TITLE 8

VEHICLE AND TRAFFIC

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CHAPTER 8.04

ADOPTION OF STATE LAWS

Section:

8.04.01 Adoption of state laws

8.04.01 Adoption of state laws The "Uniform Act Regulating Traffic on Highways of Arkansas", as contained in Titles 5 & 27 of the Arkansas Code 1987 Annotated, three (3) copies of which are on file in the office of the city clerk, are hereby adopted as traffic rules and regulations within and for the city of Helena-West Helena, Arkansas. Any person convicted of a violation of said statutes shall be deemed guilty of the violation of the ordinances of the city, and shall be fined or imprisoned or both in the manner set out under the state statutes.

MOTOR VEHICLE REGULATIONS

Sections:

8.08.01	Definitions
8.08.02	Restrictions
8.08.03	Speed limits
8.08.04	Penalty

8.08.01 Definitions For the purposes of this chapter the following words and phrases shall have the following meanings:

Motor vehicle or vehicle is a motorcycle or motor driven cycle.

Motorcycle is every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three (3) wheels in contact with the ground, but excluding a tractor.

Motor-driven cycle is every motorcycle including every motor scooter propelled by a motor which produces not to exceed 5-1/2 horsepower, and every bicycle with motor attached.

Operator is every person who drives or is in actual physical control of a motor vehicle upon a street or who is exercising control of or steering a vehicle being towed by a motor vehicle.

Racing of motor is sudden acceleration or deceleration of the motor of a motorcycle or motor-driven cycle.

Stunting is operating a vehicle in a manner causing it to weave or suddenly change course, or the loss of body contact with the seat by a driver or passenger, and not for the purpose of safe operation of such vehicle.

Touring is any repetitious driving in the same area which causes a disturbance or is done with the intent of calling attention to an operator of a motorcycle or motor-driven cycle.

REFERENCE: West Helena Ord. No. 1049.

8.08.02 Restrictions It shall be unlawful for any person, corporation, partnership or legal entity to operate or cause to be operated a motor-driven cycle upon any street or alley of the corporate limits of the city except in compliance with the following:

- A. The operator of such vehicle shall have in his or her possession a valid driver's license issued by the state of Arkansas (or if such operator is a nonresident, such operator shall have in his or her possession evidence of a nonresident's operating license).
- B. Such vehicle and operator shall at such time of operation be in compliance and in accordance with the standards and rules fixed by the Motor Vehicle Laws of the state of Arkansas and by ordinances of the city.
- C. Such vehicle shall be equipped with an exhaust system in good working order, sufficient to prevent excessive or unusual noises; and no such vehicle shall be equipped with any muffler cutout, removable exhaust pipe cover, or any by-pass in a muffler, or any muffler from which the baffle plates, screens, or other original internal parts have been removed or altered, nor shall any such vehicle be equipped with an exhaust system which has been modified in a manner which will amplify or increase the noise emitted by the motor of such vehicle above that emitted by the exhaust system originally installed on the vehicle, nor shall such vehicle be equipped with an exhaust system which has been modified or altered in any way from that furnished by the vehicle manufacturer; provided, however, that equipment equivalent to that originally installed may be substituted when parts are replaced.
- D. No motorcycle or motor-driven cycle shall be operated in such manner that it carries more than one (1) passenger in addition to the operator; nor shall it be operated in any manner that places a passenger in front of the operator.
- E. No more than two (2) motorcycles or motor-driven cycles shall be operated side by side in any one (1) lane of traffic upon any street or alley.
- F. No motorcycle or motor-driven cycle shall be operated in any manner so as to cause a disturbance in any area of the city. Touring, stunting, or racing of motors are prohibited in any hospital or nursing home area, and in residential areas.
- G. No operator of a motorcycle or motor-driven cycle shall engage in maneuvers, stunting or other operations dangerous to himself or his passenger or to the persons or property of others; and except when done for the better control of a vehicle, in emergencies or to maneuver rough passages of a street, an operator must at all times keep body contact with the saddle or seat of such vehicle.
- H. No person shall operate a motorcycle or motor-driven cycle having handle-grips more than fifteen (15) inches higher than the saddle.

REFERENCE: West Helena Ord. No. 1049.

8.08.03 Speed limits No person shall operate a motorcycle or motor-driven cycle upon the streets or alleys of the city at a speed in excess of the permissible speed limits as are posted by signs located in and throughout the city.

REFERENCE: West Helena Ord. No. 1049.

<u>8.08.04 Penalty</u> Any person, corporation, partnership or other legal entity violating any of the terms or provisions of this chapter shall, upon conviction thereof, be punished by a fine of not exceeding One Hundred Dollars (\$100.00).

REFERENCE: West Helena Ord. No. 1049.

CHAPTER 8.12

TRUCK ROUTES

Section:

8.12.01 Truck routes-designated 8.12.02 Prohibited on Cherry Street

8.12.01 Truck routes-designated Truck routes for all motor vehicles having a capacity of one (1) ton and over, and proceeding through the city, are hereby established and designated as follows: U. S. Highway 49 and Arkansas Highways 20, 44, and 242, all such vehicles are hereby prohibited from using any other street, alley or road while proceeding through the city.

REFERENCE: A.C.A. 27-49-106.

8.12.02 Prohibited on Cherry Street Semi-tractor-trailer trucks are hereby prohibited from traveling north and south on that part of Cherry Street lying between Missouri and Perry Streets.

REFERENCE: Helena, Code 1976.

SPEED LIMITS

Sections:

8.16.01 General provisions 8.16.02 Speed limits

8.16.01 General provisions It shall be unlawful for any person to drive a vehicle on any street in the city at a speed greater than is reasonable and prudent under the conditions existing.

REFERENCE: West Helena Ord. No. 649.

8.16.02 Speed limits

- A. It shall be unlawful for any person to operate a vehicle in excess of forty (40) miles per hour on:
 - 1. Arkansas Highway No. 20 between the intersection of Arkansas Highway No. 20 and the northwest boundary line of the city limits and the intersection of Arkansas Highway No. 20 and Anderson Street in the city;
 - 2. Arkansas Highway No. 44 between the intersections of Baldwin Avenue and Arkansas Highway No. 44 and the intersections of Arkansas Highway No. 44 and the north boundary line of the city limits.
- B. It shall be unlawful for any person to operate a vehicle in excess of thirty (30) miles per hour on:
 - between the intersection of Anderson Street and Arkansas Highway No. 20 and the intersection of Second Street and Highway and the Arkansas Highway No. 20 and the intersection of Plaza Street and Arkansas Highway No. 20;
 - 2. on Plaza Street between the intersection of Sixth and Plaza Streets and the intersection of Tenth and Plaza Streets;
 - on Arkansas Highway No. 20 between the intersection of Arkansas Highway No. 20 and Tenth Street and the intersection of Arkansas Highway No. 20 and the southeast city limits boundary line of the city;

- 4. on Arkansas Highway No. 44 between the intersection of Arkansas Highway No. 44 and Plaza Street and the intersection of Arkansas Highway No. 44 and Baldwin Avenue;
- 5. on Arkansas Highway No. 44 between the intersection of Plaza and Seventh Streets and the intersection of Seventh Street or Arkansas Highway No. 44 and the south boundary line of the city limits.
- C. It shall be unlawful for any person to operate a vehicle in excess of twenty-five (25) miles per hour on Plaza Street, between the intersection of Plaza Street and the Missouri Pacific Railroad tracks and the intersection of Plaza Street and Sixth Street.

REFERENCE: West Helena Ord. No. 649.

CHAPTER 8.20

AMBULANCE SPEED

Sections:

8.20.01	Speed limit, except emergency
8.20.02	Speed limit, emergency
8.20.03	Penalty

8.20.01 Speed limit, except emergency Except when responding to an emergency call, the maximum speeds at which ambulances may be operated upon the city streets of the city shall be the same as now provided for all other motor vehicles.

8.20.02 Speed limits, emergency The maximum speed limits applicable to non-emergency vehicles shall not apply to emergency vehicles when such vehicles are responding to emergency calls when the driver thereof is operating or has activated the emergency vehicle's signal lights and an audible signal such as a bell, whistle or siren.

REFERENCE: West Helena Ord. No. 525.

8.20.03 Penalty Any person who shall violate any section of this chapter shall, upon conviction, be deemed guilty of a misdemeanor and shall be fined in a sum not to exceed Two Hundred Fifty Dollars (\$250.00).

REFERENCE: West Helena Ord. No. 525.

SHOPPING CENTER FIRE LANES

Sections:

8.24.01	Designated fire lane
8.24.02	Enforcement
8.24.03	Penalty
8.24.04	Tort liability

8.24.01 Designated fire lane Pursuant to A.C.A. 14-16-401 and 14-16-501 a FIRE ZONE AREA thirty (30) feet in width adjacent to Twin City Shopping Center is thereon designated.

REFERENCE: A.C.A. 14-16-401; 14-16-501; West Helena Ord. No. 1091.

8.24.02 Enforcement The city shall not be required to patrol said area but, upon being called, the law enforcement officers in and for the city shall come to the scene of the alleged violation and, upon request, issue a citation or arrest the offender, if the offense is committed or is in existence in the presence of the officer.

REFERENCE: West Helena Ord. No. 1091.

<u>8.24.03 Penalty</u> Persons in violation of this chapter shall be punished by a fine of not less than Five Dollars (\$5.00) nor more than Fifty Dollars (\$50.00).

REFERENCE: West Helena Ord. No. 1091.

8.24.04 Tort liability Nothing in this chapter shall limit or extend the law of the city with reference to tort liability of any person, firm or corporation.

REFERENCE: West Helena Ord. No. 1091.

CHAPTER 8.28

SIGNS ON PLAZA STREET

Sections:

8.28.01	Restrictions
8.28.02	Exceptions

8.28.01 Restrictions It shall be unlawful for any person, firm, or corporation to place, erect and/or maintain a commercial sign or signs on or above the Center Green or Esplanade, or Mall between the north road and south road of Plaza Street.

REFERENCE: West Helena Ord. No. 718.

8.28.02 Exceptions This chapter does not apply to signs placed, erected or maintained by governmental agencies for the purposes of directing and controlling traffic and/or promoting governmental activities, or to signs placed, erected or maintained by civic, charitable or political organizations, provided said agencies or organizations have received prior approval from the city administration.

REFERENCE: West Helena Ord. No. 718.

CHAPTER 8.32

ONE-WAY STREETS

Sections:

8.32.01	One-way streets designated
8.32.02	Exceptions
8.32.03	Penalty

8.32.01 One-way streets designated

A. Ladino or West Plaza Street, is hereby designated as a street for two-way traffic from the intersection of Ladino, or West Plaza, and Washington Street to the intersection of Ladino or West Plaza Street and Old Arkansas Highway No. 20, Helena-West Helena, Arkansas.

Traffic traveling on Ladino or West Plaza Street shall have the right of way. There shall be a four-way stop intersection established at the intersection of Ladino or West Plaza and Ashlar Streets. In addition, there shall be a four-way stop intersection established at the intersection of Ladino or West Plaza and Coanza Streets. There shall be a three-way stop intersection established at the intersection of Ladino or West Plaza and Washington Streets.

REFERENCE: West Helena Ord. No. 01-5.

B. South Ashlar Street is hereby designated as a street for one-way traffic going south from the intersection of Ashlar and West Plaza or Ladino Street to the

intersection of South Ashlar and Russell Avenue, from the hours of 8:00 a.m. to 4:00 p.m. during regular school sessions. All persons operating vehicles on South Ashlar Street between the intersection of South Ashlar and Ladino or West Plaza Street and the intersection of South Ashlar and Russell Avenue shall drive in a southerly direction only between the hours of 8:00 a.m. and 4:00 p.m. during regular school sessions.

REFERENCE: West Helena Ord. No. 683.

C.

- 1. Between the hours of 7:00 a.m. and 8:15 a.m., and between the hours of 2:45 p.m. and 4:00 p.m., there shall be one-way traffic on South Eighth Street and South Ninth Street in the city of Helena-West Helena.
- 2. Between those hours, traffic on South Ninth shall travel in a southern direction only, and traffic on South Eighth shall travel in a northern direction only.

REFERENCE: West Helena Ord. No. 02-7.

D. That portion of Quarles Lane is hereby designated for one-way traffic only for traffic proceeding in a westerly direction from the intersection of Quarles Lane and Highway 49B to the intersection of Quarles Lane and the cut-off from Highway 49B which lies east of the Pizza Hut.

REFERENCE: West Helena Ord. No. 1464.

8.32.02 Exceptions This chapter shall not apply to any emergency vehicles.

REFERENCE: West Helena Ord. No. 683.

8.32.03 Penalty Any person violating any provision of this chapter shall be deemed guilty of a misdemeanor and upon conviction shall be fined in the sum of not less than One Dollar (\$1.00) nor more than Five Dollars (\$5.00).

REFERENCE: West Helena Ord. No. 683.

PARKING

Sections:

8.36.01 Parking restrictions, penalty 8.36.02 Parking of trucks

8.36.01 Parking restrictions, penalty

A. No parking zones

- 1. on the east side of South First Street between Plaza Street and the alley;
- 2. on the west side of South First Street between the alley and Cleburne Street, and no vehicles shall be allowed to park on or within two (2) feet of said street;
- 3. from a point two hundred fifty-two (252) feet from the center of West Cleburne, South on Baringo Street to the corner of Park Street, there shall be a no parking zone on both sides of Baringo, and no vehicles shall be allowed to park on or within two (2) feet of said street.
- 4. **Penalty** The penalty shall be a fine of not less than Five Dollars (\$5.00) nor more than Fifty Dollars (\$50.00).

REFERENCE: West Helena Ord. No. 876; 929.

В.

- 1. It shall be unlawful for any person to park a vehicle along U. S. Highway No. 49 between the intersections of Tenth Street and Plaza Street and the intersection of U. S. Highway No. 49 and the eastern corporate limits of the city.
- 2. **Penalty** Any person who shall violate this section shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not less than Five Dollars (\$5.00) nor more than Twenty-Five Dollars (\$25.00) for each offense.

REFERENCE: West Helena Ord. No. 829.

C. It shall be unlawful for any person to park a vehicle

- 1. on that portion of the Central High School entrance road from the intersection of Arkansas Highway No. 20 and the Central High School entrance road to the point where the Central High School entrance road comes to a V, said point being three hundred eleven (311) feet and six (6) inches northerly along the center of said Central High School entrance road from the intersection of Arkansas Highway No. 20 and the Central High School entrance road;
- 2. along the road on the north curb of the south section of Plaza Street between the intersection of 5th Street and Plaza Street and the intersection of 3rd Street and Plaza Street;
- 3. along the road along the south curb of the north section of Plaza Street between the intersection of 5th Street and Plaza Street and the intersection of 3rd Street and Plaza Street;
- 4. along the road along the south curb of the north section of Plaza Street between 3rd Street and the old Missouri and North Arkansas Railroad right-of-way, for the duration of more than one (1) hour in one parking location between 7:00 a.m. and 6:00 p.m. daily, except Sunday;
- 5. along the road along the north curb of the south section of Plaza Street between 3rd Street and the old Missouri and North Arkansas Railroad right-of-way, for the duration of more than one (1) hour in one parking location between 7:00 a.m. and 6:00 p.m. daily, except Sunday.
- 6. **Penalty** Any person violating these sections shall be deemed guilty of a misdemeanor and upon conviction shall be fined in the sum of not less than One Dollar (\$1.00) and not more than Five Dollars (\$5.00).

REFERENCE: West Helena Ord. No. 703.

D.

- 1. It shall be unlawful for any person to park a vehicle on Fourth Street between the intersection of Fourth Street and Plaza Street and the intersection of Fourth Street and Anderson Street.
- 2. **Penalty** Any person violating this section shall be deemed guilty of a misdemeanor and upon conviction shall be fined in any sum of not less than One Dollar (\$1.00) nor more than Twenty-Five Dollars (\$25.00).

REFERENCE: West Helena Ord. No. 652.

- E. There shall be a no parking zone
 - 1. on the north side of Plaza Street between North Tenth Street and the Beech Crest School Drive;
 - 2. on the south side of Plaza Street between North Tenth Street and Beech Crest School Drive, and no vehicles shall be allowed to park on said street between the hours of 7:00 a.m. and 4:00pP.m., Monday through Friday.

REFERENCE: West Helena Ord. No. 1015.

F.

- 1. All vehicles for school traffic must drive north on Tenth Street to Garland Avenue, thence east on Garland Avenue to one-way Beech Crest School Drive.
- 2. All west bound traffic from Beech Crest School Drive shall proceed on the north side of Plaza Street to the intersection of North Tenth Street.
- 3. **Penalty** The penalty for any violation of any provision of this ordinance shall be a fine of not less than Five Dollars (\$5.00) nor more than Fifty Dollars (\$50.00).

REFERENCE: West Helena Ord. No. 1015.

G. Handicapped zones

- 1. It shall be unlawful to park in an area displaying the international symbol of access at parking areas either in the public domain or upon private property unless they have legally displayed the special license decal of the state of Arkansas or similar official designation of another state.
- 2.. **Penalty** Any vehicle found to be in an area designated for the exclusive use of disabled persons as defined in A.C.A. 27-15-501 or which does not legally display the special license decal or similar official designation of another state shall be subject to impoundment by the appropriate law enforcement agency and the owner subject to a fine of not less than Twenty-Five Dollars (\$25.00) nor more than One Hundred Dollars (\$100.00) for each offense plus applicable towing impound and related fees.

REFERENCE: West Helena Ord. No. 1460.

- 3. It is hereby declared to be unlawful for any person to park or leave standing any vehicle not occupied by or for a handicapped person in any zone within the city reserved for handicapped persons.
- 4.. A handicapped person is hereby defined as any person afflicted with a physical handicap or disability rendering said person incapable of normal body locomotion or movement.

REFERENCE: West Helena Ord. No. 1415.

8.36.02 Parking of trucks

- A. It shall be unlawful for any person, firm, or corporation to park any motor truck, truck-tractor (with or without semi-trailer attached), trailer (loaded or empty), either of which is greater than one-half ton capacity, upon any street or alleyway of the city for a period of time in excess of one (1) hour at any time unless same is in the process of being loaded or unloaded for commercial purposes.
- B. **Penalty** Any owner or driver of any vehicle who shall violate the provisions of Section A. of this chapter, upon conviction before a court of competent jurisdiction, shall be fined in any sum not less than Five Dollars (\$5.00) nor more than Twenty-Five Dollars (\$25.00) and each day in which a violation occurs shall be deemed as a separate offense.

REFERENCE: West Helena Ord. No. 1619.

CHAPTER 8.40

THROUGH STREETS

Sections:

8.40.01	Through streets
8.40.02	Plaza Street
8.40.03	Stop signs

<u>8.40.01 Through streets</u> All streets within the city which run in a north-south direction are hereby declared to be through streets, and all motorists and vehicles upon said through streets shall have the right-of-way at all intersections where STOP signs are posted, except as herein noted.

REFERENCE: West Helena Ord. No. 523.

<u>8.40.02 Plaza Street</u> Plaza Street is hereby declared to be a "main artery of traffic" and motorists proceeding in either direction on Plaza Street shall have the right-of-way over motorists proceeding on any other street at any intersection where STOP signs are posted.

REFERENCE: West Helena Ord. No. 523.

8.40.03 Stop signs It shall be the duty of all persons operating a vehicle upon the streets of the city before entering a through street, or a main artery of traffic, where STOP signs are posted, to bring their vehicle to a complete stop and look in both directions before entering said intersection, or crossing a through street of the main artery of traffic. It being the intention of this chapter that any motorist, upon approaching & street which intersects Plaza Street, where STOP signs are posted, shall bring his vehicle to a complete stop, and look in both directions before entering, or crossing Plaza Street, even though he may, at any time, be traveling upon a street which has herein been defined as a through street, and vehicles proceeding on Plaza Street in either direction shall have the right-of-way, where STOP signs are posted.

REFERENCE: West Helena Ord. No. 523.

CHAPTER 8.44

NO ROADBLOCKS FOR SOLICITATION OR CANVASSING

Sections:

8.44.01 Prohibited Acts 8.44.02 Penalty

8.44.01 Prohibited Acts It shall be unlawful for any person, group or organization to conduct such acts in or upon the city streets and highways within the city limits of Helena-West Helena, Arkansas for the purpose of operating road blocks or otherwise impeding or interfering with the flow of pedestrian or vehicular traffic on the city's streets and highways for any purpose and specifically for the purpose of soliciting funds for any reason or cause.

REFERENCE: West Helena Ord, No. 1468.

<u>8.44.02 Penalty</u> Any person, firm, or corporation violating any provision of this ordinance shall be deemed to have committed the offense of disorderly conduct as prescribed by state law and upon conviction, punished accordingly.

REFERENCE: West Helena Ord. No. 1468.

LOAD LIMITS - "OLD LITTLE ROCK ROAD"

Sections:

8.48.01	Prohibited acts
8.48.02	Parking unlawful
8.48.03	Police authorized to remove vehicles
8.48.04	Driver or registered owner held responsible
8.48.05	Penalty

8.48.01 Prohibited acts It shall be unlawful to operate any vehicle on the Old Little Rock Road within the city of Helena-West Helena, Arkansas, when the gross weight on the surface of the road through any axle of any vehicle exceeds 12,000 pounds, except a gross weight on the surface of the road of 39,000 pounds shall be permitted fro a three axle vehicle, with a maximum gross weight on the surface of the road for any vehicle being 40,000 pounds.

REFERENCE: West Helena Ord. No. 1473.

<u>8.48.02 Parking unlawful</u> It shall be unlawful to park any vehicle upon the improved surface of Old Little Rock Road in the city of Helena-West Helena, Arkansas.

REFERENCE: West Helena Ord. No. 1473.

8.48.03 Police authorized to remove vehicles Whenever any police officer finds a vehicle parked or unattended upon the improved surface of Old Little Rock Road within the city of Helena-West Helena, Arkansas, such officer is hereby authorized to provide for the removal of such vehicle to the nearest garage or other place of safety.

REFERENCE: West Helena Ord. No. 1473.

8.48.04 Driver or registered owner held responsible The driver or registered owner of a vehicle found in violation of this ordinance shall be held prima facie responsible for any such violation.

REFERENCE: West Helena Ord. No. 1473.

8.48.05 Penalty Any person, firm or corporation violating any of the provisions of this ordinance shall be fined not less than Twenty-Five Dollars (\$25.00) for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

REFERENCE: West Helena Ord. No. 1473.

<u>U TURNS</u>

Sections:

8.52.01

U turns

<u>8.52.01 U turns</u> No vehicle shall make a U turn on Cherry Street between Perry Street and Missouri Street.

REFERENCE: Helena, Code 1976.

CHAPTER 8.56

RENAMED, DEDICATED AND VACATED STREETS

Sections:

8.56.01	Renamed streets
8.56.02	Dedicated streets
8 56 03	Vacated streets

<u>8.56.01 Renamed streets</u> The city hereby adopts these ordinances and incorporates the same by reference as though set out word for word.

Ord. No. 1618

400 Block of No. First St. to be named Helen Street

Sue St. is renamed Jordan St.

First St. in Pillow Hill is renamed Renee Street Cooke St. and Sioux St. is renamed Sioux Street

Street entering Highway 49B is renamed Miller Loop Street 400 and 500 block of S. Ashlar Street is renamed Kelly Street Portion of AR Hwy 49B is renamed North Sebastian Street

<u>8.56.02</u> <u>Dedicated streets</u> The city hereby adopts these ordinances and incorporates the same by reference as though set out word for word.

Ord. No. 1274

Thunderbird Drive

<u>8.56.03 Vacated streets</u> The city hereby adopts these ordinances and incorporates the same by reference as though set out word for word.

Ord. No. 1363	West ten feet of McAdoo Street
Ord. No. 1399	Portion of McMinn Street
Ord. No. 1478	Sec. 2, Twp 2 South, Range 4 East
Ord. No. 1497	Unnamed street
Ord. No. 1516	Alley between Lots 1 - 50
Ord. No. 1517	Alley between Lots $1-15$
Ord. No. 1541	Alley in Block 22, Lots 1 – 12
Ord. No. 1559	Portion of Ashlar St. between West Park St. and West Russell St.
Ord. No. 1562	Portion of Washington Street
Ord. No. 1604	Portion of Quarles Lane, Sec. 2, Twp 2 S, Range 4 East
Ord. No. 03-3	Alley in Block 51
Ord. No. 03-4	Alley in Block 75
Ord. No. 03-5	Waters Drive between Lots 52 & 53 of Carnathan-Waters Subdivision
Ord. No. 03-6	Carnathan Drive between Lots 59 & 60 of Carnathan-Waters Subdivision