocation of registration permit.

- (a) The ~~director~~ chief of ~~public safety~~ police or his designee may refuse to approve the issuance or renewal of a wrecker registration permit, or may suspend or revoke a wrecker registration permit previously issued, for one or more of the following reasons:

- (1) The making by the applicant of any false statement or omission of information as to a material matter in ana permit application ~~for registration or registration renewal~~ or in a hearing concerning the registration permit.
- (2) Conviction of the applicant, the registration permit holder or an employee of the applicant or registration permit holder for a violation of a provision of this article.

- (3) Revocation of ~~registration~~permit issued to the applicant or any owner, partner or corporate officer of the applicant within three years preceding the application pursuant to this section.
- (4) Conviction of the applicant or ~~registration~~permit holder of a felony, assault, fraud, burglary, theft, DWI or other offense involving moral turpitude within five years preceding the application.
- (5) Suspension of a state license for any reason.

(6) Failure to comply with any of the requirements of this article.

- (b) If the ~~director~~chief of ~~public safety~~police or his designee denies ~~ana permit~~ application ~~for registration~~, written notice shall be mailed to the applicant, at the address shown on the application, by certified mail, return receipt requested. The notice shall state the reason for denial.
- (c) No ~~registration permit~~ shall be suspended or revoked without notice to the ~~registration permit~~ holder and an opportunity for a hearing. A ~~registration permit~~ holder who receives notice of a proposed suspension or revocation may file a written request for a hearing with the ~~director~~chief of ~~public safety~~police or his designee within ten days from the date of the notice. The ~~director~~chief of ~~public safety~~police or his designee shall conduct a hearing and shall thereafter determine whether to suspend or revoke the ~~registration permit~~.

~~(2001 Code, sec. 4.610)~~

§ 4.09.013. Appeals.

Any person whose application for a wrecker ~~registration permit~~ has been denied, suspended, or revoked by the ~~director~~chief of ~~public safety~~police or his designee shall have the right to appeal in writing such action to the city manager within ten calendar days after notification of such action. The city manager shall review the matter and may uphold, modify, or reverse the action of the wrecker ~~registration permit~~. The decision of the city manager shall be final.

~~(2001 Code, sec. 4.611)~~

§ 4.09.014. Contract for providing service to city.

- (a) The city will contract with one wrecker service company for all police pulls in the city, for the towing of city owned vehicles, or for the towing or impoundment of any vehicle made necessary in the exercise of the city's police and governmental functions, and to store or impound such vehicles on the parking facility of such wrecker service company.
- (b) The fees for police pull services shall be set by contract between the wrecker service company and the city.
- (c) The city may call any wrecker service company or use any wrecker service in cases where the contractor is unable to respond as required by this article, during emergency situations, or when deemed necessary by the ~~director~~chief of ~~public safety~~police or his designee.

~~(2001 Code, sec. 4.606)~~

§ 4.09.015. Requirements for city contract wrecker service company.

The wrecker service company contracting with the city for police pulls must be registered with the city and comply with the vehicle requirements established in Section 4.09.006, all state laws regarding wreckers and vehicle storage facilities, and the following requirements:

- (1) Meet all city and state qualifications and requirements, and be registered as a wrecker service with the city and comply with all city ordinances.

~~(2)~~—Operate a principal place of business in the city limits and have a storage facility within a five-mile

- (3)(2) radius of the city limits.
- (4)(3) Arrive at the scene within twenty minutes upon notification.
- (5)(4) Deliver wrecked or disabled vehicles to a location designated by the owner or operator of the vehicle or by the police department.
- (6)(5) Must not release any police department requested towed vehicle without proper documentation from the police department.
- (7)(6) Upon arrival at an accident scene, promptly clear the wreckage and debris from the traveled portion of the roadway and confine wreckage and debris to the smallest possible portion of the traveled roadway. In a manner to minimize the duration of the interference with normal traffic flow, completely remove from the site of the accident all resulting wreckage or debris, including all broken glass, excluding the truck's or vehicle's cargo, before leaving the site.
- (8)(7) To the extent feasible, comply with all traffic regulations in removing any vehicle from the scene of an accident. Under no circumstances shall a vehicle be moved or towed in such a manner as to jeopardize the safety of other vehicles on the roadway.
- (9)(8) Depart the scene of an accident at the request of a police officer when such wrecker has not been called to the scene in compliance with this article.
- (10)(9) Keep and maintain wrecker vehicles and towing equipment in a safe and working condition to insure that said wrecker and equipment are adequate to perform towing services.
- (11)(10) Must have ability to access at least one flat-bed vehicle capable of handling the safe movement of motorcycles and front wheel drive cars.
- (12)(11) Must provide proof of ability to access, upon receipt of notice, a wrecker that is capable of towing a tractor-trailer and other large vehicles.
- (13)(12) Must operate wreckers equipped with an overhead flashing non-emergency (red) light that is visible from one thousand five hundred feet.
- (14)(13) Shall provide pickup and towing services for city vehicles, within the city at no charge to the city, and for vehicles outside the city but within Tarrant and Parker counties, and those counties contiguous to Tarrant and Parker counties, at the minimum rate provided by state law.
- (15)(14) Shall provide storage at no cost to the city for city-owned vehicles.
- (16)(15) Shall not charge the city for storage of vehicles towed and/or stored without the owner's consent but shall charge the owner.
- (17)(16) Maintain its certificates of convenience and necessity as issued by the state department of transportation and the United States Interstate Commerce Commission.
- (18)(17) Shall employ and maintain, or have the ability to access ~~in the time outlined above (twenty minutes)~~, a sufficient number of personnel to accommodate a minimum of ~~two~~three wrecker units at the same time and to respond and be on the scene within twenty (20) minutes

of notification.

- (18) Shall have the ability to access a heavy wrecker and to be on the scene within forty-five (45) minutes of notification.
- (19) Shall furnish a list of any liens, judgments, or other encumbrances against the registering company owned by applicant. The list shall include the amount secured by each lien, judgment, or encumbrance, the amount due, the character of such lien, judgment, or encumbrance, and the names and address of the holder of such lien, judgment, or encumbrance.

~~§ 4.09.008~~

~~4.09.011~~

~~and address of the holder of such lien, judgment, or encumbrance.
(2001 Code, sec. 4.607)~~

§ 4.09.016. Police-requested vehicle removal.

No person may drive a wrecker to the scene of an accident on the streets of the city unless the person has been called to the scene by a police officer or the owner or operator of the vehicle. When a wrecker operator has been called directly the owner or operator of the vehicle, the wrecker operator shall notify the police dispatcher before proceeding to the scene of the disabled vehicle at the accident scene.

§ 4.09.017. Non-police-requested vehicle removal.

The wrecker service company shall first notify the city police department of the intent to remove and store a wrecked or disabled vehicle before removing the vehicle from its location in the city to another location if the owner and/or operator of the vehicle has not given consent.

~~(2001 Code, sec. 4.614)~~

§ 4.09.018. Solicitation of business.

- (a) No person may solicit in any manner, directly or indirectly, on the streets of the city, the business of towing a vehicle which is wrecked or disabled, regardless of whether the solicitation is for the purpose of soliciting business of towing, removing, repairing, storing, trading or purchasing the vehicle.
- (b) Proof of the presence of a person engaged in the wrecker business, either as owner, operator, employee or agent, on a street in the city, at or near the scene of an accident, who has not been called to the scene by the police department or the owner or operator of the vehicle, within one hour after the happening of an accident is prima facie evidence of a solicitation in violation of this section.

~~(2001 Code, sec. 4.615)~~

§ 4.09.019. City employees not to recommend wrecker operator.

No police officer or other employee of the city shall recommend to any person, directly or indirectly, the name of any particular wrecker service company or wrecker operator, nor shall any police officer or other city employee attempt to influence in any manner a decision of a person in selecting a wrecker service company or wrecker operator.

~~(2001 Code, sec. 4.616)~~

4.09.020. Permitted Tows.

The towing of vehicles shall fall into one of three categories: (a) consent tow; (b) police pull; (c) repossession or recovery tow; or (d) private non-consent tow.

- (a) Consent tow – A wrecker requested to remove or otherwise move a vehicle for a particular person at their request. The operator of the vehicle or its owner must request this wrecker service company by name. This wrecker service company is not required to be on an approved listing to tow, but must have in place a tow truck tag as required by the Texas Occupations Code or it will not be allowed to tow the vehicle. An owner's request (consent tow) may be used at the scene of a collision, mechanical breakdown, or on a vehicle that is abandoned, unless the officer on the scene determines that the vehicle is hazardous or that a time delay would endanger or hamper the general public's safety, well-being, or the investigation. If the officer deems it necessary, a contract wrecker service company will be notified for immediate removal of the vehicle.
- (b) Police pull - A wrecker called to remove or otherwise move vehicles at the request of a police officer exercising his authority under the law, for the purpose of incident management, or in the interest of public safety. A contract wrecker service company may be used to tow vehicles involved in a collision when the owner or operator is not present, is incapacitated, or is otherwise unable to request a tow truck including but not limited to when the operator is hospitalized or incarcerated, and when the police officer otherwise deems it necessary to remove the vehicle by police authority in the interest of incident management or public safety. A contract wrecker service company may be used to tow any vehicles to be held as evidence in a criminal case or to be seized for forfeiture in a civil action. A contract wrecker service company may be used to tow any vehicle under police authority when the removal is authorized by another law or in the interest of public safety, including but not limited to abandoned vehicles, pursuant to Chapter 683, Texas Transportation Code, or vehicles being operated without insurance.
- (c) Repossession or recovery tow – A wrecker requested to remove or otherwise move a vehicle on private property, without the pre-arranged knowledge or consent of the owner or operator of the vehicle, to repossess or recover the vehicle.
- (d) Private non-consent tow – A wrecker requested to remove or otherwise move vehicles on private property, without the pre-arranged knowledge or consent of the owner or operator of the vehicle, where notice of prohibited parking is given by signs, where vehicles are parked in fire lanes or obstructing an entrance, exit ~~or~~ aisle of a parking facility, or where otherwise authorized by law.

4.09.021. Repossession or recovery towing.

- (a) ~~No~~A person or firm ~~shall operate~~operating a wrecker in any manner, directly or indirectly, within the city limits for the purpose of repossessing or recovering a vehicle without the

direct and express consent of the owner of the vehicle being towed, ~~unless that wrecker service company has made~~ must make the proper notification ~~as~~ prescribed by law to the Azle police department.

(b) Proper notification must include:

- (1) Name of the wrecker service company;
- (2) Name of the wrecker operator;
- (3) Location the vehicle is being removed from;
- (4) The storage location;
- (5) Contact information for the storage facility;
- (6) Name of the person authorizing the tow;
- (7) Year, make, model and color of the vehicle;
- (8) Vehicle license plate number and state; and
- (9) Vehicle VIN.

(c) This notification must be completed by providing all of the information listed in Section 4.09.021(b) to police dispatch at ~~(XXX) XXX-XXXX prior to the tow; additionally the completion of the non-consent online tow form, located at _____ must be completed within 24 hours of the tow~~ 817) 444-3221 within thirty (30) minutes of towing the vehicle.

(d) The vehicle must be dropped if the wrecker operator is confronted by the owner of the vehicle before leaving the tow site. In such case no fees shall be charged.

(e) No vehicle shall be removed from a location or the immediate area that it was parked, without the vehicle being hooked-up and legally prepared for transport as defined by this ~~ordinance~~ article.

4.09.021022. Private non-consent tows.

(a) A wrecker service company engaging in private non-consent towing of vehicle from a location in the city shall be licensed by the State pursuant to Chapter 2308, Texas Occupations Code, in addition to the registration required under this article.

(b) A wrecker service company towing and/or vehicle storage facility accepting a vehicle non-consent towed from private property must report the tow to the Azle police department.

(c) The proper notification must include:

- (1) The name of the wrecker service company;

- (2) Name of the wrecker operator;
- (3) Location the vehicle is being removed from;
- (4) The storage location;
- (5) Contact information for the storage facility;
- (6) Name of the person authorizing the tow;
- (7) Year, make, model and color ~~feof~~ of the vehicle;
- (8) Vehicle license plate number and state; and
- (9) Vehicle VIN.

- (d) This notification must be completed by providing all of the information listed in Section 4.09.021022(c) to police dispatch at (XXX) XXX-XXXX817) 444-3221 within 30 minutes of towing the vehicle; additionally.
- (e) Any wrecker operator shall cease the completionremoval of a vehicle upon request of the vehicle's operator and upon payment of the drop fee. A wrecker operator must accept cash, credit cards and debit cards as payment for the drop fee.
- (f) If a wrecker operator is notified by the police department that the vehicle he is removing has been reported stolen, he shall immediately disengage his wrecker from such vehicle and shall abandon the tow at no charge.
- (g) Regardless of any general contractual or "patrol account" arrangement which may exist between a wrecker service company and a property owner, it is a violation of this article to make a non-consent online tow form, located at _____ must tow from private property of any vehicle unless specific authority as to that vehicle has been given by the property owner and a sign is erected on the premises as required by Section 4.09.023 of this article. This prohibition shall not apply if the vehicle:
- (1) is in or obstructs a vehicular traffic aisle, entry or exit of the parking facility;
 - (2) prevents a vehicle from exiting a parking space in the facility;
 - (3) is in or obstructs a fire lane marked according to Chapter 2308 of the Texas Occupations Code;
 - (4) does not display the proper special license plates or disabled parking placard and is in a parking space that is designated for the exclusive use of a vehicle transporting a disabled person; or
 - (5) is blocking access to a dumpster.

(h) The owner or operator of a wrecker service company may not charge a non-consent towing fee, including administrative fees and surcharges, in excess of the maximum fees established by the city, as follows:

(1) Non-consent tow fees.

<u>(A) For vehicles with a gross weight rating up to 10,000 pounds:</u>	<u>\$272.00</u>
<u>(B) For vehicles with a gross weight rating of 10,001 and up to 24,999 pounds</u>	<u>\$380.00</u>
<u>(C) For vehicles with a gross weight rating of 25,000 pounds and up</u>	<u>\$489.00 per unit</u> <u>(\$978.00 max)</u>

(2) Drop fee.

<u>(A) For vehicles up to 10,000 pounds:</u>	<u>\$135.00</u>
<u>(B) For vehicles 10,001 to 24,999 pounds:</u>	<u>\$190.00</u>
<u>(C) For vehicles 25,000 pounds and higher:</u>	<u>\$244.00</u>

(i) All fees established by this article in Section 4.09.022, subsection (h), shall be completed reviewed by the city annually, unless additional review is specifically requested by a wrecker service company.

(j) Wrecker operators and wrecker service companies shall prepare and issue a tow ticket for each non-consent tow, a copy of which must be given to the vehicle owner, if the vehicle owner is present and available at the time of the tow, and a copy must be delivered to the vehicle storage facility. The tow ticket shall itemize each charge and each charge must be characterized in accordance with the fee structure stated in the towing company's nonconsent towing fee schedule on file with the vehicle storage facility.

~~(d)~~(k) Wrecker operators and wrecker service companies performing non-consent tows within 24 hours of the tow the City must accept major credit cards and debit cards as payment for the fees described in Section 4.09.022, subsection (h), of this article.

~~(e)~~ **

~~(f)~~ **

~~(g)~~ **

~~(h)~~ **

~~(i)~~ **

~~(j)~~ **

~~(k)~~ **

~~(l)~~ **

~~(m)~~ **

~~(n)~~ **

- (l) Upon initial contact with the owner of a vehicle which is the subject of a non-consent tow, a wrecker operator, a vehicle storage facility operator, or any employee or agent thereof shall give written notice to the vehicle owner of his right to a hearing pursuant to the Texas Occupations Code, Chapter 2308. Such notice shall include the name, address and phone number of the person or agency that authorized the removal, and a statement that the hearing must be requested in writing within fourteen (14) days of the date the vehicle was stored and that the request must be filed with a magistrate in whose jurisdiction the location from which the vehicle was removed is located.
- (m) The vehicle must be dropped if the wrecker operator is confronted by the owner of the vehicle before leaving the tow site. In such case no fee shall be charged, except that a drop fee shall apply only if the vehicle is hooked up and legally prepared for transport as defined by this article. A wrecker operator and a wrecker service company must accept cash, credit cards and debit cards as payment for the drop charge.
- (n) No vehicle shall be removed from a location or the immediate area that it was parked, without the vehicle being hooked up and legally prepared for transport as defined by this article.
- (o) Non-consent towed vehicles removed from a location within the city shall only be taken to a storage facility that is within a ten (10) mile radius from the location from which the vehicle was removed.
- (p) Non-consent towed vehicles removed from a location within the city shall not be taken to a vehicle storage facility that does not accept major credit cards and debit cards.
- (q) A vehicle storage facility shall not charge a fee in excess of the fees authorized by Section 2303.155 of the Texas Occupations Code. A vehicle storage facility must accept payment by cash, debit cards and credit cards.
- (r) A vehicle storage facility shall provide the owner of a vehicle released, or the owner's representative, a tow ticket. The tow ticket may be combined with the vehicle storage facility invoice if it complies with the following requirements:
 - (1) the tow charges must be separated from the vehicle storage facility charges and each category of charges must be preceded by a heading or label identifying the charges as "Tow Charges" or "Storage Charges;"
 - (2) the tow charges must appear on a combined statement exactly as stated on the tow ticket prepared by the wrecker operator and provided to the vehicle storage facility at the time the vehicle is presented for storage; and
 - (3) a combined statement of charges must meet and contain all required elements of a separate vehicle storage facility invoice and tow ticket, except that the license number and name of the tow operator may be excluded.

4.09.022023. Required signage for private non-consent tows.

- (a) ~~“Parking Facility”~~A parking facility must comply with the following signage and posting requirements in order to tow an unauthorized vehicle from the property:

- (1) The requirements of this section shall apply only where notice of prohibited parking is given by signs. They shall not apply to tows made of vehicles parked in fire lanes or of vehicles obstructing an entrance, exit, or aisle of a parking facility.

~~(2) **~~

~~(3) **~~

~~(4) **~~

~~(5) **~~

~~(6) **~~

~~(7) **~~

~~(8) **~~

~~(9) **~~

- (2) The Signs shall be placed on the right or left side of each driveway access or curb cuts allowing vehicular access to a parking facility. If there are no curbs or access barriers, signs shall be placed at intervals of not less than twenty-five (25) feet around the perimeter which is accessible by vehicles.

- (3) Each sign shall be placed at a right angle so as to face entering traffic. They shall be placed no farther than five (5) feet from the public right of way, but shall not be within said right of way.

- (4) Each sign shall be permanently installed on a pole, post, permanent wall, or permanent barrier so that the bottom edge of the sign is no lower than five (5) feet and no higher than eight (8) feet above the ground level.

- (5) Each sign shall be a minimum of eighteen (18) inches wide by twenty-four (24) inches high, and a maximum of twenty-four (24) inches wide by thirty (30) inches high. Their facings shall be fabricated out of weather-resistant material. The letters on such signs shall be of a minimum height of two (2) inches, of a contrasting color to the background, and shall be light-reflective. The background shall be white, except as otherwise provided by this ordinance or state law.

- (6) Each sign shall state who may park in the facility, and shall further state that all others are prohibited and will be towed away at the owner's expense. The words "TOWING ENFORCED" shall be included on each sign in white capital letters of a minimum height of two (2) inches on a bright red background.

- (7) Each sign must have the bright red international towing symbol, at least 4 inches in height, with a white background on the uppermost portion of the sign or on a separate sign placed immediately above the sign.

- (8) Each sign shall provide the name and current telephone number of the wrecker

service company authorized to tow vehicles from the parking facility, and the name and current telephone number of the vehicle storage facility, if different from the wrecker service company. Alternatively, each sign may state the name and phone number of the parking facility owner if that person has knowledge of the location of the stored vehicle.

- (9) Signs shall be continuously maintained at a parking facility for twenty-four (24) hours prior to the towing or removing of any vehicle. However, this subsection shall not be deemed as giving proper notice to the owner of a vehicle parked on a parking facility prior to the installation of the signs and not subsequently moved by the owner.
 - (10) These provisions shall be in addition to the requirements of Chapter 2308 of the Texas Occupations Code.
- (b) The city may place a sign immediately below the state required signage that provides an email address and/or phone number for towing related complaints.



Presenter: David Hawkins, Director of Planning and Development

Agenda Item: Revising the Permitted Use Schedule.

Background and Explanation:

At the last City Council meeting on January 23, 2024, there was a brief discussion on reviewing the Permitted Use Schedule and making some revisions to the list of allowed businesses on it. The purpose of this agenda item is to get direction from the City Council on which type of business to change and whether it will be allowed by right (P) or by a Specific Use Permit (SUP). Amendments to the Permitted Use Schedule requires a public hearing at both P & Z and City Council in order to approve the changes. Specific Use Permits require formal action and approval by the P & Z Commission and City Council before opening that type of business.

Below is an abbreviated use chart focused only on non-residential land uses and non-residential zoning districts for evaluation. The full Permitted Use Schedule and Definitions are attached to the end of this staff report.

Commercial Uses	O	CBD	INS	C	HC	IND
Auto and RV sales					P	P
Bar		S		S	S	S
Bed and breakfast		S				
Broadcasting or production studio				P	P	P
Car wash				S	P	P
Commercial parking lots	P	P	P	P	P	P
Equestrian facilities						
Equipment rental					P	P
Free standing emergency medical care facility/urgent care	L12	L12	L12	L12	L12	L12
Hotel /motel	S	S	S	P	P	P
Indoor recreation		P	P	P	P	P
Laundry facilities				S	P	P

Major event entertainment				P	P	P
Medical laboratories	P	P	P	P	P	P
Movie theaters				P	P	P
Outdoor recreation				P	P	P
Private club		S		S	S	S
Professional services and offices	P	P	P	P	P	P
Quick vehicle servicing		P		P	P	P
Restaurant	P	P	P	P	P	P
Retail sales and service	S	P	P	P	P	P
RV camp ground/park				S	S	
Scientific research	P	P		P	P	P
Sexually oriented business						S
Temporary construction office	L8	L8	L8	L8	L8	L8
Vehicle repair					P	P
Industrial Uses	O	CBD	INS	C	HC	IND
Bakeries		P		P	P	P
Construction material sales					P	P
Construction equipment sales/storage						P
Distribution center				P	P	P
Feed lots						
Food processing						S
Gas wells/oil wells	S	S	S	S	S	S
Junk yards and auto wrecking						S
Kennels				L11	L11	L11
Manufacturing, light		L7		L7	L7	P
Manufacturing, heavy					L7	P
Manufacturing of						P

non-odoriferous foods						
Motor freight terminal						P
Printing/publishing		P			P	P
Radio, tv or cellular towers	S	S	S	S	S	S
Recycling business					S	P
Sanitary landfills, commercial incinerators, transfer stations						S
Self-service storage					P	P
Temporary concrete batch plant	P	P	P	P	P	P
Veterinary clinics				P	P	P
Wholesale sales				S	P	P
Wholesale nurseries						
Wholesale storage and distribution					P	P
Wrecker services and impound lots	L9	L9	L9	L9	L9	L10
Service Uses	O	CBD	INS	C	HC	IND
Barber, beauty & nail salon	P	P		P	P	P
Dance studio	P	P		P	P	P
Fitness facility	P	P	P	P	P	P
Health studio	P	P	P	P	P	P
Tattoo parlor				P	P	P
Tanning Salon		P		P	P	P
P - Permitted Use L5 - Building mounted wind generators may not extend higher than ten (10) feet above where the wind generator is	S - Specific Use Permit Required L6 - Lots where the	L - Permitted Use with designated limitations L7 - No outside	L1 - Live stock are permitted in accordance with Chapter 2 of the City of Azle Code of Ordinances	L2 - HUD-Code manufactured homes are allowed in the SF-4 district only when replacing an existing non-	L3 - Accessory structures directly related to an agriculture function are	L4 - Accessory Dwelling shall not exceed the total square footage of the

mounted on the building. The height shall be measured from the base of the wind generator where it is mounted on the building to the highest point of the arc of the blades' elevation. If the wind generator does not use blades, then height is measured from the base of the wind generator where it is mounted on the building to the highest point of the wind generator. L12 - A minimum separation of 300' shall be maintained to any adjacent residential use[.]	proposed wind generators will be located shall have a minimum lot area of two (2) acres. A maximum of one (1) wind generators is permitted by right. Wind generators shall be located a minimum of 150 feet from the property lines. Multiple wind generators are permitted only with approval of a SUP. The maximum height of a wind generators shall not exceed the maximum height of a structure per the zoning district without an SUP[.]	storage of materials is allowed. No measurable increase in ambient sound shall be detectable at the property line.	L8 - Temporary Construction Office may be erected 30 days prior to construction activities and shall be removed within 10 days of completion of construction activity[.]	HUD Code trailer house. L9 - No vehicle storage allowed[.]	allowed without a primary structure on platted land greater than 5 acres. L10 - A maximum of 30 vehicles may be stored[.]	primary use, including all ancillary uses. Accessory Dwelling are only allowed on properties with frontage on and addressed from Main Street. Accessory Dwellings must be attached to the structure housing the primary use. Only 1 Accessory Dwelling is allowed per platted lot[.] L11 - A minimum separation of 500' from any outdoor kennel or run shall be maintained to any adjacent residential use.
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Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

Attachments:

1. Section 4.10 - Permitted Use Schedule
2. Section 3 - Definitions

Exhibit 14A. Zoning Ordinance

SECTION 4. ZONING DISTRICTS REGULATIONS

§ 4.10. PERMITTED USE SCHEDULE.

PERMITTED USES	AG	LFO	E-1	E-2	E-3	SF-1	SF-2	SF-3	SF-4	SF-5	SF-MHP	MD-1	MD-2	MF-1	MF-2	O	CBD	INS	C	HC	IND
Residential Uses																					
Agriculture activity	P																				
Livestock	L1	L1	L1	L1	L1	L1	L1	L1	L1	L1	L1	L1	L1	L1	L1						
Single-family detached	P	P	P	P	P	P	P	P	P												
Two family/duplex												P	P	P	P						
Accessory dwellings																	L4				
HUD-code manufac-tured homes									L2	P	P										
Community homes forthe disabled	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P						
Multifamily 3 or moreunits												S	S	P	P						
Home occupation	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P						
Group homes/halfway house	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S						
Accessory buildings	L3	L3	L3	L3	L3	L3	L3	L3	L3	L3	L3	L3	L3	L3	L3						
Educational Uses																					
Public schools	P	P	P	P	P	P	P	P	P	P		P	P	P	P	P	P	P	P	P	P
College or university																P	P	P	P	P	P
Private school													S	S	S	S	S	P	S	S	S
Trade school																S	S	P	S	P	P
Adult or child day-care																S	P	P	P	P	P
Child day-care 12 chil-dren or less	S	S	S	S	S	S	S	S	S	S	S	S	S								
Institutional Uses																					
Basic utilities	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Churches	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Community service	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Conference/convention centers																S	S	P	S	P	P
Cemeteries																		P			

PERMITTED USES	AG	LFO	E-1	E-2	E-3	SF-1	SF-2	SF-3	SF-4	SF-5	SF-MHP	MD-1	MD-2	MF-1	MF-2	O	CBD	INS	C	HC	IND
Elderly housing														P	P			P			
Hospital																		P	P	P	
Medical centers																P	P	P	P	P	P
Parks and recreation(public or private)	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Wind generator(build- ing mounted)																L5	L5	L5	L5	L5	L5
Wind generator (free- standing monopole)	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6
Commercial Uses																					
Auto and RV sales																				P	P
Bar																	S		S	S	S
Bed and breakfast	S	S	S	S	S												S				
Broadcastin g or pro- duction studio																			P	P	P
Car wash																			S	P	P
Commercial parking lots																P	P	P	P	P	P
Equestrian facilities	P																				
Equipment rental																				P	P
Free standing emer- gency medical care facility/urgent care																L12	L12	L12	L12	L12	L12
Hotel /motel																S	S	S	P	P	P
Indoor recreation																	P	P	P	P	P
Laundry facilities																			S	P	P
Major event entertainment	S																		P	P	P
Medical laboratories																P	P	P	P	P	P
Movie theaters																			P	P	P
Outdoor recreation	P																		P	P	P
Private club																	S		S	S	S
Professional services andoffices																P	P	P	P	P	P
Quick vehicle servicing																	P		P	P	P
Restaurant																P	P	P	P	P	P
Retail sales and service																S	P	P	P	P	P
RV camp ground/park																			S	S	
Scientific research																P	P		P	P	P
Sexually oriented business																					S
Temporary construc- tion office	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8

PERMITTED USES	AG	LFO	E-1	E-2	E-3	SF-1	SF-2	SF-3	SF-4	SF-5	SF-MHP	MD-1	MD-2	MF-1	MF-2	O	CBD	INS	C	HC	IND
Vehicle repair																				P	P
Industrial Uses																					
Bakeries																	P		P	P	P
Construction material sales																				P	P
Construction equipment sales/storage																					P
Distribution center																			P	P	P
Feed lots	S																				
Food processing	S																				S
Gas wells/oil wells	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S
Junk yards and auto wrecking																					S
Kennels	S																		L11	L11	L11
Manufacturing, light																	L7		L7	L7	P
Manufacturing, heavy																				L7	P
Manufacturing of non-odoriferous foods																					P
Motor freight terminal																					P
Printing/publishing																	P			P	P
Radio, tv or cellular towers																S	S	S	S	S	S
Recycling business																				S	P
Sanitary landfills, commercial incinerators, transfer stations	S																				S
Self-service storage																				P	P
Temporary concrete batch plant	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Veterinary clinics	P																		P	P	P
Wholesale sales																			S	P	P
Wholesale nurseries	P																				
Wholesale storage and distribution																				P	P
Wrecker services and impound lots																L9	L9	L9	L9	L9	L10
Service Uses																					
Barber, beauty & nail salon																P	P		P	P	P
Dance studio																P	P		P	P	P
Fitness facility																P	P	P	P	P	P
Health studio																P	P	P	P	P	P
Tattoo parlor																			P	P	P

PERMITTED USES	AG	LFO	E-1	E-2	E-3	SF-1	SF-2	SF-3	SF-4	SF-5	SF-MHP	MD-1	MD-2	MF-1	MF-2	O	CBD	INS	C	HC	IND
Tanning Salon																	P		P	P	P

P - Permitted Use

S - Specific Use Permit Required

L - Permitted Use with designated limitations

L1 - Live stock are permitted in accordance with Chapter 2 of the City of Azle Code of Ordinances

L2 - HUD-Code manufactured homes are allowed in the SF-4 district only when replacing an existing non- HUD Code trailer house.

L3 - Accessory structures directly related to an agriculture function are allowed without a primary structure on platted land greater than 5 acres.

L4 - Accessory Dwelling shall not exceed the total square footage of the primary use, including all ancillary uses. Accessory Dwelling are only allowed on properties with frontage on and addressed from Main Street. Accessory Dwellings must be attached to the structure housing the primary use. Only 1 Accessory Dwelling is allowed per plat- ted lot[.]

L5 - Building mounted wind generators may not extend higher than ten (10) feet above where the wind generator is mounted on the building. The height shall be measured from the base of the wind generator where it is mounted on the building to the highest point of the arc of the blades' elevation. If the wind generator does not use blades, then height is measured from the base of the wind generator where it is mounted on the building to the highest point of the wind generator.

L6 - Lots where the proposed wind generators will be located shall have a minimum lot area of two (2) acres. A maxi- mum of one (1) wind generators is permitted by right. Wind generators shall be located a minimum of 150 feet from the property lines. Multiple wind generators are permitted only with approval of a SUP. The maximum height of a wind generators shall not exceed the maximum height of a structure per the zoning district without an SUP[.]

L7 - No outside storage of materials is allowed. No measurable increase in ambient sound shall be detectable at the property line.

L8 - Temporary Construction Office may be erected 30 days prior to construction activities and shall be removed within 10 days of completion of construction activity[.]

L9 - No vehicle storage allowed[.]

L10 - A maximum of 30 vehicles may be stored[.]

L11 - A minimum separation of 500' from any outdoor kennel or run shall be maintained to any adjacent residential use.

L12 - A minimum separation of 300' shall be maintained to any adjacent residential use[.]

(Ordinance 2013-09, ex. A, adopted 5/7/13; Ordinance 2022-18 adopted 8/2/2022)

Exhibit 14A. Zoning Ordinance

SECTION 3. DEFINITIONS

§ 3.1. INTERPRETATION OF CERTAIN WORDS AND PHRASES.

For the purpose of this ordinance, certain terms or words used herein shall be interpreted as follows:

- A. The word person includes a firm, association, organization, partnership, trust, company, or corporation, as well as an individual.
- B. The present tense includes the future tense, the singular number includes the plural, and the plural number includes the singular.
- C. The word shall is mandatory, the word may is permissive.
- D. The word used or occupied includes the words intended, designed, or arranged to be used or occupied.
- E. Words shall be construed in their common and usual significance unless the contrary is clearly indicated.

§ 3.2. DEFINITIONS.

For the purpose of this ordinance, the following definitions shall apply:

ABANDONED: When a building, lot, or structure has become vacant or out of use for a continuous period as specified in this ordinance, or when the intention of the owner to permanently discontinue occupancy of the premises is apparent.

ABUTTING, ADJACENT, ADJOINING: Contiguous or sharing a common border or boundary with other property. Abutting, adjacent, and adjoining shall include property immediately across an alley, but shall not include property across a street.

ACCESSORY BUILDING: A subordinate building, excluding garages, having a use customarily incidental to the main structure. A structure housing an accessory use is considered part of the main structure and not an accessory building when it has any part of a wall in common with the main structure or is under an extension of the main roof and designed as part of the main structure.

ACCESSORY DWELLING: A single-family dwelling ancillary to the primary commercial use of the property that is attached to the structure housing the primary business.

ACCESSORY USE: A land use subordinate to and customarily incidental to the primary use of the main structure or the premises.

ADMINISTRATIVE OR RESEARCH FACILITIES: A facility used for the management of an enterprise or research and development activities such as improving technologies, developing products and scientific research.

AGRICULTURAL ACTIVITY: Land used exclusively as a bonafide agricultural operation by the owner or tenant. The use of land for agricultural purposes including farming, horticulture, animal and poultry husbandry, and the necessary accessory uses, provided that the operation of the accessory use is clearly incidental to the agricultural activity. An accessory use shall include incidental sales by the producer of products raised on the farm.

ALLEY: A minor way which is used primarily for vehicular service access to the back or side of properties also abutting on a street.

ANTENNA: Any apparatus external to or attached to the exterior of a structure, together with any supporting structure for sending or receiving electromagnetic waves.

AREA OF THE LOT: That net portion of the lot which does not include portions of streets or alleys.

ASSISTED LIVING CENTER: A quasi-residential facility where room, board, and personal care services are provided within a structure containing multiple living quarters for seven (7) or more elderly persons who are not related to the owner. Personal care services include assistance with meals, dressing, movement, bathing, or other personal needs or maintenance, or administration of medication by a person licensed to administer medication, as defined by the Personal Care Facility Licensing Act, Section 247.002, Texas Health and Safety Code, V.T.C.A.

AUTOMOBILE AND RV SALES: A structure and/or lot dedicated to the retail sale of new or used motor vehicles and boats.

AUTOMOTIVE WRECKING AND SALVAGE YARD: A business that stores three (3) or more wrecked vehicles outdoors for the purpose of selling the vehicles whole; or dismantling or otherwise wrecking the vehicles to remove parts for sale or for use in an automotive repair or rebuilding business.

BAKERY: A place for baking or selling baked goods.

BAR: An establishment where 51% or more of the revenues are from the sale of alcoholic beverages.

BARN (OR STABLE): An accessory building having an agricultural or livestock use incidental to the main structure.

BASEMENT: A building story which is partly underground, but having at least one-half (1/2) of its height above the average level of the adjoining ground. A basement shall be counted as a story in computing building height.

BASIC UTILITIES: Infrastructure services and the structures necessary to provide those services including electricity, natural gas, telephone, telecommunications, water, or sewer.

BED AND BREAKFAST FACILITIES: A detached dwelling in which rooms are rented and meals may be served to transient guests on an overnight basis.

BLOCK: An area enclosed by streets, or if said word is used as a term of measurement, it shall mean the distance along a side of a street between two (2) intersecting streets, or if the street is of a dead-end type, a block shall be considered to be measured between the nearest intersecting street and the end of such dead-end street. In cases where platting is incomplete or disconnected, the Zoning Administrator shall determine the outline of the block.

BOARD OF ADJUSTMENT/BOARD: The Board of Adjustment of the City of Azle, Texas.

BOARDING HOUSE: A building where lodging and meals for five (5) or more persons are served for compensation.

BREEZEWAY: A covered passage six (6) feet or more in length connecting a main structure and an accessory building. A breezeway shall be considered an accessory building.

BROADCASTING OR PRODUCTION STUDIOS: A structure designed for making and transmitting programs for radio or television or for the production/editing of films, videos, commercials, etc.

BUILDABLE AREA: That portion of a building site, exclusive of the required yards, on which a structure or building improvement may be erected, and including the actual structure, driveway, parking lot, pool, and other construction as shown on the site plan.

BUILDING: Any permanent structure designed, used, or intended to be used for human occupancy or use or to support the human occupancy or use of land, including manufactured homes.

BUILDING: Any structure built for the support, shelter, and/or enclosure of persons, animals, possessions, or movable property of any kind.

BUILDING LINE: A line established beyond which no part of a building shall project, except as otherwise provided in this Chapter.

BUILDING PERMIT: A document signed by the Building Official or their authorized representative as a condition precedent to the commencement of a use or the erection, construction, reconstruction, restoration, repair, remodeling, rehabilitation, alteration, conversion, demolition, moving, installment, or portion of a structure or building, which acknowledges that such use or building complies with the provisions of this Chapter or an authorized variance or Specific Use Permit there from.

BUILDING SETBACK: The minimum horizontal distance between the front property line and the front wall of any projection of the structure, excluding steps and unenclosed porches.

BUSINESS: Includes retail, commercial, industrial, and manufacturing uses and zoning districts.

BUSINESS OR TRADE SCHOOL: A secondary school offering instruction in a professional, vocational, or technical field.

CARPORT: A partially enclosed structure used for the housing of motor vehicles, the property of, and for use only by the occupants of the lot upon which such structure is located. For purposes of zoning, a carport attached to a principal structure shall be regarded as part of that principal structure and not as an accessory structure. A detached carport shall be classified as an accessory structure.

CELLAR: A building story with more than one-half (1/2) of its height below the average level of the adjoining ground. A cellar shall not be counted as a story in computing building height.

CERTIFICATE OF OCCUPANCY: Certificate issued by the Building Official for the use of a building, structure or land, when it is determined by the Building Official that the building, structure or proposed land use complies with the provisions of all applicable Codes of the City of Azle.

CHURCH: A place of public worship and religious training including the on-site housing of ministers, rabbis, priests, nuns, and similar staff personnel.

CITY COUNCIL: The governing body of the City of Azle, Texas.

CLINIC: Offices for one or more physicians, or other health care personnel, engaged in treating the sick or injured, but not including rooms with hospital beds for overnight care.

COLLEGE OR UNIVERSITY: An institution of higher learning providing facilities for teaching and research and authorized to grant academic degrees[.]

COMMERCIAL PARKING LOTS: An area devoted to the standing, maneuvering, and circulation of motor vehicles in commercial areas.

COMMUNITY HOME: A home as defined in Chapter 123 of the Texas Human Resources Code.

COMMUNITY HOME FOR DISABLED PERSONS: A community-based residential home containing not more than six (6) disabled persons with two (2) supervisory personnel which meets the requirements of the Community Homes for the Disabled Persons Location Act, Tex. Hum. Res. Code Chapter 123.001, et seq. (Vernon 1990), as amended.

COMMUNITY SERVICE: A structure or group of structures for a community's governmental, social, educational, and/or recreational activities. Community Service facilities include federal, state, county, and local government activities.

COMPREHENSIVE PLAN: The Comprehensive Plan of the city as adopted by the City Council. The Comprehensive Plan shall consist of a Land Use Plan, a Thoroughfare Plan, a Water System Plan, a Sanitary Sewer Plan, a Storm Drainage Plan, a Park System Plan, and such other plans as may be adopted from time-to-time by the City Council.

CONFERENCE/CONVENTION CENTERS: A facility with a capacity of greater than 500 seats used for conferences, conventions, seminars, or similar functions.

CONSTRUCTION EQUIPMENT SALES/STORAGE: A business involved in the sale or storage of construction equipment including backhoes, excavators, loaders, compactors, dozers, etc.

CONSTRUCTION MATERIALS SALES: A business involved in the sale of structure supplies and services including lumber, plywood, drywall, siding, windows, molding, cabinets, insulation, etc.

DAY-CARE, ADULT: A facility that provides services under an Adult Day-Care Program on a daily or regular basis, but not overnight, to four or more elderly or handicapped persons who are not related by blood, marriage, or adoption to the owner of the facility.

DAY-CARE, CHILD: Means an establishment licensed by the state that provides care, protection and supervision for four or more children for periods of less than 24 hours per day on a regular basis for a fee or other compensation. This classification shall not include overnight lodging, medical treatment, counseling, and/or rehabilitative services and does not apply to any public school.

DISH ANTENNA: Any antenna which incorporates a reflective surface that is designed to transmit or receive microwave signals from terrestrial and/or orbital based uses.

DISTRIBUTION CENTER/WAREHOUSE, GENERAL: A facility where goods or products that are manufactured or assembled off-site are received and stored in bulk, and are then distributed to customers.

DISTRICT, ZONING: A section of the city for which the regulations governing the use and development of properties are uniform for each type and class of structure.

DISTURBED AREA: An area of land subjected to erosion due to the removal of vegetative cover and/or earthmoving activities, including but not limited to filling.

DWELLING, ATTACHED: A building attached to another building by a common wall, such wall being a solid wall with or without windows and doors and a common roof.

DWELLING, DETACHED: A dwelling which is designed to be and is substantially separate from any other structure or structures except accessory buildings without a common roof.

DWELLING, DUPLEX: A structure that contains two (2) attached dwellings that are separated by a fire-rated wall.

DWELLING, HUD-CODE MANUFACTURED HOME: A structure constructed on or after June 15, 1976, according to the rules of the United States Department of Housing and Urban Development, transportable in one or more sections, which, in the traveling mode, is eight (8) body feet or more in width, or forty (40) body feet or more in length, or, when erected on site, is four hundred (400) or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and includes the plumbing, heating, air conditioning and electrical systems. The term does not include a recreational vehicle as that term is defined by 24 C.F.R. Section 3282.8(g).

DWELLING, MULTIFAMILY: A structure that contains three (3) or more dwellings and any ancillary uses.

DWELLING, SINGLE-FAMILY: A building arranged, intended or designed for one-family occupancy.

DWELLING, TWO-FAMILY: A building arranged, intended or designed for two-family occupancy.

DWELLING UNIT: A building or portion of a building which is arranged, occupied, or intended to be occupied as living quarters for one family and including facilities for food preparation and sleeping.

EASEMENT: A grant of the right to use a strip of land for specific purposes.

EFFICIENCY APARTMENT: A dwelling unit having a combination living and bedroom, with no separate bedroom.

ELDERLY HOUSING: A structure licensed by the Texas Department of Aging and Disability, eighty (80) percent of whose occupants are fifty-five (55) years of age and older, and that; meets the definition of one (1) of the three (3) uses listed below:

- A. **Elderly Housing, Assisted Living:** Services in these establishments include assistance with daily activities, such as dressing, grooming, bathing, etc.
- B. **Elderly Housing, Congregate Care Facility:** A facility for long-term residence generally for persons fifty-five (55) years of age or older, and which shall include, without limitation, common dining, social and recreational features, special safety and convenience features designed for the needs of the elderly, such as emergency call systems, grab bars and handrails, special door hardware, cabinets, appliances, passageways, and doorways designed to accommodate wheelchairs, and the provision of social services for residents which shall include at least two (2) of the following: meals services, transportation, housekeeping, linen, and organized social activities.
- C. **Elderly Housing, Life Care Housing and Services:** A residential complex, which may contain multifamily dwellings, attached dwellings, single-family dwelling and other types of dwellings and structures designed for and principally occupied by senior citizens. Such facilities will include one of the following: A congregate meals program in a common dining area, assisted living housing, nursing home facilities, congregate care facilities, or medical facilities.

EQUESTRIAN FACILITIES: A structure or area for horseback riding activities including boarding, training, lessons, and shows.

EXTRATERRITORIAL JURISDICTION: The unincorporated area outside of and contiguous to the corporate boundaries of the City as defined and established in accordance with Chapter 42 of the Texas Local Government Code.

FABRICATING: The process of assembling using standardized parts.

FAMILY: One or more persons who are related by blood or marriage, living together, and occupying a single housekeeping unit or a group of not more than five (5) persons living together by joint agreement and occupying a single housekeeping unit with single kitchen facilities on a nonprofit, cost-sharing basis.

FEEDLOT: A lot, corral, yard, or other area in which livestock are confined, primarily for the purposes of feeding and growth prior to slaughter. The term shall not include areas which are used for raising crops or other vegetation or upon which livestock are allowed to graze, nor shall it allow the slaughter of said animals and livestock on premises.

FESTIVAL, CARNIVAL, OR FAIR: A temporary public or commercial gathering where entertainment, food, crafts, amusement rides, games of chance, and the like are offered to the public for viewing or sale.

FIELD OR CONSTRUCTION OFFICE: A temporary modular building located at a construction site which serves only as an office until the given construction work is completed.

FLOOR AREA: The total (net) usable square footage of floor space within the interior wall of a structure or room, including each floor level, but excluding cellars, mechanical rooms, attics, carports, or garages that are not designed for residential or business occupancy.

FLOOR AREA RATIO (FAR): The ratio between the total square feet of floor area in a structure and the total square feet of land in the lot or tract on which the structure is located.

FOOD PROCESSING FACILITIES: Industrial operations in which raw food is made suitable for consumption, cooking or storage. Such facilities include commercial slaughterhouses for poultry, livestock, or other animals, hog farms, and egg farms.

FREE STANDING EMERGENCY MEDICAL CARE FACILITY / URGENT CARE FACILITY: is a facility operating 24 hours a day, seven days a week, that is structurally separate and distinct from a hospital and which receives an individual and provides emergency care. Emergency care is defined as health care services provided in a freestanding emergency care facility to evaluate and stabilize a medical condition of a recent onset and severity, including severe pain, psychiatric disturbances, or symptoms of substance abuse, that would lead a prudent layperson possessing an average knowledge of medicine and health to believe that the person's condition, sickness, or injury is of such a nature that failure to get immediate medical care could result in:

- A. Placing the person's health in serious jeopardy
- B. Serious impairment to bodily functions
- C. Serious dysfunction of a bodily organ or part
- D. Serious disfigurement
- E. Or in the case of a pregnant woman, serious jeopardy to the health of the woman or fetus

GAMES OF CHANCE: Any electronic, electromechanical, or mechanical contrivance that for a consideration affords the player an opportunity to obtain anything of value, the award of which is determined solely or partially by chance, even though accompanied by some skill.

GAMES OF SKILL: Any other electronic, electromechanical, or mechanical contrivance not deemed as a game of chance.

GARAGE, ATTACHED: A building designed primarily for storage of motor vehicles which shares a common wall with the main structure or is attached to the main structure by a breezeway.

GARAGE, DETACHED: A free standing building of similar construction and architecturally compatible with the main structure and designed primarily for storage of motor vehicles.

GARAGE PRIVATE PARKING: An accessory building, portion of a main building, or building attached thereto, used for the storage of private motor vehicles.

GARAGE, PUBLIC: A building or portion designed or used for the storage, sale, care, or repair of motor vehicles operated for commercial business purposes.

GRADE: The average elevation or level of the finished surface of the ground adjacent to the exterior wall of the structure.

GROSS FLOOR AREA: Measured as the outside dimension of the structure at each floor level, excluding the floor area of basements or attics not used for occupancy.

GROUP HOME: A profit or nonprofit facility, home, or structure for the protective care of persons, both adult and adolescent, who need a watchful environment, but do not have an illness, injury, or disability which requires chronic or convalescent care, including medical and nursing services. Protective care and watchful oversight includes, but is not limited to, a daily awareness by management of the residents' whereabouts, the asking and reminding of residents of their appointments for medical checkups, the ability and readiness of management to intervene if a crisis arises for a resident, and supervision by management in areas of nutrition, medication, and actual provision of transient medical care, with a twenty-four (24)-hour responsibility for the well-being of residents of the facility.

GROUP HOMES FOR DISABLED PERSONS: A shared residential living arrangement which provides a family-type environment for six (6) or more handicapped persons supervised by one or more primary caregivers and has obtained a license to operate under the Personal Care Facilities Licensing Act. Tex. Health & Safety Code Sec. 247.001 et.seq. A Group Home for Disabled Persons does not include Community Homes for Disabled Persons.

HEAVY MANUFACTURING: Industrial operations for the production of a good using raw materials and mechanical power and machinery.

HEIGHT: The vertical distance measured from the average finish ground level within five (5) feet of the building, to the highest point of the building. In measuring the height of the building, the following structures shall be excluded: chimneys, cooling tower, radio antennas, ornamental cupolas or spires, elevator bulk heads, tanks, water towers, and parapet walls (not exceeding four (4) feet in height). In measuring the height of a building having a roof inclining more than one inch (1) per foot the highest point of the building shall be the mean height level of the top of the main plates and highest ridge.

HOME OCCUPATION: Any occupation that does not involve a structural change in the building nor requires the employment of help or displaying a sign and shall not include beauty schools or parlors or doctors' offices. The use of the home as an occupation shall be incidental and subordinate to the use of the home as a dwelling.

HOSPITAL: An establishment which provides sleeping and eating facilities to persons receiving medical, obstetrical, or surgical care and nursing service on a continuous basis; or a nursing home (see definition).

HOTEL OR MOTEL: A facility offering transient lodging accommodations to the general public at a daily rate for a period of time not to exceed thirty (30) days, and providing additional services, such as restaurants, meeting rooms, and recreational facilities.

IMPERVIOUS SURFACE: A surface that has been compacted or covered with a layer of material so that it is highly resistant to infiltration by water.

INDOOR AMUSEMENT: A facility providing game equipment for entertainment and amusement as a source of income. Games contained in the facility may include coin operated machines utilizing balls, pins, and baskets, video equipment, and pin balls. Other equipment may include skill games such as pool, billiards, shuffleboard, darts, and batting cages. Any combination of these games may be used in the facility. However, the combination of one (1) or more games of chance and/or three (3) or more games of skill shall constitute an amusement center.

INDOOR RECREATION: Indoor commercial uses which by their nature are recreational. Examples include bowling alleys, skating rinks, health clubs, racquetball or squash courts, indoor swimming pools, video arcades, pool halls, shooting range, etc.

JUNKYARD: A business that stores, buys, or sells materials that have been discarded or sold at a nominal price by a previous owner and that keeps all or part of the materials outdoors until disposing of them.

KENNEL: Any shelter where dogs or cats are bred, boarded, or held in return for payment. It includes the term "boarding kennel". Please refer to Chapter 2, Article 2.10 [Article **2.02**, division 2] of the City of Azle Code of Ordinances for additional requirements and/or restrictions.

KINDERGARTEN: A school for children of pre-public school age in which constructive endeavors, object lessons, and helpful games are prominent features of the curriculum.

LAUNDRY FACILITIES: A commercial laundering establishment which cleans clothing, carpeting, drapes, and other cloth or synthetic fiber materials using a chemical process. Such establishments may also include self-service laundering facilities.

LIGHT MANUFACTURING: Industrial operations relying on the assembly of products using parts previously developed from raw material and not classified as a point source of objectionable pollutants.

LIVESTOCK: Facilities for the raising, breeding, or maintenance of domestic animals including, but not limited to cattle, horses, sheep, swine, goats, and poultry. This definition does not include feed lots or similar uses.

LOADING SPACE, OFF-STREET: Space logically and conveniently located for bulk pickups and deliveries, and scaled to delivery vehicles expected to be used.

LOT: A parcel of land of at least sufficient size to meet minimum zoning requirements for use, coverage, and area, and to provide such yards and other open spaces as are herein required, and having frontage on an approved public or private street. A lot may consist of a parcel of land designated as a lot on a plat filed in the County Plat Records.

LOT AREA: The area of a lot within the lot lines, expressed in square feet or acreage, including easements, and not including portions of any public street or alley.

LOT COVERAGE: The percentage of the total area of a lot occupied by the base (first story floor) of structure located on the lot.

LOT DEPTH: The mean horizontal distance from the front lot line to the rear lot line.

LOT FRONTAGE: The side of a lot which is adjacent to a street. For the purposes of determining yard requirements on corner lots and through lots, all sides of a lot adjacent to streets shall be considered front yards, and yards shall be provided as indicated under YARD in this section.

LOT LINE, FRONT: The boundary between a lot and the street on which it fronts.

LOT LINE, REAR: The boundary line which is opposite and most distant from the front street line.

LOT LINE, SIDE: Any lot boundary not a front or rear line. A side lot line may be a party lot line, a line bordering on an alley, or side street line.

LOT LINES: The lines bounding a lot as defined herein.

LOT WIDTH: The horizontal distance between side lot lines, measured at the front building line, as established by the minimum front yard requirement of this ordinance.

LOT, CORNER: A lot abutting two (2) or more streets at their intersection. A corner lot shall be deemed to front on that street on which it has its least dimension.

LOT, INTERIOR: A lot whose side lines do not abut upon any street.

LOT, REVERSED FRONTAGE: A lot which has setback lines on both streets equal to the front setback line as required by this ordinance unless such lots align back-to-back which would allow both lots to show a side yard setback along the side street.

LOT, THROUGH: An interior lot having frontage on two (2) streets.

MAIN (PRINCIPAL) STRUCTURE: The structure or structures on a lot, which are occupied by the primary use.

MANUFACTURE OF NONODIFEROUS FOODS: Industrial operations for the manufacturing of nonodiferous foods.

MAJOR EVENT ENTERTAINMENT: A structure or area with a capacity of greater than one thousand (1,000) seats for public performances and sporting events. Major event entertainment facilities include concert halls, stadiums, and arenas.

MEDICAL CENTER: A walk-in facility for medical, obstetrical, or surgical care limited to day use only.

MINI-WAREHOUSE OR SELF-STORAGE FACILITY: A totally enclosed facility involving one (1) or more buildings that contain individual, compartmentalized, and controlled access stalls or lockers of varying sizes not to exceed six hundred (600) square feet inside, designed and used for the purpose of individual storage spaces for tenants for the sole purpose of the dead storage of the tenants' goods, wares, or personal property. No retail, wholesale, manufacturing, fabrication, service, repair, office, transfer/storage business, or other business will be allowed. Additionally, the operation of power tools, spray-painting equipment, table saws, lathes, compressors, welding equipment, kilns, or similar equipment shall not be allowed. The storage of hazardous or flammable materials as designed by the Fire Marshal is expressly prohibited.

MINIMUM LIVING SPACE: The least amount allowed for a dwelling area. See floor area in these definitions.

MOBILE HOME: A structure that was constructed before June 15, 1976, transportable in one (1) or more sections, which, in the traveling mode, is eight body feet or more in width or forty (40) body feet or more in length, or, when erected on site, is three hundred twenty (320) or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and includes the plumbing, heating, air conditioning, and electrical systems.

NONCONFORMING USE OR STRUCTURE: Any structure or use of land lawful at the time of passage or amendment of this Chapter which does not conform, after the passage or amendment of this Chapter, with the regulations of the district in which it is located.

OCCUPANCY PERMIT: An official certificate issued by the city which indicates conformance with building, zoning, and health and safety regulations and authorizes legal use and occupancy of the premises for which it is issued.

OPEN SPACE: The area included in any side, rear, or front yard or any unoccupied space on the lot that is open and unobstructed to the sky except for the ordinary projection of cornices, eaves, or porches. Parking space is not considered open space.

OUTDOOR RECREATION: Outdoor commercial uses which by their nature are recreational such as golf courses, outdoor swimming pools, tennis courts, and basketball courts.

OUTDOOR STORAGE: The storage of any equipment, machinery, commodities, raw or semi finished materials, and building materials which are not within a fully enclosed building.

PARK OR RECREATION, PRIVATE: A noncommercial, not for profit facility designed to serve the open space and recreation needs of the residents of a development.

PARK OR RECREATION, PUBLIC: The real property and improvements thereon owned, operated, or maintained by the City, university, or other public entity, which are designed or used for recreational purposes and are available to the general public. The recreational purposes includes, but is not limited to public swimming pools, golf courses, tennis courts, stadiums, and recreational centers.

PARKING AREA: An open, unoccupied space exclusively for the parking of vehicles.

PARKING LOT: An off-street, all weather paved open surface area used exclusively for the parking of motor vehicles for less than a twenty-four (24) hour period.

PARKING SPACE: An unobstructed area for the storage of cars which meets the requirements of this ordinance.

PERMITTED USES: Any use allowed in a zoning district without additional approval and subject to the restrictions applicable to a particular zoning district.

PERSON: Any corporation, partnership, association, or other artificial entity; or any individual; or any agent or employee of the foregoing.

PLANNING AND ZONING COMMISSION: The agency appointed by the City Council as an advisory body to it, and which is authorized to recommend to the City Council changes in zoning boundaries and the text of this ordinance.

PLAT: A plan of a subdivision of land creating building lots or tracts and showing all essential dimensions and other information essential to comply with the subdivision standards of the city. The plat must be prepared by a professional civil engineer registered in the State of Texas or a Public Surveyor registered in the State of Texas. Reference to a plat in this ordinance means an official plat of record which has been approved by the Planning and Zoning Commission and filed in the plat records of Tarrant or Parker County.

PLAYGROUND: An outdoor area used for recreation.

PREMISES: Land together with any structures occupying it.

PRINTING/PUBLISHING: An establishment where printed material is produced, reproduced and/or copied by either a printing press, photographic reproduction techniques, or other similar techniques. This use does not include copy shops.

PRIVATE CLUB: A group of people associated with or formally organized for a common purpose, interest or pleasure, including organizations with facilities for the storage, sale, possession, or serving of any alcoholic beverage permitted by the law of the State of Texas and where none of such facilities are available except to a member or their guests.

PRIVATE RECREATION: Belonging to or concerning a particular person or a group of persons.

PROFESSIONAL SERVICES AND OFFICES: Offices used for the conduct of business-related activities, excluding the sale of merchandise or storing of merchandise on the premises.

QUICK VEHICLE SERVICING: A business providing service to the motoring public. Such uses can include gasoline sales, light repair, tune-ups, oil changes, transmission or drive train repairs to automobiles or light trucks. No outside storage of any automobiles or materials such as tires, auto parts, etc., is allowable. The sale of motor vehicles shall be prohibited[.]

RECREATIONAL VEHICLE: A motorized vehicle, designed or maintained for use as a temporary dwelling or sleeping place for travel or recreation purposes exclusively, having no foundation other than wheels or jacks.

RECREATIONAL VEHICLE PARK: A parcel of land which is used solely for the rental or lease of lots for transient campers, trailers, motor homes, or temporary parking of any other recreational vehicle that is not a mobile home or HUD-code manufactured home.

RECYCLING BUSINESS: A business that is primarily engaged in:

- A. Converting ferrous or nonferrous metals or other materials into raw material products having prepared grades and having an existing or potential economic value;
- B. Using raw material products of that kind in the production of new products; or
- C. Obtaining or storing ferrous or nonferrous metals or other materials for a purpose described by Paragraph A or B.

RESIDENCE: A building occupied as the abiding place of one (1) or more persons which contains sleeping quarters, all appliances for cooking, ventilating, heating or lighting, and which shall be the principal building on any lot in residential zoning districts.

RESTAURANT: A structure that prepares and serves food to customers, including sit down, fast food, drive-through, and drive-in facilities.

RETAIL SALES AND SERVICE: A business established for the sale of goods or services to consumers, usually in small quantities (as opposed to wholesale) and does not include wholesale goods or services.

ROOM: A building or portion of a building which is arranged, occupied, or intended to be occupied as living or sleeping quarters, but not including toilet or cooking facilities.

SALVAGE YARD: Any lot or parcel of land on which wastes or used secondhand materials are bought, sold, exchanged, stored, processed, or handled. Materials include but are not limited to: scrap iron and other ferrous metals, paper; rags, rubber tires, bottles, discarded goods, machinery, or two (2) or more inoperable motor vehicles.

SANITARY LANDFILLS: A system of trash and garbage disposal in which the waste is buried between layers of earth.

SEXUALLY ORIENTED BUSINESS: Means:

- A. An adult arcade, adult bookstore, adult video store, adult novelty store, adult service establishment, adult cabaret, adult motel, adult theater, adult motion picture theater, escort agency, nude model business, sex parlor, or sexual encounter center, and/or
- B. Any establishment whose principal or primary business is the offering of a service or the selling, renting, or exhibiting of devices or any other items intended to provide sexual stimulation or sexual gratification to its customers, and which is distinguished by or characterized by an emphasis on matter depicting, describing, or relating to specified sexual activities or specified anatomical areas; or whose employees or customers appear in a state of nudity, semi-nudity, or simulated nudity.
- C. The term "sexually oriented business" shall not be construed to include:
 - 1. Any business operated by or employing licensed psychologists, licensed physical therapists, registered massage therapists, registered nurses, licensed athletic trainers in the practice of their professions;
 - 2. Any business operated by or employing licensed physicians or licensed chiropractors engaged in practicing the healing arts;

3. Any retail establishment whose principal or primary business is the offering of wearing apparel for sale to customers and which does not exhibit merchandise on live models; or
4. Any activity conducted or sponsored by any Texas Independent School District, licensed or accredited private school, or public or private college or university.

Please refer to Chapter 4, Article 4.1100 [article **4.10**] of the City of Azle Code of Ordinances for additional requirements and/or restrictions.

SEXUALLY ORIENTED BUSINESS- ADULT ARCADE: Any place to which the public is permitted or invited wherein coin-operated or slug-operated or electronically, electrically, or mechanically controlled still or motion picture machines, projectors, or other image-producing devices are maintained to show images to five (5) or fewer persons per machine at any one time, and where the images so displayed are distinguished or characterized by an emphasis on matter depicting, describing or relating to “specified sexual activities” or “specified anatomical areas.”

SEXUALLY ORIENTED BUSINESS - ADULT BOOKSTORE/ADULT VIDEO STORE:

- A. A commercial establishment which as one of its principal business purposes offers for sale or rental for any form of consideration any one or more of the following:
 1. Books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, videocassettes or video reproductions, slides, or other visual representations distinguished or characterized by an emphasis on matter depicting, describing or relating to “specified sexual activities” or “specified anatomical areas”; or
 2. Instruments, devices, or paraphernalia which are designed for use in connection with “specified sexual activities.”
- B. For the purpose of this definition, a commercial establishment shall be considered to have as “one of its principal business purposes” the sale or rental of the materials described in subsection **(A)** above, if:
 1. The establishment makes use of a sign visible from any public street, whether located on or off the property of the establishment, advertising the availability at the establishment of any materials described in subsection (A);
 2. The establishment devotes more than thirty (30) percent of its total floor area which is open to the public to the display of items for sale or rental that are materials described in subsection (A);
 3. More than thirty (30) percent of the total number of items displayed for sale or rental by the establishment are materials described in subsection (A); or
 4. The establishment regularly maintains on the property for sale or rental materials described in subsection (A) whose total retail value is more than fifty (50) percent of the total retail value of all materials kept on the premises for sale or rental.

SEXUALLY ORIENTED BUSINESS - ADULT CABARET: A nightclub, bar, restaurant, or similar commercial establishment which regularly features:

- A. Persons who appear in a state of nudity; or
- B. Live performances which are distinguished or characterized by an emphasis on “specified sexual activities” or the exposure of “specified anatomical areas”; or
- C. Films, motion pictures, videocassettes, slides, or other photographic reproductions which are distinguished or characterized by an emphasis on matter depicting, describing or relating to “specified sexual activities” or “specified anatomical areas.”

SEXUALLY ORIENTED BUSINESS - ADULT MOTEL: A hotel, motel, or similar commercial establishment which:

- A. Offers accommodations to the public for any form of consideration; provides patrons with closed-circuit television transmissions, films, motion pictures, videocassettes, slides, or other photographic reproductions which are distinguished or characterized by an emphasis on matter depicting, describing or relating to "specified sexual activities" or "specified anatomical areas"; and has a sign visible from the public right-of-way which advertises the availability of this adult type of photographic reproductions; or
- B. Offers a sleeping room for rent for a period of time that is less than ten (10) hours; or
- C. Allows a tenant or occupant of a sleeping room to sub-rent the room for a period of time that is less than ten (10) hours.

SEXUALLY ORIENTED BUSINESS - ADULT MOTION PICTURE THEATER: A commercial establishment where, for any form of consideration, films, motion pictures, videocassettes, slides, or similar photographic reproductions are regularly shown which are distinguished or characterized by an emphasis on matter depicting, describing or relating to "specified sexual activities" or "specified anatomical areas."

SEXUALLY ORIENTED BUSINESS - ADULT THEATER: A theater, concert hall, auditorium, or similar commercial establishment which regularly features persons who appear in a state of nudity or live performances which are distinguished or characterized by an emphasis on "specified sexual activities" or the exposure of "specified anatomical areas."

SPECIFIC USE PERMIT: A permit recommended by the Planning and Zoning Commission and authorized by the City Council for the use of land or structures in accordance to the provisions of this ordinance.

STREET: A public way between two (2) right-of-way lines, other than an alley or private drive, which has been dedicated or deeded to the public and accepted by the city for public use and affords a principal means of access (vehicular or otherwise) to property abutting thereon, as well as for utilities and sidewalks.

STORY: That part of a structure included between the surface of one (1) floor and the surface of the floor next above, or if there is no floor above, the part of the structure which is above the surface of the highest floor thereof. A top story attic is a half story when the main line of the eaves is not above the middle of the interior height of such story. The first story is the highest story having its interior floor surface not more than four (4) feet above the adjoining ground level. The standard height for a story is eleven (11) feet, six (6) inches.

STRUCTURAL ALTERATIONS: Any change in the supporting members of a structure, such as bearing walls, columns, beams or girders, or any substantial changes in the roof or exterior walls excepting such repair or replacement as may be required for the safety of the structure, but not including openings in bearing walls as permitted by the city building code.

STRUCTURE: Anything constructed or erected with a fixed location on the ground, or attached to something having a fixed location on the ground. Among other things, structures include buildings, manufactured homes, walls, fences, and poster panels.

TRACT: An un-platted parcel of land described by metes and bounds and typically recorded in the County Deed Records.

VARIANCE: A modification or variation of the provisions of this ordinance, which may be approved by the Zoning Board of Adjustment as to a specific piece of property, in accordance with this ordinance.

VEHICLE: Every mechanical device in, upon, or by which any person or property is or may be transported or drawn upon a public highway except devices moved by human power or used exclusively

upon stationary rails or tracks.

VEHICLE STORAGE FACILITY: A garage, parking lot, or any type of facility used for the storing or parking of vehicles. The storing or selling of vehicle parts, the removal of vehicle parts from stored vehicles, and the repair or reconstruction of vehicles is prohibited. A vehicle storage facility does not include an “automobile graveyard” as defined in Section 391.001, Texas Transportation Code.

WHOLESALE NURSERIES: An area where plants are grown for transplanting, for use as stocks for budding and grafting, or for sale in large quantities for resale purposes. The business may have up to fifty (50) percent retail sales in conjunction with the wholesale sales[.]

WIND GENERATOR: Is a machine that, powered by the energy of the wind, to power an electrical generator for making electricity.

WRECKER SERVICE: A wrecker or tow truck operator registered as such with the State of Texas.

YARD: An open space at grade between a structure and the adjoining lot lines, unoccupied and unobstructed by any portion of a structure from the ground upward, except driveways and sidewalks and as otherwise provided.

YARD, FRONT: An open, unoccupied landscaped space on a lot facing a street between a building and a street line.

YARD, LAKE: A yard on a lot in a Lake Front Overlay District which is located between the structure and the property line which abuts the lake.

YARD, REAR: A yard between the rear lot line and the rear line of the main structure and the side lot lines.

YARD, SIDE: A yard between the structure and the side line of the lot and extending from the front yard to the required minimum rear yard.

ZONING ADMINISTRATOR: The administrator or the designee, appointed by the City Manager, to enforce and administer the terms of this ordinance. The individual whose decisions and interpretations may be appealed to the Zoning Board of Adjustment.



Presenter: Tom Muir, City Manager

Agenda Item: "No Littering" signs

Background and Explanation:

Mayor Pro Tem Goode requested an update on "no littering" signs.

Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

N/A.

Attachments:

None



Presenter: Tom Muir, City Manager

Agenda Item: Beautification Committee

Background and Explanation:

Mayor Pro Tem Goode requested an update on creating a Beautification Committee.

Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

N/A.

Attachments:

None