



**AGENDA SUMMARY PAGE**  
**RECOMMENDING COMMITTEE MEETING OF APRIL 14, 2014**

DEPARTMENT: CITY ATTORNEY  
DIRECTOR: BRADFORD R. JERBIC

Consent  Discussion

**SUBJECT:**

Bill No. 2014-22 - For Possible Action - Prohibits auto repair facilities from using residential streets for the test-driving of residentially vehicles, except under specified circumstances. (TXT-48318) Spons. Councilman Steven D. Ross

**Fiscal Impact**

- No Impact  Augmentation Required  
 Budget Funds Available

**Amount:**  
**Funding Source:**  
**Dept./Division:**

**PURPOSE/BACKGROUND:**

This bill will prohibit auto repair facilities from using residential streets for the test-driving of residential vehicles, except under specified circumstances. The general prohibition and exceptions parallel those that already exist regarding the test-driving of vehicles in connection with vehicle dealerships. The bill is intended to help protect residential neighborhoods from unnecessary traffic of that nature, while at the same time providing repair facilities flexibility in meeting their test-driving needs.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2014-22

Motion made by BOB COFFIN to Approve as Do Pass

Passed For: 3; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0  
RICKI Y. BARLOW, STAVROS S. ANTHONY, BOB COFFIN; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILMAN BARLOW declared the Public Hearing open and noted that, if approved, this bill would be eligible for adoption at the May 7, 2014.

FLINN FAGG, Director of Planning, explained the request is to amend Title 11 of the City's code to adopt a similar standard for test driving of vehicles for auto repair facilities. The current language for new car facilities does not permit test drives in residential neighborhoods. The test

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drive plan would be required upon a special use permit or site plan request for an auto repair facility or action from the City Code Enforcement Division. Staff recommended approval of the proposed amendment.

COUNCILMAN COFFIN was surprised that this bill came forward, as he believed new auto dealers could not utilize neighborhoods for test driving of vehicles. MR. FAGG responded that new car facilities/dealerships must have a test drive plan and are not permitted to conduct test drives in residential neighborhoods. This language has not been included under auto repair facilities, but they are allowed to do test drives on vehicles that have been repaired. In essence, the proposed amendment would add the same language for new car facilities/dealerships that is under auto repair facilities.

COUNCILMAN BARLOW declared the Public Hearing closed.

