

City of Houston, Texas, Ordinance No. 2009- 868

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AN ORDINANCE EXTENDING THE PROVISIONS OF SECTION 28-203 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, TO VARIOUS SINGLE-FAMILY RESIDENTIAL PROPERTIES WITHIN THE BINGLEWOOD SUBDIVISION, SECTION 1, TO PROHIBIT THE PARKING OF VEHICLES IN THE FRONT OR SIDE YARDS OF SUCH RESIDENCES; MAKING FINDINGS AND CONTAINING OTHER PROVISIONS RELATED THERETO; AND DECLARING AN EMERGENCY.

* * * *

WHEREAS, on January 29, 2009, the City Council determined that the parking of vehicles in the front or side yards of single-family residences could, in certain cases, result in the diminution of property values in affected neighborhoods, degrade the aesthetic appearance of single-family residential areas where such practices are significant or common, damage underground infrastructure due to the weight of such parked vehicles leading to the loss of water, and result in other conditions detrimental to the health, safety and welfare of the residents of such areas: and

WHEREAS, to address the findings of the City Council set forth in the preceding recital, the City Council passed Ordinance No. 2009-59 (the "Ordinance"), amending Chapter 28 of the Code of Ordinances, Houston, Texas (the "Code"), to add a new Article X prescribing procedures designed to allow property owners within a single-family area detrimentally affected by the parking of vehicles in the front or side yards of single-family residences to petition the City Council to prohibit such parking practices; and

WHEREAS, the Ordinance also conferred upon the Director of the Planning and Development Department (the "Director") the responsibility for the administration of the procedures adopted in the Ordinance and the evaluation and determination of the necessity for a prohibition of such parking practices in response to a written application or petition filed by property owners of single-family residences claiming detrimental effects upon the neighborhood described in such written application or petition; and

WHEREAS, the procedures adopted by the Ordinance provide for review of an application or petition by the Director and, if at least one protest to the application or petition is received by the Director, a public hearing to be held by a hearing officer appointed by the Director to consider the application or petition and any protest against the prohibition of such parking practices; and

WHEREAS, the Director, having received an application filed by the Binglewood Civic Club and given notice as required by Section 28-303(i) of the Code, reviewed the application and determined that the prohibition against the parking of vehicles in the front or side yards of single-family residences set forth in Section 28-303 of the Code should be imposed upon the single family residences located within the application area, as more particularly shown in Exhibit A to this ordinance; and

2009-05-04

WHEREAS, the City Council has reviewed the application and the written recommendations of the hearing officer and has determined that all prerequisites to the consideration of the application made the subject of this ordinance have been performed and satisfied, as required by Chapter 28, Article X, of the Code; and

WHEREAS, the City Council has further determined that the parking practices described in the application have caused and or are likely to continue to cause the detrimental effects upon the residences described in Exhibit A unless the provisions of Section 28-303 of the Code, are made applicable to such residences and that such action is in the best interests of the residences and property owners described in such exhibit; **NOW, THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOUSTON, TEXAS:

Section 1. That the findings and recitals contained in the preamble of this Ordinance are declared to be true and correct and are hereby adopted and made a part of this Ordinance.

Section 2. That the City Council finds that the application of Section 28-303 of the Code of Ordinances, Houston, Texas, should be imposed upon the residences described in Exhibit A attached to this ordinance. The City Council further finds that effective enforcement of the restrictions imposed by this Ordinance requires that a certified copy of this Ordinance be recorded in the Real Property Records of Harris County, Texas, and the City Secretary is hereby authorized and directed to effect such recording.

Section 3. That this Ordinance and the restrictions imposed by this Ordinance shall terminate on the 20th anniversary of the effective date of this Ordinance, unless earlier terminated by an ordinance adopted by the City Council.

Section 4. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon

2009-09-14 15:45


its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days of its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this 23rd day of September, 2009.

APPROVED this ____ day of _____, 2009.

Mayor of the City of Houston

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of this foregoing Ordinance is SEP 29 2009



City Secretary

Prepared by Legal Dept. 
RDC:asw 9/14/09 Senior Assistant City Attorney
Requested by Marlene L. Gafrick, Director, Planning and Development Department
L.D. File No. 0610900049002)

HP 069-39-0476

AYE	NO	
✓		MAYOR WHITE
....	COUNCIL MEMBERS
✓		LAWRENCE
✓		JOHNSON
✓		CLUTTERBUCK
✓		ADAMS
✓		SULLIVAN
✓		KHAN
✓		HOLM
✓		GONZALEZ
✓		RODRIGUEZ
	ABSENT	BROWN
✓		LOVELL
	ABSENT OR PERSONAL BUSINESS	NORIEGA
	ABSENT	GREEN
✓		JONES
CAPTION	ADOPTED	

CAPTION PUBLISHED IN DAILY COURT
REVIEW
DATE: SEP 29 2009

HP 069-39-0477

EXHIBIT A

FILED

2009 DEC 15 AM 8:55

Beverly B. Kaufman
COUNTY CLERK
HARRIS COUNTY, TEXAS

D

HCAD NUM	ADDRESS	CITY	ZIP	LEGAL 1	LEGAL 2	GROUP
0835710000038	3405 HOLLISTER ST	HOUSTON	77080	LT 38 BLK 5	BINGLEWOOD	Single-Family Residential
0835720000039	3210 HOLLISTER ST	HOUSTON	77080	LT 39 BLK 6	BINGLEWOOD	Single-Family Residential
0835720000040	3206 HOLLISTER ST	HOUSTON	77080	LT 40 BLK 6	BINGLEWOOD	Single-Family Residential
0835720000041	3202 HOLLISTER ST	HOUSTON	77080	LT 41 BLK 6	BINGLEWOOD	Single-Family Residential
0835720000042	3114 HOLLISTER ST	HOUSTON	77080	LT 42 BLK 6	BINGLEWOOD	Single-Family Residential
0835720000043	3110 HOLLISTER ST	HOUSTON	77080	LT 43 BLK 6	BINGLEWOOD	Single-Family Residential
0835720000044	3106 HOLLISTER ST	HOUSTON	77080	LT 44 BLK 6	BINGLEWOOD	Single-Family Residential
0835720000045	3102 HOLLISTER ST	HOUSTON	77080	LT 45 BLK 6	BINGLEWOOD	Single-Family Residential
0835720000046	3101 CAMEO DR	HOUSTON	77080	LT 46 BLK 6	BINGLEWOOD	Single-Family Residential
0835720000047	3105 CAMEO DR	HOUSTON	77080	LT 47 BLK 6	BINGLEWOOD	Single-Family Residential
0835720000048	3109 CAMEO DR	HOUSTON	77080	LT 48 BLK 6	BINGLEWOOD	Single-Family Residential
0835720000049	3113 CAMEO DR	HOUSTON	77080	LT 49 BLK 6	BINGLEWOOD	Single-Family Residential
0835720000050	3201 CAMEO DR	HOUSTON	77080	LT 50 BLK 6	BINGLEWOOD	Single-Family Residential
0835720000051	3205 CAMEO DR	HOUSTON	77080	LT 51 BLK 6	BINGLEWOOD	Single-Family Residential
0835720000052	3209 CAMEO DR	HOUSTON	77080	LT 52 BLK 6	BINGLEWOOD	Single-Family Residential
0835730000053	3210 CAMEO DR	HOUSTON	77080	LT 53 BLK 7	BINGLEWOOD	Single-Family Residential
0835730000054	3206 CAMEO DR	HOUSTON	77080	LT 54 BLK 7	BINGLEWOOD	Single-Family Residential
0835730000055	3202 CAMEO DR	HOUSTON	77080	LT 55 BLK 7	BINGLEWOOD	Single-Family Residential
0835730000056	3201 ELEGIA DR	HOUSTON	77080	LT 56 BLK 7	BINGLEWOOD	Single-Family Residential
0835730000057	3205 ELEGIA DR	HOUSTON	77080	LT 57 BLK 7	BINGLEWOOD	Single-Family Residential
0835730000058	3209 ELEGIA DR	HOUSTON	77080	LT 58 BLK 7	BINGLEWOOD	Single-Family Residential
0835730000059	3213 ELEGIA DR	HOUSTON	77080	LT 59 BLK 7	BINGLEWOOD	Single-Family Residential
0835730000060	3214 ELEGIA DR	HOUSTON	77080	LT 60 BLK 7	BINGLEWOOD	Single-Family Residential
0835730000061	3210 ELEGIA DR	HOUSTON	77080	LT 61 BLK 7	BINGLEWOOD	Single-Family Residential
0835730000062	3206 ELEGIA DR	HOUSTON	77080	LT 62 BLK 7	BINGLEWOOD	Single-Family Residential
0835730000063	8718 GREINER DR	HOUSTON	77080	LT 63 BLK 7	BINGLEWOOD	Single-Family Residential
0835730000064	8714 GREINER DR	HOUSTON	77080	LT 64 BLK 7	BINGLEWOOD	Single-Family Residential
0835730000065	8710 GREINER DR	HOUSTON	77080	LT 65 BLK 7	BINGLEWOOD	Single-Family Residential
0835740000066	8709 GREINER DR	HOUSTON	77080	LT 66 BLK 8	BINGLEWOOD	Single-Family Residential
0835740000067	8713 GREINER DR	HOUSTON	77080	LT 67 BLK 8	BINGLEWOOD	Single-Family Residential
0835740000068	8717 GREINER DR	HOUSTON	77080	LT 68 BLK 8	BINGLEWOOD	Single-Family Residential
0835740000069	8721 GREINER DR	HOUSTON	77080	LT 69 BLK 8	BINGLEWOOD	Single-Family Residential
0835740000070	8725 GREINER DR	HOUSTON	77080	LT 70 BLK 8	BINGLEWOOD	Single-Family Residential
0835740000071	8729 GREINER DR	HOUSTON	77080	LT 71 BLK 8	BINGLEWOOD	Single-Family Residential
0835740000072	8733 GREINER DR	HOUSTON	77080	LT 72 BLK 8	BINGLEWOOD	Single-Family Residential
0835740000073	8738 BLANKENSHIP DR	HOUSTON	77080	LT 73 BLK 8	BINGLEWOOD	Single-Family Residential

0835740000074	8734	BLANKENSHIP DR	HOUSTON	77080	LT 74 BLK 8	BINGLEWOOD	Single-Family Residential
0835740000075	8730	BLANKENSHIP DR	HOUSTON	77080	LT 75 BLK 8	BINGLEWOOD	Single-Family Residential
0835740000076	8726	BLANKENSHIP DR	HOUSTON	77080	LT 76 BLK 8	BINGLEWOOD	Single-Family Residential
0835740000077	8722	BLANKENSHIP DR	HOUSTON	77080	LT 77 BLK 8	BINGLEWOOD	Single-Family Residential
0835740000078	8718	BLANKENSHIP DR	HOUSTON	77080	LT 78 BLK 8	BINGLEWOOD	Single-Family Residential
0835740000079	8714	BLANKENSHIP DR	HOUSTON	77080	LT 79 BLK 8	BINGLEWOOD	Single-Family Residential
0835740000080	8710	BLANKENSHIP DR	HOUSTON	77080	LT 80 BLK 8	BINGLEWOOD	Single-Family Residential
0835750000081	8709	BLANKENSHIP DR	HOUSTON	77080	LT 81 BLK 9	BINGLEWOOD	Single-Family Residential
0835750000082	8713	BLANKENSHIP DR	HOUSTON	77080	LT 82 BLK 9	BINGLEWOOD	Single-Family Residential
0835750000083	8717	BLANKENSHIP DR	HOUSTON	77080	LT 83 BLK 9	BINGLEWOOD	Single-Family Residential
0835750000084	8721	BLANKENSHIP DR	HOUSTON	77080	LT 84 BLK 9	BINGLEWOOD	Single-Family Residential
0835750000085	8725	BLANKENSHIP DR	HOUSTON	77080	LT 85 BLK 9	BINGLEWOOD	Single-Family Residential
0835750000086	8729	BLANKENSHIP DR	HOUSTON	77080	LT 86 BLK 9	BINGLEWOOD	Single-Family Residential
0835750000087	8733	BLANKENSHIP DR	HOUSTON	77080	LT 87 BLK 9	BINGLEWOOD	Single-Family Residential
0835750000088	8737	BLANKENSHIP DR	HOUSTON	77080	LT 88 BLK 9	BINGLEWOOD	Single-Family Residential
0835750000089	8741	BLANKENSHIP DR	HOUSTON	77080	LT 89 BLK 9	BINGLEWOOD	Single-Family Residential
0835750000090	8745	BLANKENSHIP DR	HOUSTON	77080	LT 90 BLK 9	BINGLEWOOD	Single-Family Residential
0835750000091	8749	BLANKENSHIP DR	HOUSTON	77080	LT 91 BLK 9	BINGLEWOOD	Single-Family Residential
0835750000092	8753	BLANKENSHIP DR	HOUSTON	77080	LT 92 BLK 9	BINGLEWOOD	Single-Family Residential
0835670000001	8802	SONNEVILLE DR	HOUSTON	77080	LTS 1 & 2 BLK 1	BINGLEWOOD	Single-Family Residential
0835680000003	8750	SONNEVILLE DR	HOUSTON	77080	LT 3 BLK 2	BINGLEWOOD	Single-Family Residential
0835680000004	8746	SONNEVILLE DR	HOUSTON	77080	LT 4 BLK 2	BINGLEWOOD	Single-Family Residential
0835680000005	8742	SONNEVILLE DR	HOUSTON	77080	LT 5 BLK 2	BINGLEWOOD	Single-Family Residential
0835680000006	8738	SONNEVILLE DR	HOUSTON	77080	LT 6 BLK 2	BINGLEWOOD	Single-Family Residential
0835680000007	8734	SONNEVILLE DR	HOUSTON	77080	LT 7 BLK 2	BINGLEWOOD	Single-Family Residential
0835680000008	8730	SONNEVILLE DR	HOUSTON	77080	LT 8 BLK 2	BINGLEWOOD	Single-Family Residential
0835680000009	8726	SONNEVILLE DR	HOUSTON	77080	LT 9 BLK 2	BINGLEWOOD	Single-Family Residential
0835680000010	8722	SONNEVILLE DR	HOUSTON	77080	LT 10 BLK 2	BINGLEWOOD	Single-Family Residential
0835680000011	3410	ELEGIA DR	HOUSTON	77080	LT 11 BLK 2	BINGLEWOOD	Single-Family Residential
0835680000012	3406	ELEGIA DR	HOUSTON	77080	LT 12 & TR 16D BLK 2	BINGLEWOOD	Single-Family Residential
0835680000013	3402	ELEGIA DR	HOUSTON	77080	LT 13 & TR 16A BLK 2	BINGLEWOOD	Single-Family Residential
0835680000014	3308	ELEGIA DR	HOUSTON	77080	LT 14 & TR 16C BLK 2	BINGLEWOOD	Single-Family Residential
0835680000015	3302	ELEGIA DR	HOUSTON	77080	LT 15 BLK 2	BINGLEWOOD	Single-Family Residential
0835690000017	3301	ELEGIA DR	HOUSTON	77080	LT 17 BLK 3	BINGLEWOOD	Single-Family Residential
0835690000018	3307	ELEGIA DR	HOUSTON	77080	LT 18 BLK 3	BINGLEWOOD	Single-Family Residential
0835690000019	3401	ELEGIA DR	HOUSTON	77080	LT 19 BLK 3	BINGLEWOOD	Single-Family Residential
0835690000020	3405	ELEGIA DR	HOUSTON	77080	LT 20 BLK 3	BINGLEWOOD	Single-Family Residential

0835690000021	3406 CAMEO DR	HOUSTON 77080	LT 21 BLK 3	BINGLEWOOD	Single-Family Residential
0835690000022	3402 CAMEO DR	HOUSTON 77080	LT 22 BLK 3	BINGLEWOOD	Single-Family Residential
0835690000023	3310 CAMEO DR	HOUSTON 77080	LT 23 BLK 3	BINGLEWOOD	Single-Family Residential
0835690000024	3306 CAMEO DR	HOUSTON 77080	LT 24 BLK 3	BINGLEWOOD	Single-Family Residential
0835690000025	3302 CAMEO DR	HOUSTON 77080	LT 25 BLK 3	BINGLEWOOD	Single-Family Residential
0835700000026	3303 CAMEO DR	HOUSTON 77080	LT 26 & TR 27A BLK 4	BINGLEWOOD	Single-Family Residential
0835700000028	3309 CAMEO DR	HOUSTON 77080	LT 28 BLK 4	BINGLEWOOD	Single-Family Residential
0835700000029	3401 CAMEO DR	HOUSTON 77080	LT 29 BLK 4	BINGLEWOOD	Single-Family Residential
0835700000030	3405 CAMEO DR	HOUSTON 77080	LT 30 BLK 4	BINGLEWOOD	Single-Family Residential
0835700000031	3406 HOLLISTER ST	HOUSTON 77080	LT 31 BLK 4	BINGLEWOOD	Single-Family Residential
0835700000032	3402 HOLLISTER ST	HOUSTON 77080	LT 32 BLK 4	BINGLEWOOD	Single-Family Residential
0835700000033	3308 HOLLISTER ST	HOUSTON 77080	LT 33 BLK 4	BINGLEWOOD	Single-Family Residential
0835700000034	3302 HOLLISTER ST	HOUSTON 77080	LT 34 BLK 4	BINGLEWOOD	Single-Family Residential
0835700000035	3305 CAMEO DR	HOUSTON 77080	TR 27B BLK 4	BINGLEWOOD	Single-Family Residential
0835710000035	3301 HOLLISTER ST	HOUSTON 77080	LT 35 BLK 5	BINGLEWOOD	Single-Family Residential
0835710000036	3307 HOLLISTER ST	HOUSTON 77080	LT 36 BLK 5	BINGLEWOOD	Single-Family Residential
0835710000037	3401 HOLLISTER ST	HOUSTON 77080	LT 37 BLK 5	BINGLEWOOD	Single-Family Residential

HP 069-39-0401

I, ANNA RUSSELL, City Secretary of the City of Houston, Texas, do hereby certify that the within and foregoing is a true and correct copy of Ordinance 2009-868 passed and adopted by the City Council of said City on the 23rd day of September, 2009, as the same appears in the records in my office.

WITNESS my hand and the Seal of said City this 28th day of September, 2009.

Anna Russell
City Secretary of the City of Houston

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ANY PROVISION HEREIN WHICH RESTRICTS THE SALE, RENTAL, OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW, THE STATE OF TEXAS
COUNTY OF HARRIS
I hereby certify that this instrument was FILED in the number Sequence on the date and at the stamped location by me, and was duly RECORDED, in the Official Public Records of Real Property of Harris County Texas on

DEC 15 2009



Carol L. Kayman
COUNTY CLERK
HARRIS COUNTY, TEXAS

RECORDER'S MEMORANDUM:
At the time of recordation, this instrument was found to be inadequate for the best photographic reproduction because of illegibility, carbon or photo copy, discolored paper, etc. All blackouts, additions and changes were present at the time the instrument was filed and recorded.

Return to
Mohdudul Haq/
Planning & Development Department
P. O. Box 1562
Houston, Texas 77251-1562