

**ORDINANCE NO. 20080618-038**

**AN ORDINANCE AMENDING CITY CODE SECTION 13-4-61 RELATED TO RAILROAD QUIET ZONES.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** Section 13-4-61 (*Railroad Quiet Zones*) of the City Code is amended to read:

**§ 13-4-61 RAILROAD QUIET ZONES.**

(A) In this section, QUIET ZONE means

- (1) the portion of the Union Pacific railroad track that is within one-quarter mile of its crossing with Dittmar Road, and
- (2) those crossings along the Capital Metropolitan Transportation Authority rail line that have been established as quiet zones in compliance with Federal Railroad Administration rules, and that are listed in the Interlocal Agreement Regarding Quiet Zones between the City and Capital Metropolitan Transportation Authority, Exhibit B. "Current Quiet Zones Within the City of Austin".

(B) Except as provided in Subsection (C), or as may be allowed under Federal Railroad Administration rules, a person operating a train may not routinely sound the horn within a quiet zone.

(C) A person operating a train may sound the horn to provide a warning to an animal, vehicle operator, pedestrian, trespasser, or crew of another train if, in the person's judgment, sounding the horn is appropriate to prevent imminent injury, death, or property damage

**PART 2.** This ordinance takes effect on June 29, 2008.

**PASSED AND APPROVED**

\_\_\_\_\_, June 18 \_\_\_\_\_, 2008      §  
   §  
   § \_\_\_\_\_  
   Will Wynn  
   Mayor

**APPROVED:** \_\_\_\_\_  
                                 David Allan Smith  
                                 City Attorney

**ATTEST:** \_\_\_\_\_  
                                 Shirley A. Gentry  
                                 City Clerk