

ORDINANCE NO. 19428-11-2010

AN ORDINANCE AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF FORT WORTH, BEING ORDINANCE NUMBER 13896, CODIFIED AS APPENDIX "A" OF THE CODE OF THE CITY OF FORT WORTH (1986), TO AMEND ARTICLE 2 "OFF-STREET PARKING AND LOADING" OF CHAPTER 6, "DEVELOPMENT STANDARDS" TO ADD A NEW SECTION, SECTION 6.204, "BICYCLE PARKING"; TO AMEND CHAPTER 9, "DEFINITIONS" TO ADD DEFINITIONS FOR "BICYCLE PARKING SPACES" AND "BICYCLE RACK"; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council unanimously voted to approve the *Bike Fort Worth Plan* on February 9, 2010; and

WHEREAS, the City Council has established a strategic goal to improve mobility and air quality; and;

WHEREAS, replacing vehicle trips with bicycle trips can decrease congestion and improve air quality; and

WHEREAS, cities who have adopted bicycle parking ordinances have shown a measurable increase in bicycle trips; and

WHEREAS, the current Zoning Ordinance does not require bicycle parking accommodations; and

WHEREAS, it is advisable to amend the Zoning Ordinance to add new regulations regarding bicycle parking and the layout and design of bicycle racks.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, AS FOLLOWS:

SECTION 1.

Article 2, "Of-Street Parking and Loading" of Chapter C, "Development Standards" of Ordinance No. 13896, the Zoning Ordinance of the City of Fort Worth, is hereby amended to add a new section, Section 6.204, "Bicycle Parking" to read as follows: :

6.204 Bicycle Parking.

A. Locations.

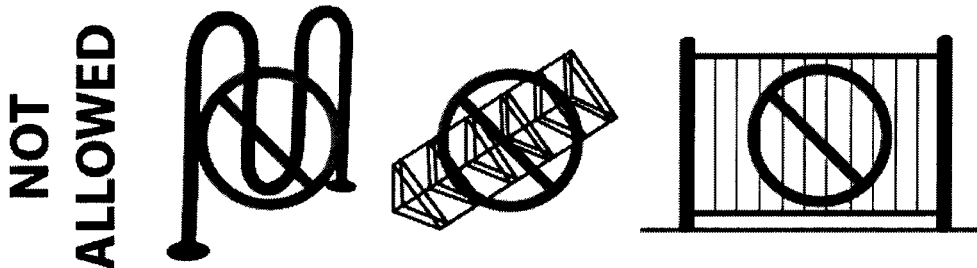
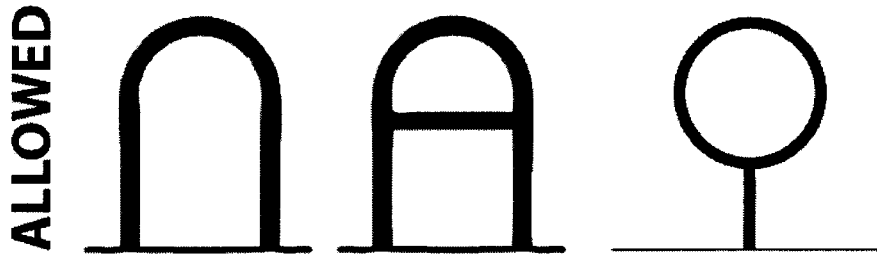
1. Bicycle parking shall be located as close as or closer than the nearest car parking space to the building entrance, other than those spaces for persons with disabilities.
2. Bicycle parking facilities shall not interfere with accessible paths of travel or accessible parking as required by the Americans with Disabilities Act of 1990, as amended.
3. A minimum of four (4) feet from the required rack dimension shall be provided for pedestrian clearance when a rack is placed within a sidewalk or pedestrian right-of-way.
4. Bicycle Racks shall be located in highly visible and well-lit areas to minimize theft and vandalism.
5. When automobile parking spaces are provided in a structured parking garage, all required bicycle spaces shall be located inside the garage on the ground level. Alternative layout and design of racks to maximize space may be administratively approved by the Zoning Administrator.
6. Alternative Locations. In the event that compliance may not be feasible because of demonstrable hardship, the Zoning Administrator may approve an alternative location. The Zoning Administrator shall consider the following criteria:
 - a. Alternative locations shall be well lit and secure.
 - b. All Bicycle Parking Spaces shall be located within a one hundred (100) foot diameter of the primary building entrance.

c. Bicycle Racks may be placed in the public right-of-way provided that the building owner obtains an encroachment permit for the installation of racks in the public right-of-way.

B. Layout and Design.

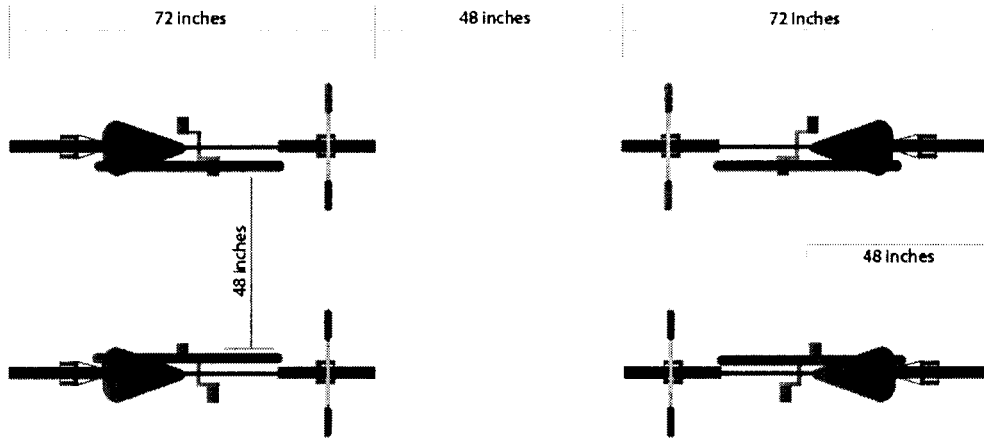
1. Bicycle Rack Design - Structures That Require a User-Supplied Locking Device.

- a. Each bike rack shall be designed to accommodate two bike parking spaces using the allowed bike rack designs below.
- b. Racks shall be designed to accommodate “U”-shaped locking devices and support the bicycle horizontally in two places.
- c. The racks shall be constructed of durable materials to withstand permanent exposure to the elements, such as powder-coated metal or stainless steel.
- d. All bicycle parking spaces must be hard-surfaced and dust free and consist of at minimum a compact gravel base.



2. Bicycle Parking Space Size, Access Aisles, and Vertical Clearance.

- a. Racks shall provide clearance from other objects by using layout dimensions of at least four (4) feet wide by six (6) feet long as depicted below.



3. In cases where Bicycle Parking Spaces are not visible from the primary street, signage shall be used to direct cyclists safely to bicycle parking areas. (Manual for Uniform Traffic Devices sign D4-3)



D4-3

4. All Bicycle Racks and lockers shall be securely anchored to the ground using a concrete footing and tamper-proof spike anchors.

C. Bicycle Parking Requirement.

The number of Bicycle Parking racks shall be based on the required automobile parking spaces and shall be provided in accordance with the following with fractional requirements for bike parking over .5 to be rounded up:

Non-Residential	<p>0-40 required auto spaces = 1 rack minimum 41-60 required auto spaces = 2 rack minimum 61-80 required auto spaces = 3 rack minimum 81-100 required auto spaces = 4 rack minimum</p> <p>101 + required auto spaces = 5 rack minimum or 5%, which ever is greater</p>
Multi-Family Residential (4+ dwelling units)	<p>1 rack for every 35 required auto spaces</p>

1. For all uses except: Accessory Uses; Agricultural; Industrial Uses; Lodging; One to Four-family dwelling units; Temporary Uses; Utilities; Vehicle Sales and Service (from 4.803)
2. Bicycle parking for Health Care Facilities shall be calculated using required employee automobile parking.
3. Land uses not exempted from this requirement which have no minimum parking requirement shall provide bicycle racks based on actual automobile parking spaces provided
4. Bicycle parking shall not count toward the tree requirement for exceeding maximum allowable parking.
5. The number of required and provided automobile parking spaces and bicycle parking racks should be shown in a chart format on the building permit site plan. A reduction in the minimum required automobile parking is allowed equal to the percentage of bicycle parking spaces provided, with a five (5) percent maximum reduction.
6. In all cases where bicycle parking is required, no fewer than two (2) spaces (one rack) shall be required.
7. After the first six (6) bicycle racks are provided for non-residential units, additional bicycle parking spaces required are one-half (0.5) space per unit of measurement listed.
8. When the intensity of use of any building, structure or premises shall be increased through addition of dwelling units, gross floor area, seating capacity or other units of measurement specified herein that requires additional automobile parking spaces, bicycle parking as required herein shall be provided for such increase in intensity of use.

9. Bicycle parking is not required in Central Business (“H”) District if the property line falls within five hundred (500) feet of an existing bicycle rack.
10. Due to developable space constraints within mixed-use zoning districts including Urban Residential and Urban Design Districts, deviation of up to 20% of the required bicycle parking spaces is allowed with administrative approval.

SECTION 2.

Section 9.101, “Defined Terms” of Chapter 9, “Definitions” of Ordinance No. 13896, the Zoning Ordinance of the City of Fort Worth, is hereby amended to add new definitions for “Bicycle Parking Space” and “Bicycle Rack” to read as follows:

Bicycle Parking Space means parking accommodation for one bicycle to a City approved Bicycle Rack.

Bicycle Rack the City approved fixture that parks at least two bicycles and includes at least a 4 feet wide by 6 feet long dimension.

SECTION 3.

This ordinance shall be cumulative of all provisions of ordinances and of the Code of the City of Fort Worth, Texas (1986), as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event conflicting provisions of such ordinances and such Code are hereby repealed.

SECTION 4.

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and, if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction,

such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 5.

Any person, firm, or corporation, who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be fined not more than Two Thousand Dollars (\$2,000.00) for each offense. Each day that a violation exists shall constitute a separate offense.

SECTION 6.

All rights and remedies of the City of Fort Worth, Texas, are expressly saved as to any and all violations of the provisions of Ordinances No. 3011, 13896 and any other ordinances affecting zoning which have accrued at the time of the effective date of this ordinance, and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.

SECTION 7.

The City Secretary of the City of Fort Worth, Texas, is hereby directed to publish the caption, penalty clause and effective date of this ordinance for two (2) days in the official newspaper of the City of Fort Worth, Texas, as authorized by Section 52.013,

Texas Local Government Code.

SECTION 8.

All other provisions of the Zoning Ordinance of the City of Fort Worth not herein amended shall remain in full force and effect.

SECTION 9.

This ordinance shall take effect upon adoption and publication as required by law.

APPROVED AS TO FORM AND LEGALITY:

By: 
Assistant City Attorney

ADOPTED: November 9, 2010

EFFECTIVE: November 16, 2010