

## Texas Turnpike Authority

Frontage Road Policy as Adopted February 22, 1961  
To Supercede Resolution No. 70 Adopted 1-23-57

Resolution No. 186

WHEREAS, the Texas Turnpike Authority in acquiring land for the Dallas-Fort Worth Turnpike has, over a major portion of the route, secured, in addition to the land needed for roadbed, strips of land on either side of the road to be used in maintaining the Turnpike and particularly for the convenient off-road passage of equipment engaged in such maintenance; and

WHEREAS, it is anticipated that such additional strips may be graded and paved by others for use as frontage roads at such time as the Turnpike becomes a free road pursuant to the Turnpike Act; and

WHEREAS, a substantial growth has occurred in the areas immediately adjacent to the Turnpike, since the beginning of construction, and additional development of a major nature is contemplated, all of which the Authority believes, will doubtless redound to the benefit of the Turnpike and its bondholders; and

WHEREAS, inquiries have been made of the Authority through the Engineer-Manager from immediate neighbors of the Turnpike, including cities, requesting that the Turnpike donate the additional strips of land acquired by it for maintenance purposes, for the purpose of permitting the construction thereon of frontage roads to drain local traffic conveniently into the Turnpike interchanges; and

WHEREAS, it is the sense of the Board that the additional development and ease of access to established interchanges which would be encouraged by the use of such maintenance strip for frontage road purposes would further benefit the Turnpike in instances where the Authority's Trust Indenture permits, and it is desirable that the Authority lay down certain principles which the Engineer-Manager may follow in processing such requests;

IT IS THEREFORE RESOLVED that the Engineer-Manager be advised that it is the policy of the Texas Turnpike Authority that it will entertain request for permission for frontage roads under the following conditions:

1. Each such request shall be presented to the Board of Directors of Texas Turnpike Authority and specifically approved.
2. Any such request, when presented, shall be accompanied by a recommendation by the Authority's Consulting Engineers to the effect that the grading and paving of such maintenance strips and the Authority's sharing of the use thereof with the public generally will not unreasonably interfere with or make more costly the maintenance and operation of the Turnpike and therefore will not, in their opinion, create additional costs exceeding the amount then available in the Construction or Maintenance Funds, and that the interest in such strips which the Authority would

convey for the use of the public is not needed by the Authority on an exclusive basis for the maintenance and operation of the Turnpike but may be shared with others.

3. Such application shall also be accompanied by an opinion of the Authority's Traffic Engineers to the effect that the permission for construction and use of such frontage road will not, in their opinion, "substantially affect adversely the revenues of the Turnpike or the volume or character of the traffic expected to use the Turnpike".
4. Such permit shall finally be accompanied by an instrument presented by the Authority's General Counsel which, in their opinion, will adequately protect the Authority in the circumstances.
5. As a guide to the Engineer-Manager and General Counsel in preparing specific applications for the approval of this Board, the following general principles, subject to modification by this Board in any specific instance, are declared to represent the policy of the Board, as follows:
  - a. The party desiring to build the frontage road will bear all construction and other costs.
  - b. The party desiring to build the frontage road will furnish any additional right-of-way which might be needed.
  - c. The party desiring to build the frontage road will first construct a fence comparable to the Turnpike fence between the frontage road and the Turnpike roadway in such manner and at such locations as are determined by the Engineer-Manager, but with the further provisions that if all of the affected adjacent property owners are agreeable, the existing Turnpike fence may be moved to a new line between the Turnpike roadway and the frontage road.
  - d. Any frontage road shall have at least two paved travel lanes and one parking lane or shoulder of widths satisfactory to the Engineer-Manager. Any frontage road shall have no access to the Turnpike except through established interchanges.
  - e. The party construction the frontage road shall adequately maintain or provide for adequate maintenance of the frontage road. In addition, if the party seeking the permit is a private person or corporation the permittee shall obtain approval of such road by the applicable public sub-division and a commitment by sub-division that it will maintain such road whenever private maintenance shall cease or become in-adequate.
  - f. Plans and specifications for any frontage road shall be submitted to and approved by the Engineer-Manager before any permit for construction is issued.
  - g. No signs other than customary street and road markings and informational signs shall be erected on land used for frontage road purposes.
  - h. After its construction, the frontage road shall be opened to full use by the general public, without any limitations or restrictions upon the use thereof by the general public.
  - i. The party construction any frontage road shall relieve and save harmless the Texas Turnpike Authority, its successors or assigns, from any and all claims of any character whatsoever resulting from the construction, maintenance, and operation of such frontage road.

- j. Any permit issued by the Texas Turnpike Authority for the construction of a frontage road shall retain in the Authority the fee in the land, subject to such use or, in the alternative, shall require acceptance by the applicable public subdivision, of a dedication to public use by the Turnpike Authority in terms satisfactory to the Authority; and shall, insofar as is possible, under the law and the type of permit which may be approved, divorce the Authority from responsibility for the frontage roads and their policing.