

STREETS AND SIDEWALKS

Chapter 17

Article 1. In General

Sec. 17-1. Adoption of state law regarding street improvements.

Whereas an election held on April 12, 1927 resulted in the adoption of the benefits of Articles 1086 to 1096, both inclusive, and Articles 1104 and 1105 of the Revised Civil Statutes of Texas of 1925, relating to street improvements, such articles are hereby declared to have been legally adopted at such election by the resident property taxpayers and qualified voters of the city, and the provisions and terms and benefits of such articles shall be in full force and effect in the city. (Ord. of 4-15-27)

Sec. 17-2. Regulations for access driveways to state highways.

The city hereby adopts as a part of this code the regulations for access driveways to state highways as the same appear in a printed booklet published by the Texas Highway Department in accordance with Minute Order No. 34719, dated September 23, 1953, and entitled "Regulations for Access Driveways to State Highways," a copy of which booklet is on file in the office of the city secretary. It shall be unlawful for any person to construct any driveway or revise any existing driveway on property abutting any state highway within the corporate limits of the city without complying with the provisions set forth in such booklet. (Ord. of 6-22-54, §§1,2)

Sec. 17-3. Sidewalk obstructions.

It shall be unlawful for any person to display any merchandise on any sidewalk or place thereon any obstruction, sign, containers, scales, or anything that would in any way interfere with pedestrians. (Ord. of 9-2-29, §31)

Sec. 17-4. Printing or painting on streets or sidewalks.

The printing, painting, writing or placing of any sign, writing, advertisement, picture, character or other symbol on any street or sidewalk within the city is prohibited. (Ord. of 9-2-29, §19)

Sec. 17-4a. Address Marking of Concrete curb and Gutter.

The marking of the legal address, not including the street name, of a property on the face of the concrete curb and gutter adjoining the property is lawful only if it is in accordance with the following:

Maximum height: 6-inches

Maximum width: Number of characters required multiplied by 6-inches plus 12-inches.

Maximum Number: Two each per legal address.

Logos: A graphical symbol may be allowed providing it does not add to the maximum width and is not objectionable to the neighboring property owners or is offensive to the general public.

(Ord. of 8-22-95)

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Sec. 17-4b. Numbering of Residences and Businesses.

Every residence and/or business shall be adequately identified by numbering e.g. street numbers. All numbers on residences and/or businesses shall be of a size of not less than three inches (3") in height and approximately two or more inches (2") in width and shall be so placed as to be seen readily from the street. The numbers shall be of durable metal, glass or enamel. Perishable material such as paper or cardboard and markings of pen, pencil or other easily displaced materials or substances shall not be deemed to be in compliance herewith. Any person, firm or corporation who violates this section is guilty of a misdemeanor offense punishable by a fine of not less than \$25.00 dollars nor to exceed \$500.00. (Ord. of 12-9-97)

Sec. 17-5. Washing or repairing vehicles on street or alley.

It shall be unlawful for any person to wash or repair, or assist in washing or repairing, any automobile or other motor vehicle on any paved street or alley in the city; provided however, that repairs may be made in case of emergency. (Ord. of 9-2-29, §29)

Sec. 17-6. Discharge of waste water on streets or sidewalks.

It shall be unlawful for any person to run wash or waste water of any description from filling stations, buildings, or any private property onto or upon sidewalks, streets, alleys, or other public passway within the city. (Ord. of 9-2-29, §30)

Sec. 17-7. Deposit of paper, trash or refuse on streets or sidewalks.

The sweeping, dumping, placing or depositing of papers, trash or refuse of any kind into or onto the streets, alleys, curbs or sidewalks of the city is hereby declared to constitute a nuisance and is hereby prohibited. It shall be unlawful for any person to deposit or dump or place any papers, trash or refuse of any kind into or onto the streets, alleys, curbs or sidewalks of the city. Any person running, operating, or in charge of any store, place of business or residence shall be liable and responsible for the violation of this section and shall see that any and all persons in his employment refrain from doing the acts herein prohibited, and any owner, manager or employer who knowingly permits any employee to violate any of the provisions of this section shall be guilty of an offense hereunder, and any employee or other person who violates the provisions of this section shall also be guilty of an offense. (Ord. of 7-23-35, 1)

Sec. 17-8. Abatement of traffic hazards in the form of trees, hedges, shrubbery, etc.

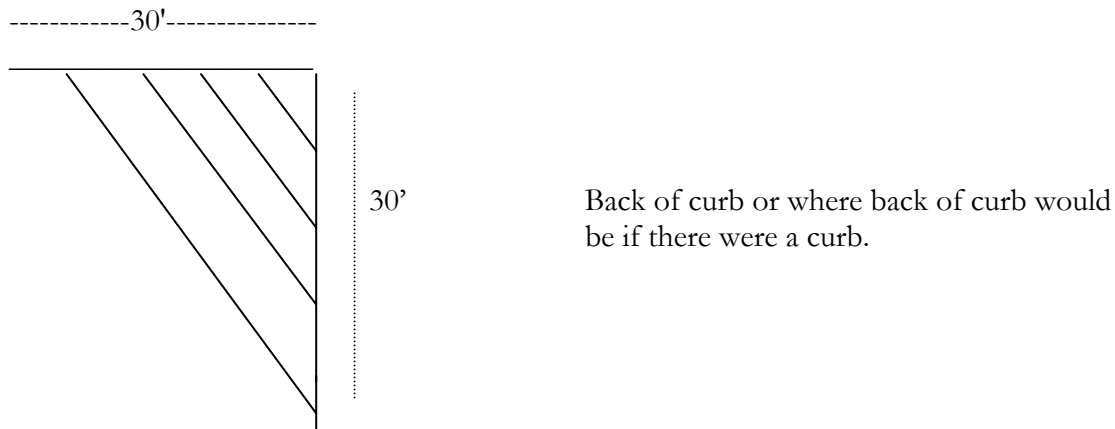
(A) The following are hereby declared a nuisance and/or a traffic hazard subject to the regulations hereinafter provided:

- (1) Any wall, fence, sign or other structure, hedge, tree, shrubbery or other growth, or object of any kind on any land which creates a traffic hazard:
 - (a) by unreasonably obstructing the view of an adjacent street, alley, driveway or intersection by a vehicle operator or pedestrian on a street or alley or in or approaching an intersection or

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- (b) by unreasonably increasing the risk of damage or injury to a vehicle, vehicle operator or pedestrian, or which creates a traffic hazard for a pedestrian on a sidewalk by unreasonably obstructing the view thereof.
- (2) Any wall, fence, sign or other structure, hedge, tree, shrubbery or other growth, or object of any kind higher than two and one-half (2.5) feet above the street elevation located on a corner lot at a street intersection and within the triangle formed by the corner formed by the intersection of the back of curb lines or an imaginary extension of said lines (or if there is no curb, the corner where the back of curb lines would intersect if there were a curb) nearest the street intersection and the point on each said back of curb line which is thirty (30) feet from said corner as shown on Table "A"; provided, however, this subsection (2) shall not apply to single trees with single trunks trimmed so that no vegetation on the tree hangs lower than eight (8) feet above the street elevation; provided, however, this subsection (2) shall not apply in the Central Area (CA) zoning district and shall not apply to official traffic control devices or approved public utilities.
- (3) The term "intersection" shall be the definition contained in Section 541.303 of the Transportation Code V.T.C.A..

TABLE "A"



- (B) The city manager or their designee is hereby instructed to give notice to the owner of any abutting property and afford such owner the opportunity to do the work of removing the aforesaid hazard to traffic, but shall not be compelled to await the owner's action in any case where they shall find that the public safety requires the immediate abatement of such hazard.

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- (C) The procedures for abatement and removal of a hazard to traffic require not less than ten (10) days' notice stating the nature of the hazard to traffic, that must be removed and abated not later than the tenth (10th) day after the date on which the notice was mailed, and that a request for a hearing must be made before expiration of the ten (10) day period. The notice must be mailed by certified mail with a five (5) day return requested to the owner or occupant of the abutting property as to the hazard to traffic. If any notice is returned undelivered by the United States Post Office, official action to abate the hazard to traffic shall be continued to a date of not less than the eleventh (11th) day after the date of return.
- (D) In the event that any hazard is not removed after such ten (10) day notice to the abutting property owner, then and in that event the city manager or their designee is authorized and directed to cause to do whatever is necessary on the premises to remove such hazard, the same to be done immediately.
- (E) In the event that the affected property owner/occupant objects with the action of the city manager or their designee they may within the ten (10) day period of notice herein above described, file an appeal with the traffic commission for a hearing by such commission. If the affected property owner/occupant is unsatisfied with the traffic commission's decision they may in their discretion appeal to the city council at their next regular meeting, whose judgment shall be final. An appeal to the city council must be filed within ten (10) days of the traffic commission's decision. All objections, request for hearing and appeals must be in writing and sent to the city manager by certified mail return receipt requested.
- (F) Any person, firm, corporation or association of individuals who violate this section shall be deemed guilty of a misdemeanor and upon conviction shall be fined a sum not to exceed two hundred dollars (\$200.00) and each day that the nuisance, obstruction, traffic hazard or violation persists or is permitted to remain shall constitute a separate offense. (Ord. Of 4-27-99)

Sec. 17.9 to 17-17. Reserved

Article 2. Cuts or Alterations in Streets or Alleys

Sec. 17-18. Permit.

It shall be unlawful for any person to cut or alter the surface or subsurface of any paved or unpaved street or alley in the city without having first secured a permit from the office of the director of public works.

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A three-section card form will be used for the street or alley cut permit, as designed by the director of public works. Section A of this form will be kept in the public works department files; Section B will be approved by the director of public works and sent to the applicant along with Section C. Section C will be used by the applicant to notify the director of public works that the cut is ready for repair. Section C will then be filed with Section A. (Ord. of 8-25-59, §§1,3)

Sec. 17-19. Repair fee.

Any person who cuts or alters any paved or unpaved street or alley in the City of Big Spring shall pay a repair fee to the city according to the following schedule:

| Type of Pavement | First Square Yard or Less | Each Additional Square Yard |
|------------------|---------------------------|-----------------------------|
| Concrete | \$35.00 | \$4.50 |
| Asphalt | \$30.00 | \$4.50 |
| Unpaved Streets | \$20.00 | \$3.00 |

Charges for cutting or altering any street or alley in the city shall be paid at the time the permit required by section 17-18 is issued, and will be based on the estimated size of the cut to be made. Adjustments for overruns and underruns will be calculated upon completion of the cut and additional charges or reimbursements will be made accordingly. (Ord. of 9-10-74, Ord. 6-10-86)

Sec. 17-20. Back-filling, filling and resurfacing.

Any person making a street or alley cut under a permit required by this article shall back-fill the ditch as directed by the public works department.

The public works department will be notified when the back-filling required by this section is completed. This notification will be accomplished by the submission of Section C of the application form to the department of public works. Upon acceptance of the back-fill by the department of public works the permit holder will be notified that the city will take over the cut and assume liability for the safety of the traveling public.

The public works department will then resurface the cut. At the time that the department begins the resurfacing of the ditch, the city assumes complete control over the ditch.

In certain areas designated by the public works department paving cuts across streets will not be permitted. The crossing of these designated streets with pipeline or cables must be accomplished by boring, tunneling or jacking at the expense of the contractor. (Ord. of 9-10-74)

Sec. 17-21. Warning devices required.

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Every person who makes a cut in or alters the surface or subsurface of any street or alley shall place substantial warning devices on the street or alley which is being cut. The warning devices shall be plainly visible from all directions both day and night.

Every person, other than a duly authorized employee of the city, who makes a cut or alteration in any street or alley, or who engages in any other work which hinders traffic movement, shall place proper barricades around such work and also place clearly marked signs giving the name of the person under whose authority the work is being done. (Ord. of 8-25-59, §5)

Sec. 17-22. City not liable for injuries during progress of work.

Until such time as the public works department assumes control over the back-filling of any cut or alteration being made pursuant to this article, the city will assume no liability for any injuries arising out of any accident caused by the failure of any person to take the necessary safety measures when such person is in the process of making or has made a cut or alteration in the surface or subsurface of the streets or alleys of the city. (Ord. of 8-25-59, §5)

Sec. 17-23. Abandoning and vacating city streets, alleys or easements; administrative charges assessed.

There is hereby assessed an administrative charge for the abandoning and vacating of city streets, alleys or easements as follows:

| Vacation and abandoning: | |
|-----------------------------|----------|
| 0 to 1,000 square yards | \$125.00 |
| 1,000 to 2,000 square yards | \$250.00 |
| 2,000 to 3,000 square yards | \$400.00 |
| 3,000 square yards up | \$500.00 |

(Ord. of 10-25-83, §17-23)

Sec. 17-24. Application; procedure.

- (A) Any person, firm or corporation desiring to have a city street, alley or easement abandoned and vacated shall make written application for same to the city council and all charges shall be paid in advance of said abandonment. The application shall have attached to it the signed written consent and release of all owners of all property within all blocks which abut on either side of the street, alley or easement, any portion of which is adjacent to said block and is proposed to be abandoned and the signed written consent and release of all owners of all property which would be left without a means of access if the proposed abandonment is granted. The Director of Public Works, upon receipt of a copy of the application, shall calculate the charges and mail a notice to the

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applicant of the charges. Should the City Council elect to not grant the request, then the money shall be refunded to the applicant or applicants.

- (B) In the event City Council considers a proposed vacation and abandonment of a public street, a public hearing shall be held by the governing body. Notice of such hearing shall be given by publication in the official publication of the City of Big Spring, stating the time and place of such hearing, which such time shall not be earlier than ten (10) days before the date of publication. Upon approval of said vacation and abandonment of said street right-of-way, the Mayor is hereby authorized to execute a Quit Claim Deed to the owner of said abutting property owner. (Ord. of 10-25-83, §17-24, Ord. of 7-11-00)

Sec. 17-25. Requirements and effect of abandonment and vacation.

No street, alley or easement shall be abandoned and vacated unless it is in the public interest to do so and the signed written consent and release provided in section 17-24 is attached to the application and all requirements of this article and all other applicable ordinances and laws are satisfied. Whenever a street, alley or easement is abandoned, the abandoned property shall revert in equal proportion to the abutting landowners. (Ord. of 10-25-83, §17-25)

Sec. 17-26. Retention of utility easement upon abandoning and vacating street alley or easement.

Upon the abandoning and vacating of any street, alley or easement, the city shall have the right, if it so desires, to retain a utility easement within the street, alley or easement abandoned; provided, however, if the city elects to retain said utility easement, then the administrative charges for abandoning said street, alley or easement shall be only one-half (2) of the amount prescribed in section 17-23 of this chapter. (Ord. of 10-25-83, §17-26)

Sec. 17-27. Conveyance sale or trade of land or interest in land owned by the city.

In addition to the foregoing requirements, and as required by article 5421c of the Texas Revised Civil Statutes, any conveyance, sale or trade of any land or interest in land owned by the city, including a street or alley, whether owned in fee or used by easement, and including any other easement interest in land, shall never be for less than the fair market value of the land or interest being conveyed, sold or traded, as determined by an appraisal obtained by the city, which shall be conclusive of the fair market value thereof. In case of a street, alley or easement interest in land referred to in section 17-24 the charges referred to in said section shall include the cost of the above-described appraisal and the dollar value of said street, alley or easement interest; provided, however, if the city council elects to not grant the request as provided in Section 17-24, then, notwithstanding section 17-24, the money deposited to cover the cost of said appraisal shall not be refunded to the applicant but the money deposited to cover the administrative charges provided in section 17-23 and the money deposited to cover the dollar value of the street, alley or easement interest shall be refunded to the applicant or applicants. If the city council elects to grant the request, then as required by said article 5421c-12, the street or alley, whether owned in

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fee or used by easement or other easement interest may be sold to the abutting owner or owners in proportion to their abutting ownership, said division between owners to be made in an equitable manner. As required by article 1017 of the Texas Revised Civil Statutes, the proceeds of any sale of parts of streets or alleys shall be used only for the acquisition and improvement

of property for the same uses as that so sold. Any conveyance, sale or trade of any land or interest in land owned by the city which is not made under the foregoing exemptions or one of the other exemptions in section 2 of said article 5421c-12 shall be subject to the bid procedures and publication requirements set forth in section 1 of said article 5421c-12.(Ord. 99-83, 12-27-83, §17-27)

Sec. 17-28 to 17-32. Reserved.

Article 3. Construction or Alteration of Curbs, Gutters and Sidewalks.

Sec. 17-33. Permit.

No curb or gutter or sidewalk shall be constructed within the right-of-way of the public streets of the City of Big Spring or having been previously constructed, shall be altered, without the written consent of the director of public works. Such consent shall be in the form of an approved permit issued by the director of public works or his duly authorized agent. The permit required by this section shall bear the following fee:

| | |
|---------------------------------|----------|
| Residential curb permit | \$ 10.00 |
| Commercial curb cut permit..... | \$ 10.00 |

(Ord. 6-10-86)

Sec 17-34. Bond for curb cuts

No person, other than a duly authorized employee of the city or a public utility, shall cut any existing curb, without first filing with the city a surety bond in the amount of one thousand dollars (\$1,000.00) conditioned that the work will be done according to the city's standards and specifications.

Sec. 17-35. Design standards.

All curb and gutter or sidewalks constructed in the right-of-way of the public streets of the city shall conform to the design of the curb and gutter and sidewalk standards as set by the director of public works. (Ord. of 7-28-59, Art. 2)

Sec. 17-36. Location requirements; curb and gutter "leave-outs" for parking.

Curb and gutter shall be placed within the street right-of-way and shall conform to the existing or proposed street paving width. Location shall be determined on the ground by the director of public works or his authorized agent, such determination being accomplished by the use of grade stakes described in section 17-37. Curb and gutter "leave-outs" to provide for angle parking or for any other purpose shall not be allowed except as special permission is granted by the city council. Where "leave-outs" or cuts now exist and off-street parking is being practiced on the right-of-way of the street, the design of such parking as to head-in angle shall be designated by the director of public works.

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Sidewalks shall, in every case, be placed on the right-of-way of the street with one edge of such sidewalk always being coincident with the right-of-way line of the street, or in special cases, as directed by the director of public works. (Ord. of 7-28-59, Art. 3)

Sec. 17-37. Line and grade for new construction.

When application is made for section I of the permit required by section 17-33, the public works department shall, within seven (7) days, place grade stakes on the ground to cover the extent of construction applied for. These grade stakes shall determine the line and grade of the curb and gutter or sidewalk to be built and such curb and gutter or sidewalk shall be built to that line and grade.

Information about line and grade shall be furnished to the applicant by means of a cut sheet, which shall show the location of proposed construction by an offset from the stakes, and shall show the grade by means of cuts or fills from the elevation of the stakes. No work whatever shall be done on the construction of any curb and gutter or sidewalk without first obtaining such cut sheet. (Ord. of 7-28-59, Arts. 1,4; Ord. of 8-25-59, Art. 1)

Sec. 17-38. Curb cut layout for alterations.

Curb and gutter sidewalks to be cut under Section II of the permit required by section 17-33 shall be cut in accordance with the curb cut layout to be prepared and given to each applicant along with each approved application. This curb cut layout shall be a sketch showing the extent of the curb to be cut and removed. No work whatsoever shall be done on the alteration of any curb and gutter or sidewalk without first obtaining such curb cut layout. (Ord. of 7-28-59, Arts. 1,5; Ord. of 8-25-59, Art. 1)

Sec. 17-39. Special approval for sidewalk cuts.

The cutting of any sidewalk located in the right-of-way of any street shall be considered a special case in every case and the amounts to be cut shall be approved by the director of public works on the merits of each single case as that case arises. (Ord. of 7-28-59, Art. 5)

Sec. 17-40. Maximum length of curb cut in residential area.

No continuous curb cut in a residential area shall be greater than thirty-two (32) feet. (Ord. of 8-25-59, Art. 1)

Article 4. Delineating Responsibilities and Certain rules Governing Streets within the City of Big Spring.

Sec. 17-41. Official City Map.

The official map of the City shall be prepared by the City Engineer on individual sheets representing one square mile of area per sheet to a scale of one inch equals three hundred (300) feet, on which shall be shown and designated the various streets, Avenues and Boulevards, Terraces and public parks and alleys together with the lots and addition or subdivision numbers and names, as well as the street number for each block. The City engineer is hereby authorized and directed to revise the official

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map when any plat of any subdivision addition or other area has been approved by the Planning and Zoning Commission, City Council and has been recorded in the County Clerk's office or when otherwise directed by ordinance. (Ord. of 9-10-85; Ord. of 10-12-93)

Sec. 17-42. Street numbers - Duties of building official.

The building official is hereby authorized, empowered and instructed to designate a number for each building situated on the streets, avenues, boulevards and terraces of the City in conformity with this article and is hereby directed to keep an accurate record in his office of all such numbers. He shall, upon application of any resident of the city, advise such applicant of the number given to any particular house or building. (Ord. of 9-10-85; Ord. of 10-12-93)

Sec. 17-43. Same - Approval and adoption.

The numbering designated by the building official, based upon the official maps adopted and approved in Section 17-41 of this Code, is hereby in all instances approved and adopted as the correct numbering for such buildings and improvements. (Ord. of 9-10-85; Ord. of 10-12-93)

Sec. 17-43a. Same - Determined by building official; method used.

The building official shall determine the official street numbers by designating one numerical number for each platted lot along the street, avenue or boulevard except where the property is platted into lots or tracts with a frontage abutting said street, avenue or boulevard in excess of seventy-five (75) feet, then in such event the building official shall allocate one numerical address for each fifty (50) feet of frontage or major portion thereof. Where duplex houses, apartments or business buildings are erected entirely on any one lot which is entitled to receive only one number as provided herein. Each apartment, business or other unit shall be designated with the number to which the lot is entitled followed by an alphabetical suffix for each such addition unit beginning with the letter "A". (Ord. of 9-10-85; Ord. of 10-12-93)

Sec. 17-45. Same - Appeal from decision of building official.

Should the owner of any building which has been assigned a number by the building official object to such number and the decision of the official, he may, at any time within thirty (30) days from and after the date when such number is designated, have the right to appeal to the Building Board of Adjustments and Appeals, by giving written notice, duly filed with the City Secretary, within such period of time, which written notice shall clearly and fully set forth the number designated, together with the objections of the party appealing from the decision of the building official, and upon the filing of such appeal, the Board shall set a date for the hearing of such appeal. At the hearing the Board shall hear and determine whether or not such house, building or lot is correctly numbered and shall, at such hearing, determine and declare the correct number for such house, building, lot or structure, and shall enter an order upon the minutes of the Board so declaring such correct number. (Ord. of 10-12-93)

Sec. 17-46. Signs, advertisements and house number.

- (A) It shall be unlawful for any person to post or paint signs, advertisements, or other matter or posts sidewalks, or curbs or other public places in the City; provided,

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however the proprietor of any premises is hereby authorized to paint or authorize the painting, upon the top side or street side of the curb or on the sides of the driveway abutting the premises, of the proper number designated by the building official for such premises, provided the numbering is black in color on white background or white in

color on a green or black background, the number does not exceed four (4) inches in height, the background does not exceed six (6) inches in height and twenty (20) inches in length, and the paint used for such purposes is durable paint designated for application to concrete surfaces.

- (B) The painting of curbs to designate a "No Parking" zone shall be permitted in areas, wherein the Traffic Commission has so recommended such painting. The Traffic Commission will take under consideration the traffic and pedestrian safety when making such recommendation. (Ord. of 10-12-93)

Sec. 17-47 to 17-49. Reserved.

Article 5. Renaming of Streets

Sec. 17-50. Renaming streets.

- (1) **Purpose.** The purpose of this Section is to establish uniform criteria and procedures, applicable to all persons, groups, firms, and agencies, for the permanent change of city street names.
- (2) **Application for name change.** An application to change a street name may be filed with the City of Big Spring Community Services Department and must be accompanied by a petition approving the proposed name change signed by more than seventy-five percent (75%) of the owners of land abutting the street for which a name change is proposed. The application should contain the following information:
- (a) the current official street name;
 - (b) the proposed street name, which shall meet the policy guidelines of this chapter;
 - (c) detailed description of reason for the requested street name change, including discussion of major contributions of the individual to the community of Big Spring,
 - (d) the name, address and telephone number of the person, persons, corporation, association, group or entity proposing the name change.

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- (e) the name, address and telephone number of one person with authority to represent binding commitments and take official action relative to such street name change on behalf of the proponents;

- (f) a non-refundable application fee of Two Hundred Fifty and No/100 Dollars (\$250.00) to cover the administrative cost of review, postage, advertisement and name change filing expenses, as well as Twenty-five and No/100 Dollars (\$25.00) per property requiring an address change to cover the cost of changes to any street name or address signs to be deposited with the City of Big Spring Community Services Department.

- (3) **Review of proposed name change.** Following receipt of a completed application, the City Traffic Commission will review the application and forward a recommendation to the Planning and Zoning Commission. The Planning and Zoning Commission shall conduct a public hearing to receive public comment on the proposed change, which hearing shall be held not more than ninety (90) days from the date of filing of the application. The City of Big Spring Community Services Department shall notify all abutting property owners, as ownership appears on the ad valorem tax rolls, of the time and date of such public hearing. Written notices of such public hearing shall be given not less than ten (10) days before the day set for such hearing. Prior to the hearing, the City of Big Spring Community Services Department shall compute the costs of changing street name signs and such costs shall be paid by the proponents through the Twenty-five and No/100 dollars (\$25.00) per property charge described above. Following the public hearing, the Planning and Zoning Commission shall make a recommendation with regard to the proposed change to the City Council. If the Planning and Zoning Commission recommends denial of a street name change, the action of the Planning and Zoning Commission can be appealed to the City Council at the next regularly scheduled meeting after the hearing at which the denial was made. The request for appeal must be in writing and must be submitted to the City of Big Spring Community Services Department. The City of Big Spring Community Services Department shall schedule a City Council hearing on all applications for street name change in which the commission recommends approval and in all applications in which the commission recommends denial if an appeal is requested in accordance with this Section.
- (4) **Consideration by City Council.** The City Council of the City of Big Spring shall consider recommendation of the Planning and Zoning Commission and public hearing may be requested. A notice of the time and place of such hearing shall be published in accordance with City of Big Spring Code and the Texas Open Meetings Act. The favorable vote of the majority of the City Council is required for approval of the application.

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- (5) **Implementation of approved change.** In the event that the City Council approves the change to the street name, the City of Big Spring Community Services Department shall revise the official street name map, and notify abutting property owners, all effected County, State and Federal agencies of the effective date of the new name for the street. In the event that the City Council denies the name change, Twenty-five and No/100 Dollars (\$25.00) per property payment of the street name signs shall be refunded to the proponents not more than thirty (30) days from the decision.
- (6) **Criteria for street name changes must conform to the following:**
- (a) **Streets named in honor or memory of a person.** Streets that are currently named in honor or memory of a person are not eligible for street name changes
 - (b) **Subsequent name changes.** Streets that have experienced a name change are not eligible for additional or further street name changes for a period of no less than twenty years.
 - (c) **Major Arterial (thoroughfares) and Major collector streets.** Major Arterial (thoroughfares) and Major collector streets are not eligible for street name changes unless such street name change meets the unanimous consent of the City Traffic Commission, the City Planning and Zoning Commission and the City Council.
 - (d) **Street name changes in honor of a business.** Street name changes in honor of a business are not eligible, with the exception of a business that meets all of the following criteria:
 - 1. Business has operated in the same location for not less than 35 consecutive years, and
 - 2. Business has operated under the same name for not less than 35 consecutive years. (Ord. of 10-14-97)

Sec. 17-51. Renaming Northwest Fourth Street to Sgt. Paredez Street.

The street known as Northwest Fourth Street, being further described and more accurately described as Northwest Fourth Street in the Original Town of Big Spring, and Northwest Fourth Street in the Amended Moores Heights Addition to the City of Big Spring as shown in the plats of the Original Town and Amended Moores Heights recorded with the Howard County Clerk, and Commencing with the West right-of-way line of Gregg Street to the East right-of-way line of Channing Street, shall hereafter be named and known as Sgt. Paredez Street. (Ord. of 10-13-87)

Sec. 17-52. Renaming Avenue A to Hudgens Memorial Drive.

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The street in the Big Spring McMahon-Wrinkle Air Park known as Avenue A, from its intersection on the west end with Simler Avenue and Warehouse Road and its intersection on the east end with West 16th Street shall hereafter be named and known as Hudgens Memorial Drive. (Ord. of 06-27-89).

Sec. 17-53. Renaming 8th Street to Rackley Street.

The street in the Big Spring McMahon-Wrinkle Air Park known as 8th Street, from its intersection on the north with Hudgens Memorial Drive and its intersection on the south with Swords Street shall hereafter be named and known as Rackley Street. (Ord of 07-11-89).

Sec. 17-54. Renaming Avenue D to Swords Street.

The street in the Big Spring McMahon-Wrinkle Air Park known as Avenue D, from its intersection on the west end with First Street and its intersection on the east end with Rackley Street shall hereafter be named and known as Swords Street. (Ord. of 07-11-89).

Sec. 17-55. Golf Course Road.

That street in Comanche Trail Park which originates at the northwest corner of the Comanche Trail Park (Wasson Road and Belvedere Drive intersection) south to the Comanche Trail Golf Course thence northeast to the intersection with Starlight Drive shall hereinafter be known as Golf Course Road. (Ord. of 06-26-90).

Sec. 17-56. Starlight Drive.

That street in Comanche Trail Park which originates at U.S. 87 south & proceeds in a westerly direction passing the Comanche Trail Park amphitheater on the north and intersecting with Golf Course Road as its western terminus shall hereinafter be known as Starlight Drive. (Ord. of 06-26-90).

Sec. 17-57. Lone Star Lane.

That street in Comanche Trail Park which originates at the intersection of U.S. 87 ant Starlight Drive, proceeds west past the Scout Hut on the south and terminating on the west with the intersection with Buffalo Trail shall hereinafter be known as Lone Star Lane. (Ord. of 06-26-90).

Sec. 17-58. Buffalo Trail.

That street in Comanche Trail Park which originates at the north east entrance of the park at the intersection of Belvedere Drive ant Whipkey Drive proceeding south to its intersection with Starlight Drive on the south shall hereinafter be known as Buffalo Trail. (Ord. of 06-26-90).

Sec. 17-59. Totem Pole Circle.

That circular street in Comanche Trail Park which intersects with Buffalo Trail on the east and Golf Course Road and Starlight Drive on the west and loops around the totem pole shall hereinafter be known as Totem Pole Circle. (Ord. of 06-26-90).

Sec. 17-60. Spring Draw Drive.

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That street in Comanche Trail Park which intersects on the west with Golf Course Road and proceeds easterly past Cotton Mize Field to its intersection then west with Buffalo Trail shall hereinafter be known as Spring Draw Drive. (Ord. of 06-26-90).

Sec. 17-61. Renaming Northwest Sixth Street to Father Delaney Street.

The street known as Northwest Sixth Street, commencing with the West right-of-way line of Gregg Street to the East right-of-way line of Channing Street, shall hereafter be named and known as Father Delaney Street. (Ord. of 05-07-91).

Sec. 17-62. Renaming 10th Street from Gregg West to Bell Street and 11th Place West from Bell to F.M. 700 as Martin Luther King Boulevard.

The street known as 10th Street commencing with the West right-of-way line of Bell Street, and 11th Place from the East ROW of Bell Street to the E ROW of F.M. 700 shall hereafter be named and known as Martin Luther King Boulevard. (Ord. of 7-12-94)

Sec. 17-63. Renaming Seventh to Chuck Bradley Blvd.

The street in the McMahon-Wrinkle Air Park known as Seventh Street, commencing with the South right-of-way line of Hudgens Memorial Drive to the North right-of-way line of Swords Street, shall hereafter, in memory of the significant individual sacrifice of a veteran, be named and known as Chuck Bradley Blvd. (Ord. of 4-9-96)

Sec. 17-64 Renaming Airpark drive West to Rickabaugh Drive

The street in the McMahon-Wrinkle Air Park known as Airpark Drive West Street, commencing with the US 80 Entrance Road and Airpark Drive East to the Eastern right of way line of Taxiway, shall hereafter, in memory of the significant contributions of a veteran aviator, be and known as Rickabaugh Drive. (Ord. of 6-25-96)

Sec 17-65. Renaming Sixth Street (in the McMahon Wrinkle Air Park) to Buck Turner Drive.

The street in the McMahon-Wrinkle Air Park known as Sixth Street, commencing with South right-of-way line of Hudgens memorial Drive to the North right-of-way line of Swords Street, shall hereafter, in memory of the significant individual sacrifice of a veteran, be named and known as Buck Turner Drive. (Ord. of 11-12-96)