

**ORDINANCE NO. 2022-06**

**AN ORDINANCE OF THE CITY OF OVILLA, TEXAS, AMENDING CHAPTER 3, ARTICLE 3.01, SECTION 3.01.003 OF THE CODE OF ORDINANCES OF THE CITY OF OVILLA; PROVIDING REGULATIONS FOR RESIDENTIAL ATTACHED GARAGES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERANCE CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION.**

WHEREAS, the Chapter 3, Article 3.01, Section 3.01.003 of the Code of Ordinances of the City of Ovilla provides regulations for residential attached garages; and

WHEREAS, such ordinance currently prohibits front-facing garage doors; and

WHEREAS, the city council is of the opinion that certain design elements could be incorporated into residential homes that would alleviate concerns about the appearance of front-facing garage doors; and

WHEREAS, the city council finds and determines that it is in the best interest of the citizens of the City of Ovilla to provide for a certain exception to the city's prohibition against front-facing garage doors.

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OVILLA, TEXAS, THAT:**

**SECTION 1. AMENDMENT OF CHAPTER 3, ARTICLE 3.01, SECTION 3.01.003 OF THE CODE OF ORDINANCES OF THE CITY OF OVILLA**

Chapter 3, Article 3.01, Section 3.01.003 of the Code of Ordinances of the City of Ovilla is hereby amended to read as follows:

**Sec. 3.01.003 Residential attached garages.**

- a. Garage doors for a garage attached to a residential structure shall face the side property line at a ninety-degree (90°) angle from the front building line or at a one hundred eighty-degree (180°) angle if facing a rear property line. Front-facing garage doors are not permitted unless such garages doors are located a minimum of 86 feet from the front street, and at least 50 feet from the front of the residence, and only visible through a porte-cochere which is designed and built as part of the residence as specified herein.

b. Porte-cocheres; design & construction

1. Porte-cocheres shall comply with the same required setbacks as those applicable to the main dwelling. In addition, no porte-cochere shall be located forward of the front wall line of the main dwelling, except where such porte-cochere extends over a circle driveway in front of the dwelling.
2. The maximum total square footage of a porte-cochere shall be at least two hundred (200) square feet and no more than four hundred (400) square feet.
3. The roof pitch of the porte-cochere shall be proportional to the roof pitch of the main dwelling. A porte-cochere shall be attached to and architecturally integrated with the main dwelling and shall be constructed of brick, stone, and other materials, or a combination thereof, used on the main dwelling and in proportions to those of the main dwelling and garage.
4. A porte-cochere shall not be designed as the front pedestrian entrance to the main dwelling.

SECTION 2. SAVINGS CLAUSE

In the event that any other Ordinance of the City of Ovilla, Texas, heretofore enacted is found to conflict with the provisions of the Ordinance, this Ordinance shall prevail.

SECTION 3. SEVERANCE CLAUSE

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 4. EFFECTIVE DATE

Because of the nature of interest and safeguard sought to be protected by this Ordinance and in the interest of the citizens of the City of Ovilla, Texas, this Ordinance shall take effect immediately after passage, approval and publication, as required by law.

SECTION 5. PUBLICATION

The City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternative method of publication provided by law.

**PASSED, APPROVED and ADOPTED** by the City Council of Ovilla, Texas on this the 14th day of March, 2022.



Richard Dormier, Mayor

ATTEST:



Bobbie Jo Taylor, City Secretary

APPROVED AS TO FORM:



Ron G. MacFarlane, Jr., City Attorney

