

ORDINANCE NO. 20130509-039

AN ORDINANCE AMENDING CHAPTER 25-2 OF THE CITY CODE TO CREATE THE EAST RIVERSIDE CORRIDOR (ERC) ZONING DISTRICT AND PROVIDING FOR A REGULATING PLAN ESTABLISHING USE AND SITE DEVELOPMENT REGULATIONS FOR THE ERC DISTRICT; TO ADOPT THE REGULATING PLAN FOR THE ERC DISTRICT; AND TO APPROVE A COLLECTOR PLAN UNDER SECTION 25-6 ARTICLE 2 (*RESERVATION AND DEDICATION OF RIGHT-OF-WAY*) OF THE CITY CODE FOR THE EAST RIVERSIDE CORRIDOR AREA.

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

PART 1. Subsection (E) of Section 25-2-32 (*Zoning Districts and Map Codes*) of the City Code is amended to read:

(E) Special purpose base districts and map codes are as follows:

- | | |
|------------------------------------|------------|
| (1) development reserve | DR |
| (2) aviation services | AV |
| (3) agricultural | AG |
| (4) planned unit development | PUD |
| (5) public | P |
| (6) traditional neighborhood | TN |
| (7) transit oriented development | TOD |
| (8) North Burnet/Gateway | NBG |
| (9) <u>East Riverside Corridor</u> | <u>ERC</u> |

PART 2. Chapter 25-2, Subchapter A, Article 2, Division 5 (*Special Purpose Districts*) of the City Code is amended to add a new section 25-2-149 to read:

§25-2-149 EAST RIVERSIDE CORRIDOR (ERC) DISTRICT.

- (A) East Riverside Corridor (ERC) district is the designation for an identified area of existing auto-oriented commercial and multifamily uses that is the subject of an approved master plan for redevelopment of the area into an urban mixed-use

neighborhood that is more pedestrian friendly and takes advantage of access to existing and future transit options and the area's key position in the urban core.

- (B) An ERC designation may be applied only within the boundaries identified in the East Riverside Corridor Regulating Plan.

PART 3. Chapter 25-2, Subchapter C, Article 3 (*Additional Requirements for Certain Districts*) of the City Code is amended to add a new Division 12 to read:

Division 12. East Riverside Corridor District Requirements.

§25-2-768.01. APPLICABILITY.

This division applies in the East Riverside Corridor (ERC) district.

§25-2-768.02 REGULATING PLAN.

- (A) Council by ordinance shall adopt and may at any time amend a regulating plan for the ERC district that:
 - (1) establishes the permitted and conditional uses;
 - (2) prescribes site development regulations, including maximum and minimum development parameters;
 - (3) prescribes requirements for street, streetscape, and other public area improvements; and
 - (4) establishes other appropriate regulations or modifies or waives a requirement of this title.
- (B) For property governed by this division, this division and a regulating plan adopted under this section supersedes the other provisions of this title to the extent of conflict.
- (C) The site development standards in Article 4.2 (*General Development Standards*) of the Regulating Plan are the only parts of the regulating plan that are requirements of Chapter 25-2 (*Zoning*) of the City Code for purposes of Section 25-2-472 (*Board of Adjustment Variance Authority*) of the City Code.
- (D) Except for amendments to Figure 1-2 (*East Riverside Corridor Subdistrict Map*), amendments to the regulating plan are subject to the procedures prescribed by Section 25-1-502 (*Amendment: Review*) for amendments to Title 25 and not the procedures prescribed by Chapter 25-2, Subpart B (*Zoning Procedures*).

(E) Amendments to Figure 1-2 (*East Riverside Corridor Subdistrict Map*) of the regulating plan are subject to the procedures prescribed by Chapter 25-2, Subpart B (*Zoning Procedures*). Approved amendments to Figure 1-2 will also be reflected as necessary in Figure 1-7 (*East Riverside Corridor Height Map*) and Figure 1-8 (*East Riverside Corridor Development Bonus Height Map*) of the regulating plan.

PART 4. Chapter 25-2, Subchapter E, Subsection 1.2.3.A (*General Exemptions*), is amended to read:

1.2.3. Exemptions.

A. **General Exemptions.** The following types of development are exempt from the requirements of this Subchapter:

1. Development that does not require a site plan under Chapter 25-5;
2. Development in the following zoning districts:
 - a. Agricultural (AG) district;
 - b. Aviation (AV) district; and
 - c. Traditional neighborhood (TN) district.
3. Development built pursuant to the overlay district provisions of the university neighborhood overlay (UNO) district;
4. Development built pursuant to an adopted transit station area plan;
5. Development built pursuant to the Robert Mueller Municipal Airport Redevelopment Plan;
6. Development built pursuant to an adopted downtown plan;
7. Development of an industrial use or data center; ~~and~~
8. Interior remodeling of a building;
9. Development built pursuant to the regulating plan for the North Burnet/Gateway (NBG) district; and
10. Development built pursuant to the regulating plan for the East Riverside Corridor (ERC) district.

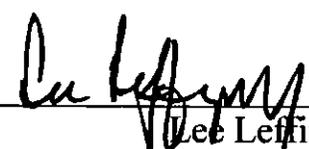
PART 5. The Transit-Area Housing Assistance Fund is established. The fee to be paid into the Transit-Area Housing Assistance Fund for each bonus square foot according to the East Riverside Corridor Regulating Plan, Subsection 6.4.1.C. (In-lieu fee for Affordable Housing) is established as \$.50.

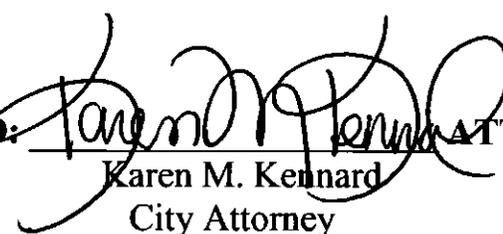
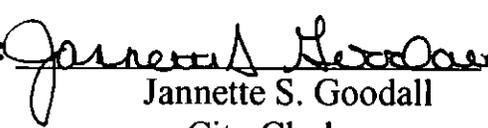
PART 6. Council adopts "The Regulating Plan for the East Riverside Corridor Zoning District, Austin, Texas," attached to this ordinance as Exhibit "A", as the regulating plan for the ERC district.

PART 7. Council approves Figure 1-5 (*East Riverside Corridor Collector Street Map*) of "The Regulating Plan for the East Riverside Zoning District, Austin, Texas" as a collector plan for purposes of Section 25-6, Article 2 (*Reservation and Dedication of Right-of-Way*) of the City Code. Alignments shown in the collector plan are approximate and may be adjusted for purposes of determining alignments under Section 25-6-54 (*Alignment*) of the City Code.

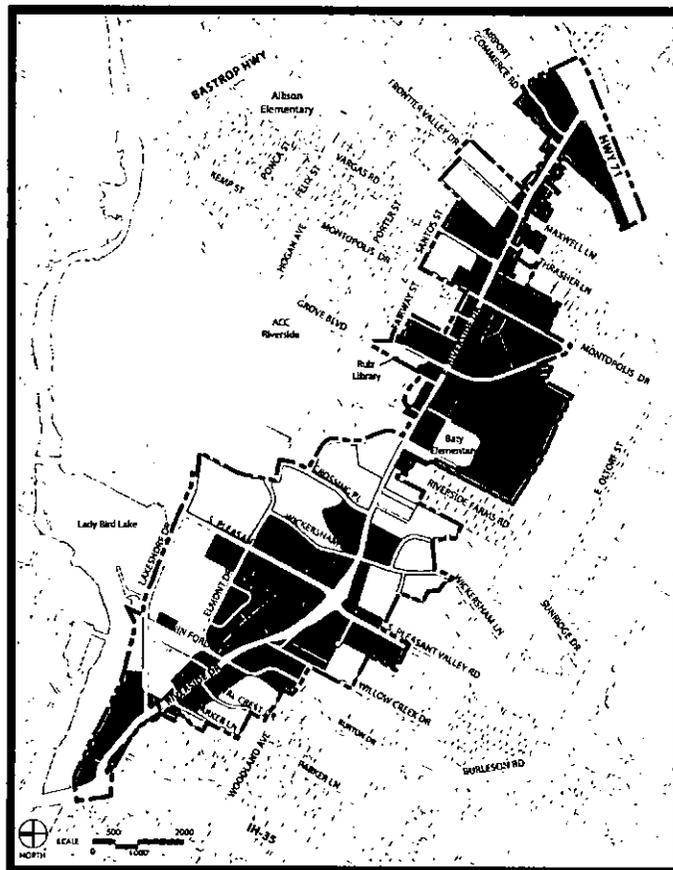
PART 8. This ordinance takes effect on May 20, 2013.

PASSED AND APPROVED

_____ May 9 _____, 2013 §
§
§
§
_____  Lee Leffingwell
Mayor

APPROVED:  **ATTEST:** 
Karen M. Kennard Jannette S. Goodall
City Attorney City Clerk

Regulating Plan for the EAST RIVERSIDE CORRIDOR ZONING DISTRICT



DATE ADOPTED: May 9, 2013
DATE EFFECTIVE: May 20, 2013

BASED ON THE EAST RIVERSIDE CORRIDOR MASTER PLAN:
Adopted February 25, 2010

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**Regulating Plan
for the
EAST RIVERSIDE CORRIDOR ZONING DISTRICT**

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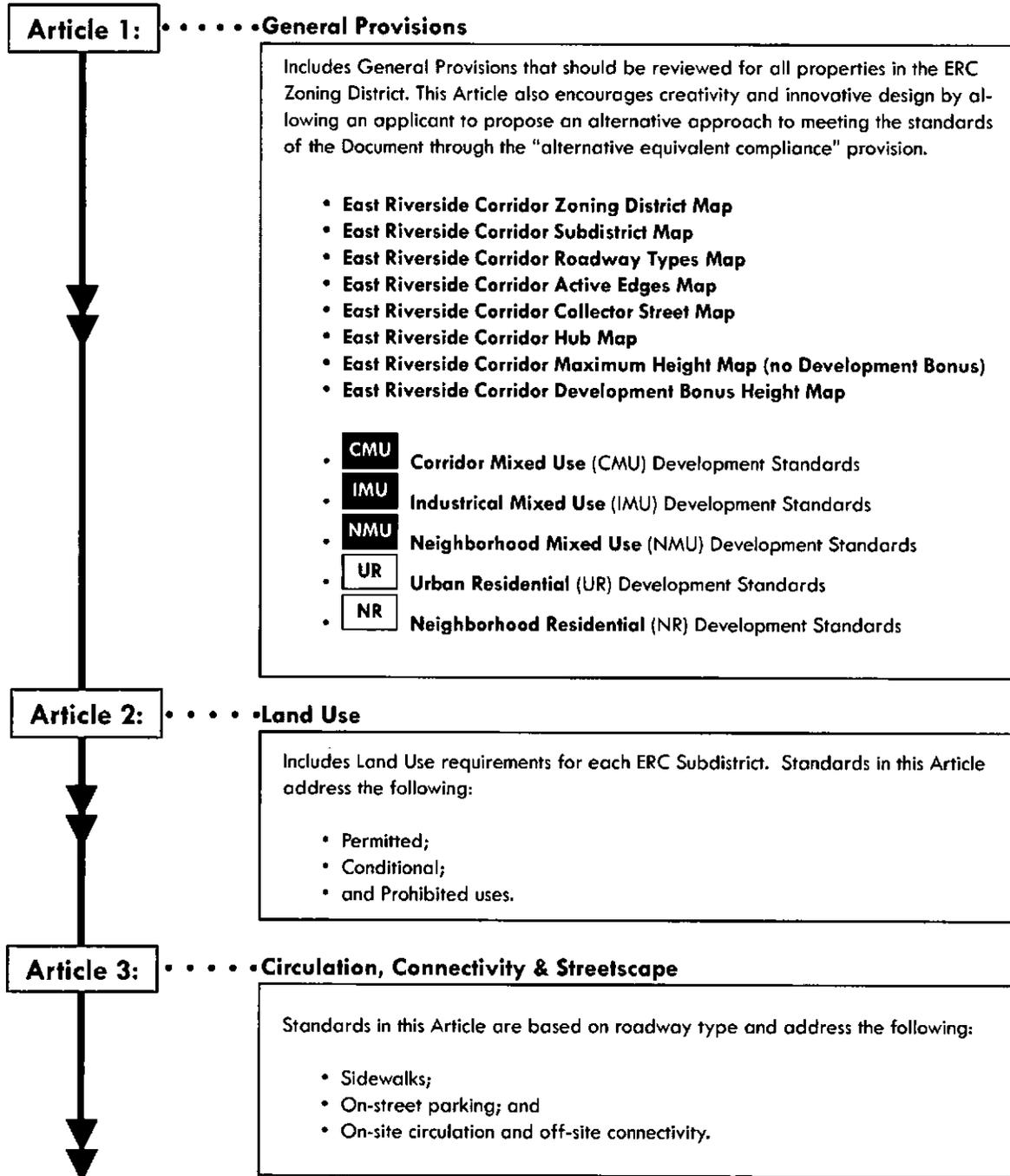
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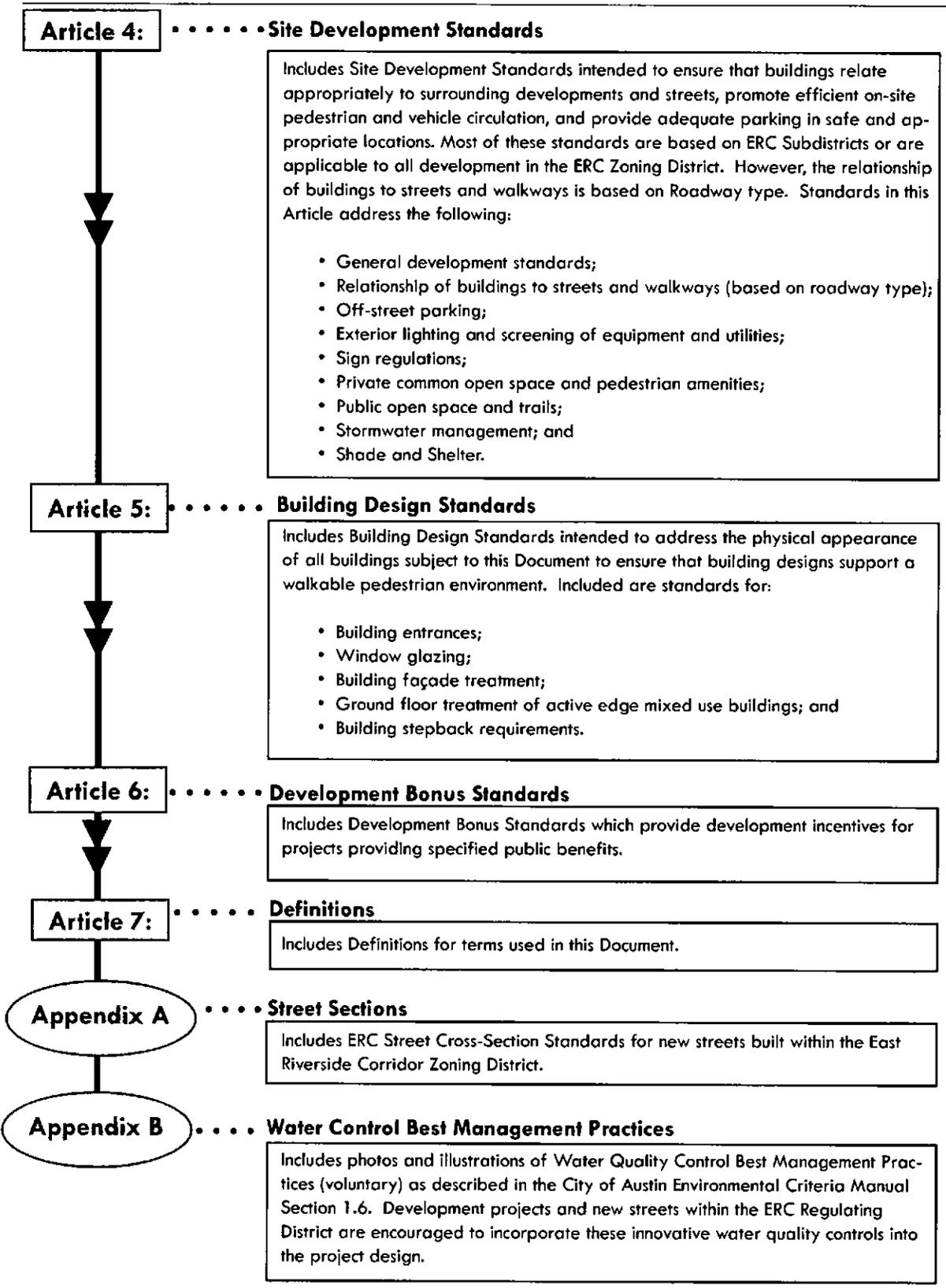
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INTRODUCTION TO THIS DOCUMENT

This Document is divided into seven Articles. The Diagram below provides an overview of the organization and a short summary of the standards addressed within each Article. Two appendices located at the end of the document contain 1) Street Cross Sections for new Collector streets within the ERC Zoning Boundary and 2) optional Water Quality Standards.



CONTINUED ON
NEXT PAGE



Determining Applicability:

Applicability of the Standards included in this document is determined largely by The East Riverside Corridor (ERC) Subdistrict of the property in question, whether a property is within an ERC Hub, and the roadway type(s) adjacent to it. Therefore an important first step in the development process is to identify a property's subdistrict, adjacent roadway type(s), and whether the property is within a Hub. The size of the site and the type of development (residential, commercial, mixed use, etc.) also need to be considered, since different standards may apply. The applicability at the beginning section of each article summarizes the applicability of the standards described in that article.

1 ERC Subdistricts

The ERC Subdistricts are shown in Figure 1-2. Permitted land uses and general development and urban design standards for a property are based upon the applicable ERC Subdistrict. The five subdistricts in the East Riverside Corridor Zoning District are listed below and described in Section 2.3.4.

CMU Corridor Mixed Use (CMU)

IMU Industrial Mixed-Use (IMU)

NMU Neighborhood Mixed Use (NMU)

UR Urban Residential (UR)

NR Neighborhood Residential (NR)

2 **Roadway Types**

All existing and future streets in the ERC Zoning District will have one of four roadway type designations, which establish many of the sidewalk, streetscape and building placement standards in this Document. The four ERC roadway types are shown on the ERC Roadway Type Map in Figure 1-3 and are listed below. See Section 3.2.2 for Roadway Type descriptions.

ERC Core Transit Corridors 

ERC Pedestrian Priority Collector 

ERC Urban Roadway 

ERC Highways

3 **ERC Hubs**

Within the ERC Zoning District, there are four designated Hubs, or areas where the most intensive development within the corridor is encouraged. These are shown on the ERC Hubs Map in Figure 1-6. Properties within the Hub boundaries are eligible for development bonuses in exchange for the provision of specified community benefits (See Article 6).

ARTICLE 1: GENERAL PROVISIONS

1.1. GENERAL INTENT

On February 25, 2010, the Austin City Council adopted the East Riverside Corridor (ERC) Master Plan as an amendment to the Imagine Austin Comprehensive Plan. The ERC Master Plan presents a long-term vision for the area to redevelop the existing low density, auto-oriented commercial uses into an urban mixed-use neighborhood that is more pedestrian- and bicycle-friendly. An important element of the plan is to enhance development design quality and create great places where people can live, work, shop, interact and recreate within a walking distance of one another.

This Document addresses the physical relationship between development and adjacent properties, streets, neighborhoods, and the natural environment in order to implement the vision of an urban mixed-use neighborhood that supports current and future transit options. The general purposes of this Document are:

- 1.1.1.** To promote the Vision for the East Riverside Corridor Master Plan;
- 1.1.2.** To provide appropriate standards to ensure a high quality appearance for development and redevelopment within the ERC Zoning District and promote pedestrian-friendly design while also allowing for individuality, creativity, and artistic expression;
- 1.1.3.** To improve the area's access to transit services and create an environment that promotes walking and cycling;
- 1.1.4.** To promote transit-supportive development and redevelopment within the ERC Hubs in order to successfully integrate land use and transit by providing greater density than the City of Austin average, a mix of uses, and a quality pedestrian environment around defined centers;
- 1.1.5.** To encourage development and redevelopment that relates to and connects with adjoining streets, transit, bikeways, pathways, open spaces, and neighborhoods;
- 1.1.6.** To allow for and encourage dense mixed-use and residential uses to accommodate some of the region's expected population growth;
- 1.1.7.** To encourage development that serves people of all incomes and ages and provides a safe and welcoming environment for all types of households;
- 1.1.8.** To provide standards to ensure quality usable open space for new residential development, employees, and visitors as redevelopment occurs;
- 1.1.9.** To promote sustainable stormwater management and watershed protection practices; and
- 1.1.10.** To provide a set of clear standards to facilitate development and redevelopment in the ERC Zoning District, in addition to being flexible and responsive to market conditions and fluctuations.

1.2. APPLICABILITY

1.2.1. General Applicability

This Document applies to all development within the ERC Zoning District as shown in Figure 1-1. This Document sets forth the regulations for the East Riverside Corridor Zoning District. The applicability of the regulations varies by section and is dependent on the ERC Subdistrict in which a property is located, whether the property is within an ERC Hub, the roadway type(s) adjacent to it, and the size of the site and type of development activity proposed. General exemptions from the requirements of this Document are listed in Subsection 1.2.3.D., and additional exemptions from specific standards are listed in subsequent sections of this Document.

1.2.2. Land Use and General Development Standards

- A.** All properties in the ERC Zoning District are subject to the following Articles and Sections of this Document:
 - 1. Article 2, Land Use Standards;
 - 2. Section 3.5, Connectivity and Circulation;
 - 3. Section 4.2, General Development Standards; and
 - 4. Section 4.10, Public Open Space and Trails.

1.2.3. ERC Design Standards

- A.** The ERC Design Standards are intended to ensure that new buildings and significant remodels will be designed in accordance with the vision described in the East Riverside Corridor Master Plan. For purposes of applying the design standards in this Document, ERC Design Standards are:
 - 1. Article 3, Circulation, Connectivity, and Streetscape (except Subsection 3.5.2 Dedication of ERC Collector Streets);
 - 2. Article 4, Site Development Standards (except Section 4.2 General Standards and Section 4.10 Public Open Space and Trails); and
 - 3. Article 5, Building Design Standards.

- B.** Full Compliance

Unless exempted in Subsection C (Partial Compliance), or D (General Exemption) the following activity is subject to full compliance with this Document:

- 1. New construction on previously undeveloped land; and
- 2. New construction or site development where the Director determines that all buildings on the site have been or will be demolished.

C. Partial Compliance

For a project that is not subject to Subsection B (Full Compliance) or D (General Exemptions), the Director shall determine which standards of this Document apply to the project or a portion of the project in accordance with the following requirements:

1. All sites must comply with Article 3 (Circulation, Connectivity, and Streetscape);
2. A new building or building addition as defined by the adopted Existing Building Code must comply with:
 - a. Article 4 (Site Development Standards) unless compliance cannot be achieved due to:
 - i. The location of existing buildings or other improvements retained on the site;
 - ii. The size or nature of the proposed building limits placement on the site;
 - iii. Topography, protected trees, or critical environmental features; or
 - iv. The location of pre-existing water quality or detention facilities.
 - v. A waiver from the requirements of Article 4 shall be to the minimum extent required based on the criteria of this subsection.
- b. Article 5 (Building Design Standards);
3. A remodeled building or facade must comply with:
 - a. Section 4.6 (Exterior Lighting); and
 - b. Article 5 (Building Design Standards) where the remodeled building is considered a "Level 3" Alteration or Addition as defined by the adopted Existing Building Code such that the work area exceeds 50% of the aggregate area of the building and one or more exterior façades of the building are modified as a result of the Alteration. If, however, the façade that faces the Principal Street is remodeled, then that façade is subject to Article 5 even if the overall work area is less than 50% of the aggregate area of the building.

D. General Exemptions from the ERC Design Standards

Except as otherwise provided in this Document, the following types of development are exempt from the ERC Design Standards of this Document:

1. Development that does not require a site plan under LDC Sections 25-5-2(B), (C), (D.1.a. through i.), (E), (F), (G), (H), (I) or (J), except that Section 4.6 (Exterior Lighting) shall apply;

2. Interior remodeling of a building;
3. Sidewalk, shared use and urban trail projects managed by the City of Austin and processed under the City's General Permit program which are undertaken for the purpose of bringing existing facilities into compliance with the Americans with Disabilities Act.

1.2.4. Exemption from Subchapter E of the Land Development Code

For the areas within the ERC Zoning District which have been zoned ERC (Figure 1-1), this Document supersedes all standards and regulations in Chapter 25-2 Subchapter E: Design Standards and Mixed Use.

1.2.5. Conflicting Provisions

- A. If the provisions of this Document are inconsistent with provisions found in other adopted codes, ordinances, or regulations of the City of Austin, this Document shall control unless otherwise expressly provided.
- B. For a Heritage Tree, the Director may approve modification of any numeric development standard in this Document to the minimum extent required to preserve the Heritage Tree.
- C. The following provisions supersede the requirements of this Document to the extent of conflict:

Regulations applicable to a Waterfront Overlay district.

1.2.6. Accessibility

Accessibility, integration and inclusion of people with disabilities are fundamental components of our vision for the future of the City of Austin. This Document shall not supersede any applicable state or federal accessibility statutes and regulations. Administration and enforcement of this Document shall comply with all such statutes and regulations. All pedestrian routes constructed within the public right-of-way shall be constructed so as to provide legally accessible transitions to pedestrian routes on adjacent properties.

1.2.7. State and Federal Facilities

Compliance with the standards of this Document at all state and federal facilities is strongly encouraged so that the Master Plan Vision for the East Riverside Corridor planning area is supported and reinforced.

1.3. REVIEW PROCESS

1.3.1. Standards Applicable During Subdivision Plan Review

The standards contained in the following sections of this Document shall be applied in the

normal review process for subdivision plans as set forth in Chapter 25-4 of the Austin Code:

- A. Article 2, Land Use Standards;
- B. Section 3.5, Connectivity and Circulation;
- C. Section 4.2, General Development Standards;
- D. Section 4.9, Private Common Open Space and Pedestrian Amenities; and
- E. Section 4.10, Public Open Space and Trails;

In addition to meeting the review criteria specified in Chapter 25-4 of the LDC, each subdivision plan application shall evidence compliance with the standards listed above.

1.3.2. Standards Applicable During Site Plan Review

The standards contained in the following sections of this Document shall be applied in the normal review process for site plans as set forth in Chapter 25-5 of the LDC:

- A. Article 2, Land Use Standards;
- B. Article 3, Circulation, Connectivity, and Streetscape;
- C. Article 4, Site Development Standards;
- D. Section 5.3, Building Entrances;
- E. Section 5.6, Active Edge Standards; and
- F. Article 6, Development Bonus.

In addition to meeting the review criteria specified in Chapter 25-5, each site plan application shall evidence compliance with the standards listed above.

1.3.3. Standards Applicable During Building Permit Review

The standards contained in the following sections of this Document shall be applied in the normal review process for building permits as set forth in Chapter 25-11 of the Austin Code:

- A. Section 4.6, Exterior Lighting (for fixtures affixed to buildings);
- B. Section 4.7, Screening of Equipment and Utilities (for fixtures affixed to buildings);
- C. Section 4.8, Sign Regulations; and
- D. Article 5, Building Design Standards.

In addition to meeting the review criteria specified in LDC Chapter 25-11, each building

permit application shall evidence compliance with the standards listed above.

1.4. ALTERNATIVE EQUIVALENT COMPLIANCE

1.4.1. Purpose and Scope

To encourage creative and original design, and to accommodate projects where the particular site conditions or the proposed use prevent strict compliance with this Document, alternative equivalent compliance allows development to occur in a manner that meets the intent of this Document, yet through an alternative design that does not strictly adhere to the Document's standards. The procedure is intended to be used for relief from a specific design standard or standards, and is not a general waiver of regulations.

1.4.2. Applicability

The alternative equivalent compliance procedure shall be available only for the following sections of this Document:

- A. Section 3.3 - Sidewalk Standards;**
- B. Section 3.4 - On-Street Parking;**
- C. Section 3.5 - Connectivity and Circulation;**
- D. Section 4.2.3 - Other Site Development Standards;**
- E. Section 4.3 - Relationship of Buildings to Streets and Walkways;**
- F. Section 4.4 - Off-Street Vehicular and Bicycle Parking;**
- G. Section 4.6 - Exterior Lighting;**
- H. Section 4.7 - Screening of Equipment and Utilities;**
- I. Section 4.8 - Sign Regulations;**
- J. Section 4.9 - Private Common Open Space and Pedestrian Amenities; and**
- K. Article 5 - Building Design Standards.**

1.4.3. Procedure

A. Required Notice

If an applicant submits a request for Alternative Equivalent Compliance (AEC) for a site plan, city staff will send notification of that request to registered neighborhood organizations and Neighborhood Plan Contact Teams with boundaries within 500 feet of the property for which AEC is requested. Written comments about the AEC request may be submitted to the PDRD site plan case manager within 14 days of the date AEC notice is sent. Staff will take comments into consideration during AEC review.

The applicant may select at his or her discretion whether to seek an informal recommendation or a formal approval on a proposal for alternative compliance, as described below.

B. Option One: Informal Recommendation

1. Pre-Application Conference Required

If an applicant desires only an informal response and recommendation as to a proposal for alternative compliance, he or she shall request and attend a pre-application conference prior to submitting the site plan and/or building permit application for the development. At the conference, the applicant shall provide a written summary of the project and the proposed alternative compliance, and the Director shall offer an informal, non-binding response and recommendation regarding the appropriateness of the proposed alternative. Based on that response, the applicant may prepare a site plan and/or building permit application that proposes alternative compliance, and such application shall include sufficient explanation and justification, in both written and graphic form, for the alternative compliance requested.

2. Decision-Making Responsibility

Final approval of any alternative compliance proposed under this section shall be the responsibility of the decision-making body responsible for deciding upon the application. The final decision-making body for site plans is either the Director or the appropriate Land Use Commission, as specified in LDC Chapter 25-5, and the building official for building permits.

C. Option Two: Formal Decision

1. Pre-Application Conference

If an applicant desires formal approval of a proposal for alternative compliance, he or she shall request and attend a pre-application conference prior to submitting the site plan and/or building permit application for the development.

2. Alternative Compliance Concept Plan Required

At least ten days prior to the pre-application conference, the applicant shall submit an alternative compliance concept plan application to the Director, which shall include:

- a. A written description of and justification for the proposed alternative method of compliance, specifically addressing the criteria in Subsection 1.4.4; and
- b. A concept plan that describes and illustrates, in written and graphic format, the intended locations and quantities of proposed buildings on the site, the layout

of proposed vehicle and pedestrian access and circulation systems, and areas designated to meet requirements for open space, parking, on-site amenities, utilities, and landscape. The concept plan shall describe the site's topography and shall provide a general description of environmental characteristics to assist in determining compliance with this Document. If alternative compliance is requested from the standards of Article 5 Building Design Standards, the concept plan also shall include descriptions and illustrations of the proposed building design elements that would not comply with the standards of this Document.

3. Decision by Director

The Director shall review the concept plan for compliance with the criteria in Subsection 1.4.4 and shall approve, approve with conditions, or deny the concept plan in writing.

4. Expiration of Alternative Compliance Concept Plans

- a. An approved alternative compliance concept plan shall expire if three years pass following its approval and no building permit that implements the concept plan has been issued.
- b. An approved alternative compliance concept plan shall expire simultaneously with the site plan and/or building permit for which it was approved.

5. Effect of Approval

Written approval of an alternative compliance concept plan does not authorize any development activity, but rather authorizes the applicant to prepare a site plan and/or building permit application that incorporates the approved alternative compliance, and authorizes the decision-making body (either the Land Use Commission or the Director for site plans, and the Building Official for building permits) to review the site plan and/or building permit application for compliance with the alternative compliance concept plan, in addition to all other applicable requirements. The site plan and/or building permit application shall include a copy of the approved alternative compliance concept plan.

6. Amendments to Alternative Compliance Concept Plans

- a. Minor amendments to any approved alternative compliance concept plan may be approved, approved with conditions, or denied administratively by the Director. For purposes of this provision, minor amendments are those that do not result in:
 - i. An increase of 10 percent or more in the amount of square footage of a land use or structure;

- ii. A change in the types of uses in the project;
 - iii. An increase or decrease of 20 percent or more in the number of dwelling units in the project; or
 - iv. A change that would bring the project out of compliance with any requirement or regulation set forth in the City Code outside this Document unless a variance to or waiver from such requirement or regulation is obtained.
- b. Amendments that are not determined by the Director to be minor amendments under Subsection B.6.a. above shall be deemed major amendments. The applicant may seek approval of a major amendment by re-submitting the original approved plan along with the proposed amendment to the Director for review in the same manner prescribed in Subsection B.2. above.
- c. If any site plan and/or building permit application includes a major amendment from the terms of the approved concept plan that has not been approved by the Director, the concept plan shall be void and the application shall be reviewed for compliance with the standards of this Document and all other applicable requirements.

1.4.4. Criteria

Alternative equivalent compliance may be approved only if the applicant demonstrates that the following criteria have been met:

- A. The proposed alternative will perform as well or better than the standard or standards being modified and achieves the intent of the subject Article of this Document from which the alternative is sought; or
- B. The proposed alternative achieves the intent of the subject Article of this Document from which the alternative is sought to the maximum extent practicable, and is necessary because:
 - 1. Physical characteristics unique to the subject site (such as, but not limited to, slopes, size, shape, and vegetation) make strict compliance with the subject standard impracticable or unreasonable; or
 - 2. Physical design characteristics unique to the proposed use or type of use make strict compliance with the subject standard impracticable or unreasonable.
- C. In the case of multiple alternative equivalent compliance or variance requests, the Director shall consider the cumulative affect they would have on meeting the intent statements in Sections 1.1, 2.1, 3.1, 4.1, 5.1 or 6.1.

1.4.5. Effect of Approval

Alternative compliance shall apply only to the specific site for which it is requested and shall not establish a precedent for approval of other requests.

1.5. NONCONFORMING USES AND NONCOMPLYING STRUCTURES

All properties within the ERC Zoning District shall remain subject to Article 7 Nonconforming Uses and Article 8 Noncomplying Structures in the City LDC Sections 25-2-941 through 25-2-964. With reference to Article 7, all uses are governed by Group "D" regulations prescribed by Section 25-2-947.

1.6. TEXT AND GRAPHICS WITHIN THIS DOCUMENT

This Document was created with numerous images to enhance understanding and comprehension by providing visual aids to some of the standards. However, in the event of a conflict or inconsistency between the text of this Document and any heading, caption, figure, illustration, table, or map, the text shall control.

1.7. REGULATORY MAPS AND MATERIALS

The materials provided in this section include regulatory maps and ERC Subdistrict development standards summary sheets.

Figures 1-1 through 1-8 contain the ERC regulatory maps. They include:

- East Riverside Corridor Zoning Map
- East Riverside Corridor Subdistrict Map
- East Riverside Corridor Roadway Type Map
- East Riverside Corridor Active Edges Map
- East Riverside Corridor Collector Street Map
- East Riverside Corridor Hub Map
- East Riverside Corridor Height Map
- East Riverside Corridor Development Bonus Height Map

These maps should be used to determine the requirements for a property depending on the property's subdistrict, roadway type, whether it includes an active edge, whether a collector street crosses it, whether it is in a Hub, and whether it is eligible for a development bonus.

Figures 1-9 through 1-13 contain ERC Subdistrict development standards summary sheets for the five subdistricts in the ERC Zoning District. These summary sheets should be used in tandem with the regulatory maps and the Document text to determine the standards that apply to a property.

Figure 1-2: East Riverside Corridor Subdistrict Map
 Identifies the subdistrict for each property within the ERC boundary.

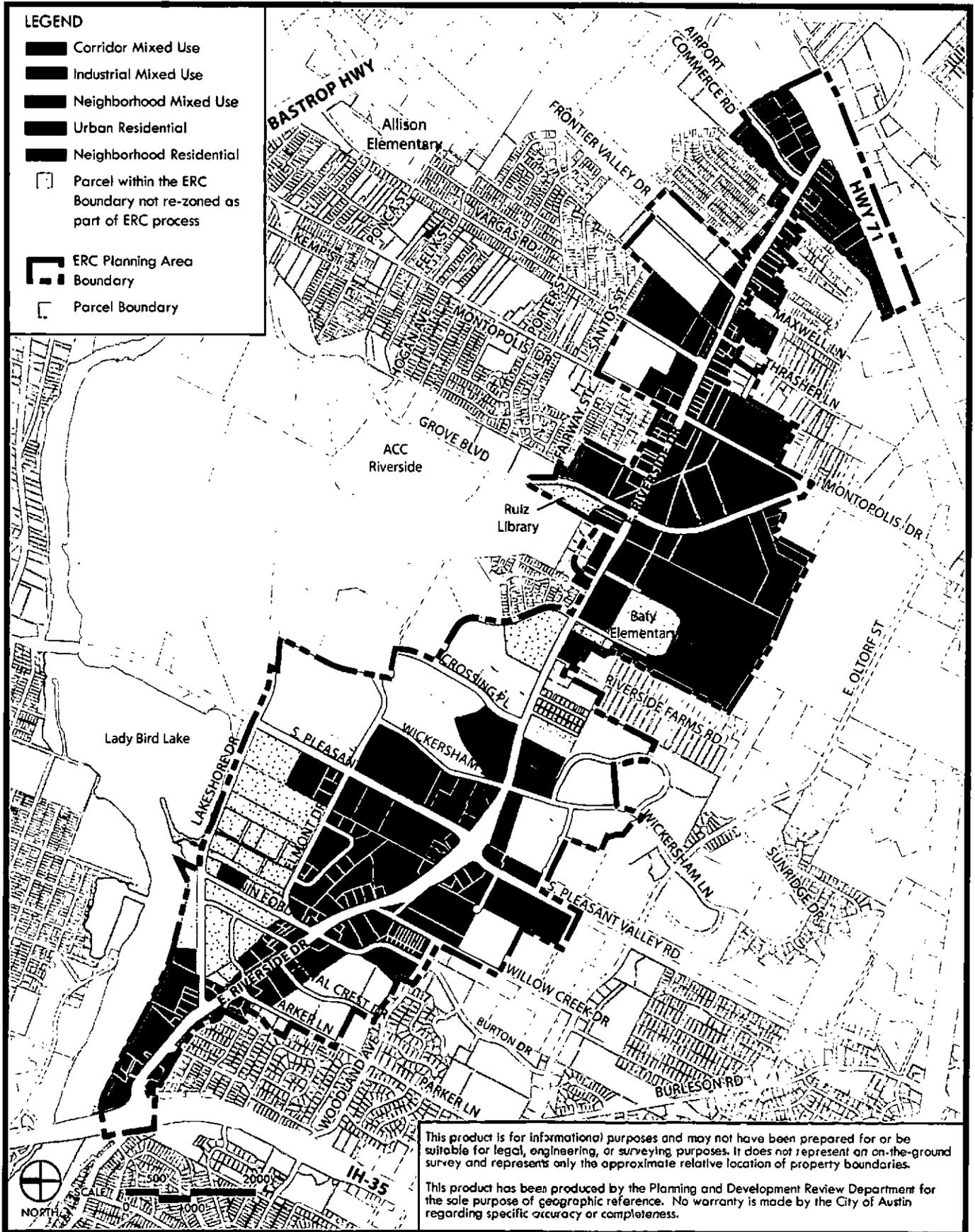


Figure 1-3: East Riverside Corridor Roadway Type Map

Indicates the Roadway type for all existing and proposed streets within the ERC boundary.

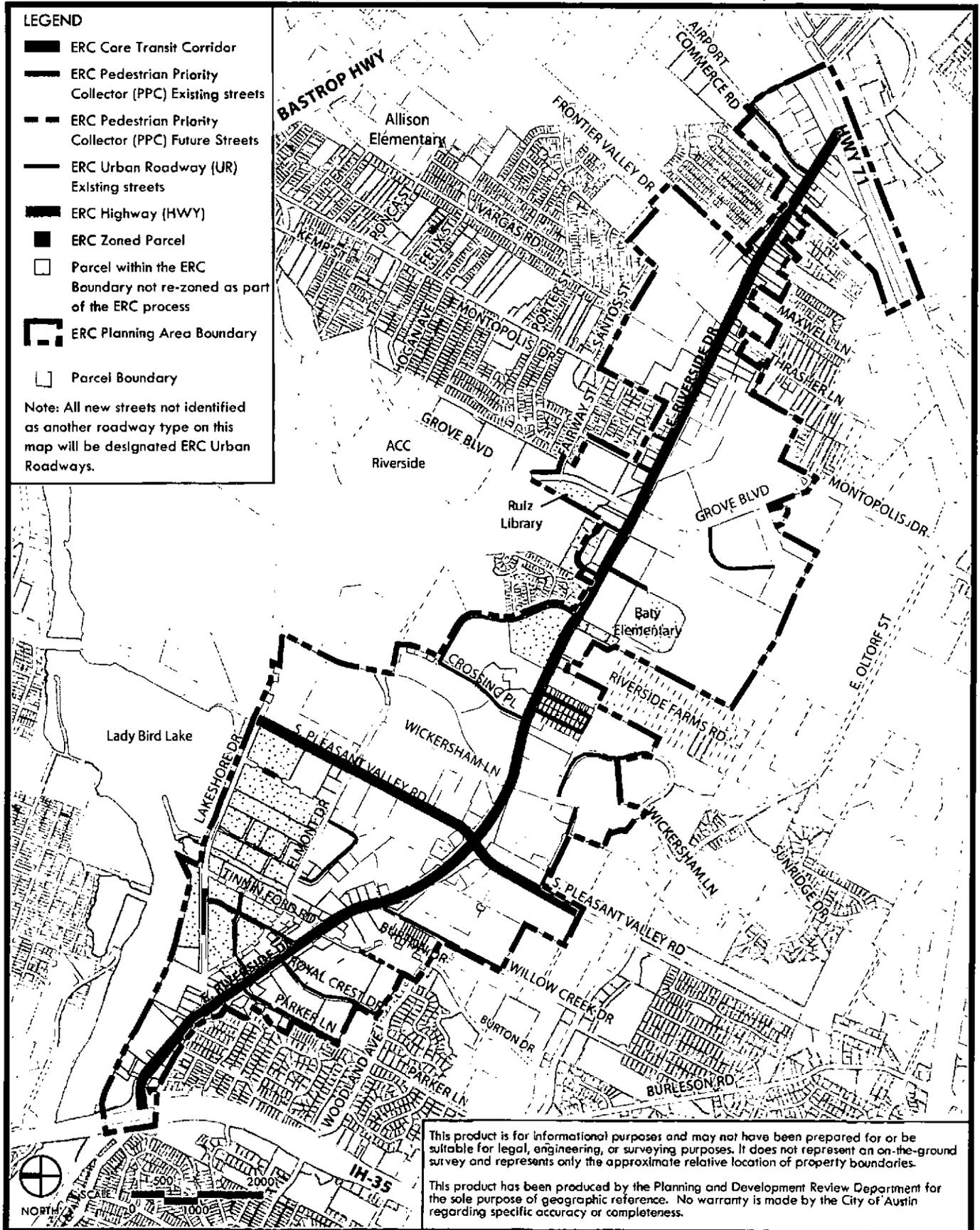


Figure 1-4: East Riverside Corridor Active Edges Map

This map shows properties that have an active edge requirement and on which street face the active edge is located. The requirements for Active Edges can be found in Section 5.6 of this document.

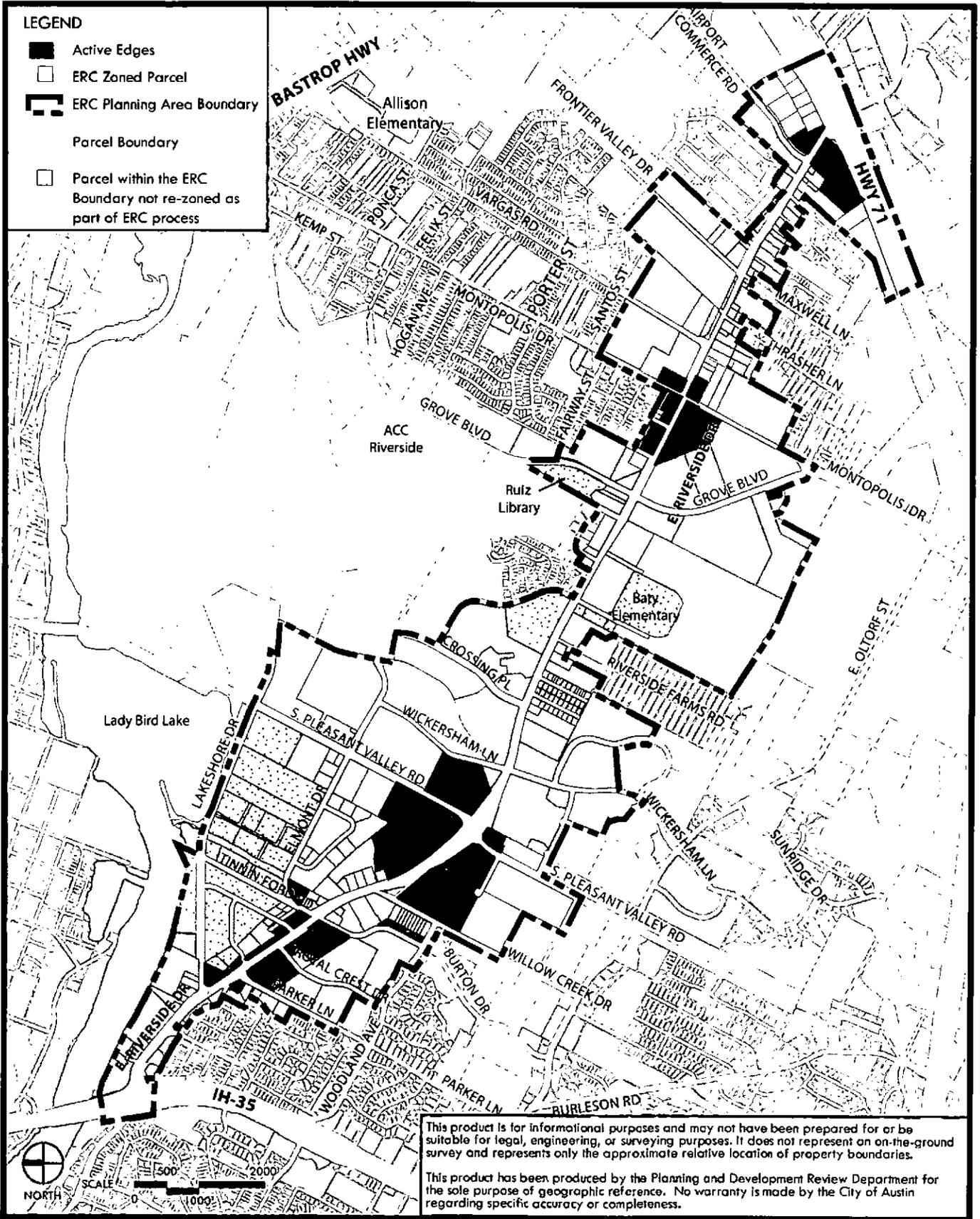


Figure 1-6: East Riverside Corridor Hub Map

This map shows the Hubs within the ERC boundary. Properties located within a Hub are eligible for additional entitlements as outlined in Article 6.

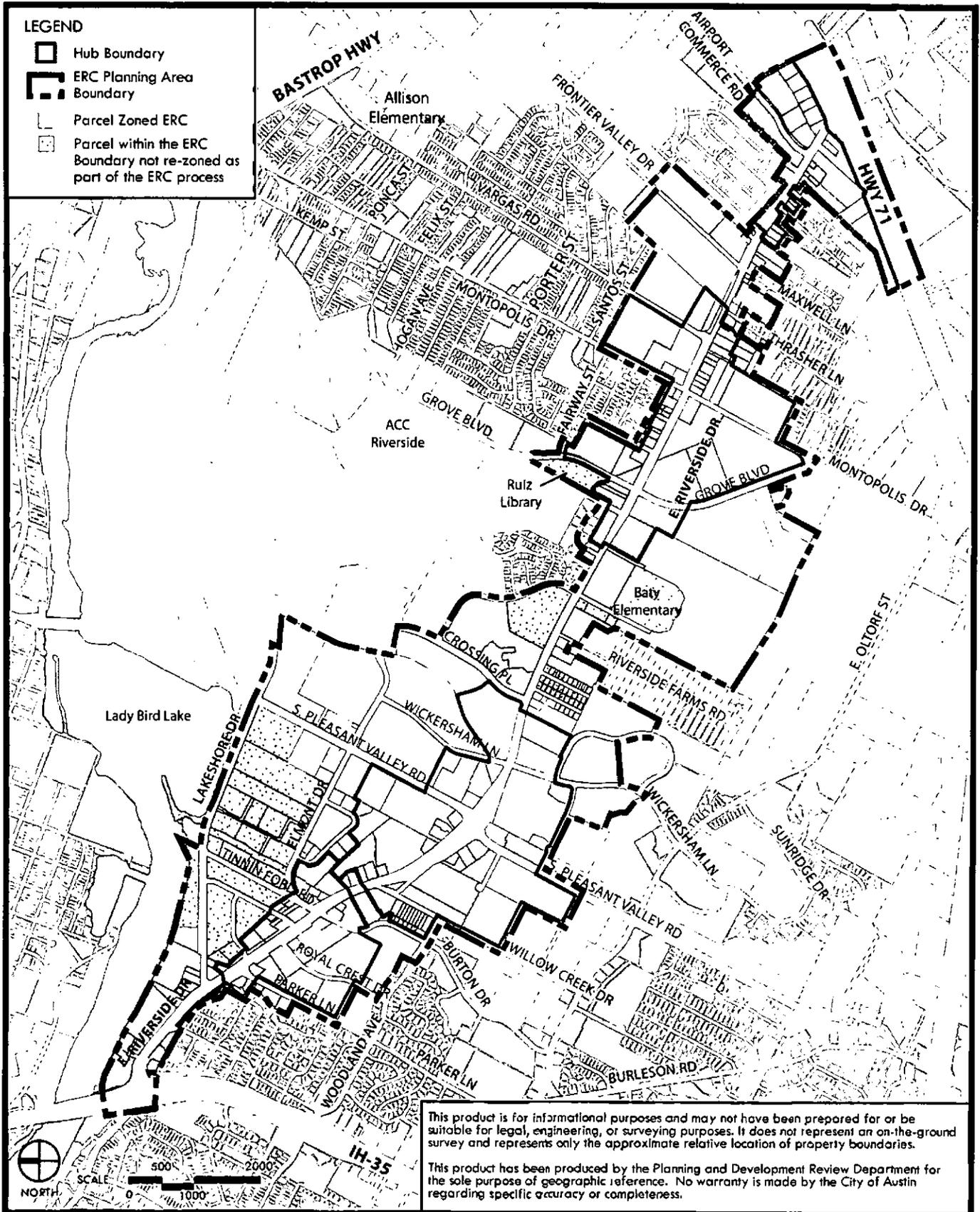


Figure 1-7: East Riverside Corridor Height Map

This map shows allowable building heights on a parcel without a development bonus.

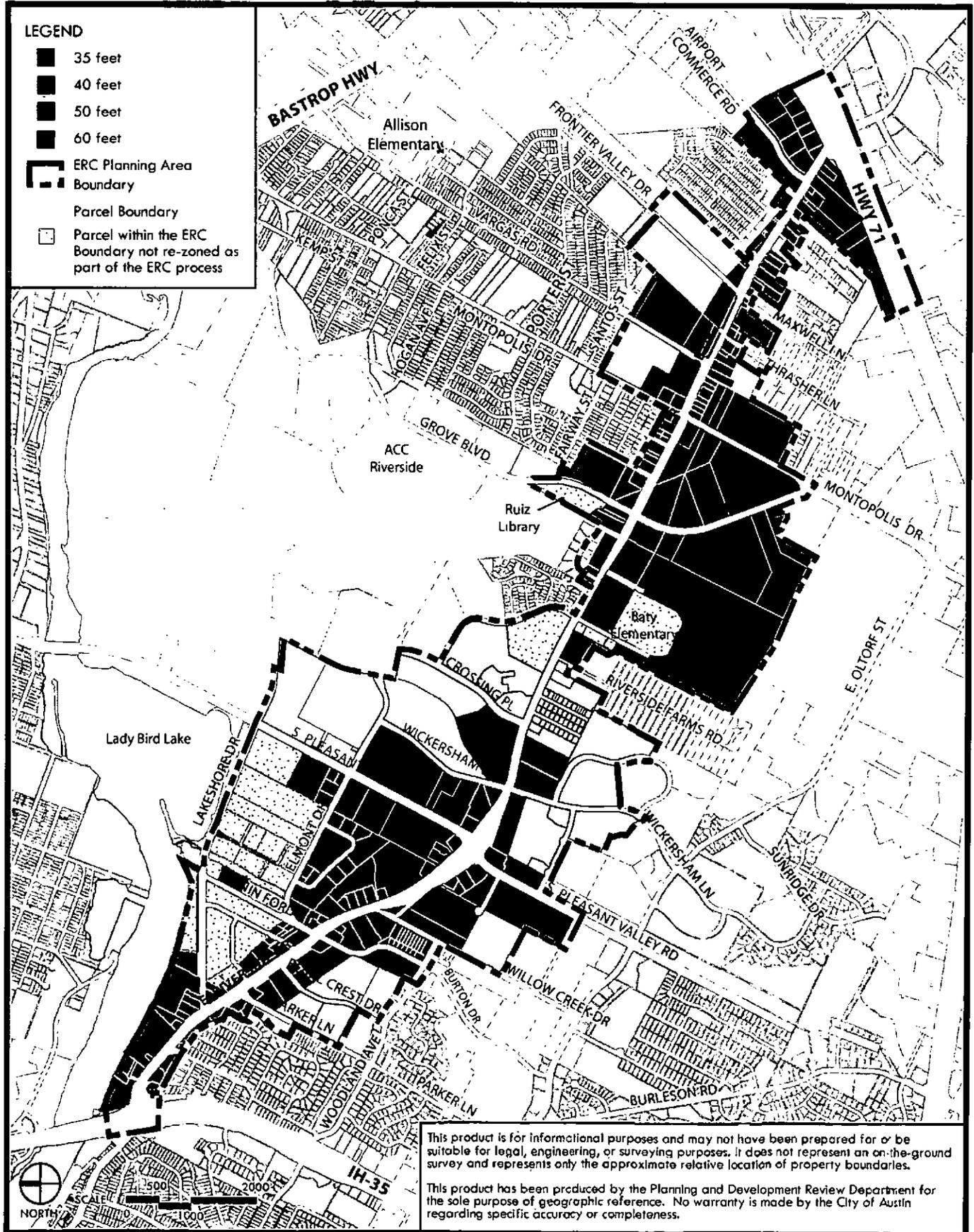


Figure 1-9: Corridor Mixed Use (CMU)
Summary of CMU Subdistrict Development Standards

		CORRIDOR MIXED USE (CMU) SUBDISTRICT																					
CMU	Lot Size	<p>Maximum Floor-to-Area Ratio (FAR) by Right: 2:1</p> <p>Desired minimum FAR: 60% of maximum FAR by right.</p> <p>Note: Additional building height may be granted in exchange for the provision of public benefits. Maximum FAR waived with a development bonus. Development bonus criteria and standards are detailed in Article 6.</p>																					
	<p>Minimum Lot Size: 2,500 sf</p> <p>Minimum Lot Width: 20'</p>																						
IMU	Minimum Setbacks	<p>Building Height</p> <p>Maximum Building Height: 60 feet maximum w/ a minimum of 2 stories.</p> <p>Maximum Building Height with Development Bonus: See Figure 1-8.</p>																					
	<p>Front and Street Side Yard*:</p> <p>No ground-level front yard or side yard setbacks are required. Instead, development must meet the building placement standards in Section 4.3.</p>																						
NMU	<p>Interior Side Yard: 0'</p> <p>Rear Yard: 0'</p>	<p>Compatibility</p> <p>See Section 4.2.4 for compatibility standards.</p>																					
	<p>Upper-Story Building Facade Street-Side Step-backs:</p> <p>The building facade at the fourth story and above must be stepped back a minimum of 10 feet from the ground-level building facade line.</p>																						
UR	<p>* If the street right-of-way is less than 60 feet in width, see Section 4.3.3.C.</p>	<p>ABOVE:</p> <p>Typical minimum stories, height limit, and step back requirements for buildings within the Corridor Mixed Use (CMU) Subdistrict.*</p> <p>*Max. Building Height with a Density Bonus is established on Figure 1-8.</p>																					
				NR																			
<p>Building Placement</p> <p>Building placement determined by Roadway type and Active Edge Designation.</p> <p>*See Fig. 1-3 for Roadway Type designation and Section 4.3 for design requirements.</p>		<p>Corridor Mixed Use (CMU) Land Use Summary*</p> <table border="1"> <thead> <tr> <th colspan="2">Land Use</th> </tr> </thead> <tbody> <tr> <td>Residential, attached</td> <td>Permitted</td> </tr> <tr> <td>Residential, detached</td> <td>Not Permitted</td> </tr> <tr> <td>Smaller-scale Retail (less than 50,000 sq. ft.)</td> <td>Permitted</td> </tr> <tr> <td>General Retail</td> <td>Permitted</td> </tr> <tr> <td>Office</td> <td>Permitted</td> </tr> <tr> <td>Warehousing & Light Manufacturing</td> <td>Not Permitted</td> </tr> <tr> <td>Education / Religion</td> <td>Permitted</td> </tr> <tr> <td>Hospitality (hotels/motels)</td> <td>Permitted</td> </tr> <tr> <td>Civic Uses (public)</td> <td>Permitted</td> </tr> </tbody> </table> <p>*The table above provides a summary only of land uses permitted within the Corridor Mixed Use Subdistrict. See Section 2.3.3. for a complete list of permitted land uses.</p>			Land Use		Residential, attached	Permitted	Residential, detached	Not Permitted	Smaller-scale Retail (less than 50,000 sq. ft.)	Permitted	General Retail	Permitted	Office	Permitted	Warehousing & Light Manufacturing	Not Permitted	Education / Religion	Permitted	Hospitality (hotels/motels)	Permitted	Civic Uses (public)
Land Use																							
Residential, attached	Permitted																						
Residential, detached	Not Permitted																						
Smaller-scale Retail (less than 50,000 sq. ft.)	Permitted																						
General Retail	Permitted																						
Office	Permitted																						
Warehousing & Light Manufacturing	Not Permitted																						
Education / Religion	Permitted																						
Hospitality (hotels/motels)	Permitted																						
Civic Uses (public)	Permitted																						
<p>Maximum Impervious Cover</p> <p>Impervious Cover: 90% or Maximum Allowed by LDC 25-8.</p>		<p>ABOVE & BELOW:</p> <p>Examples of development similar to that allowed in the Corridor Mixed Use Subdistrict.</p>																					
																							

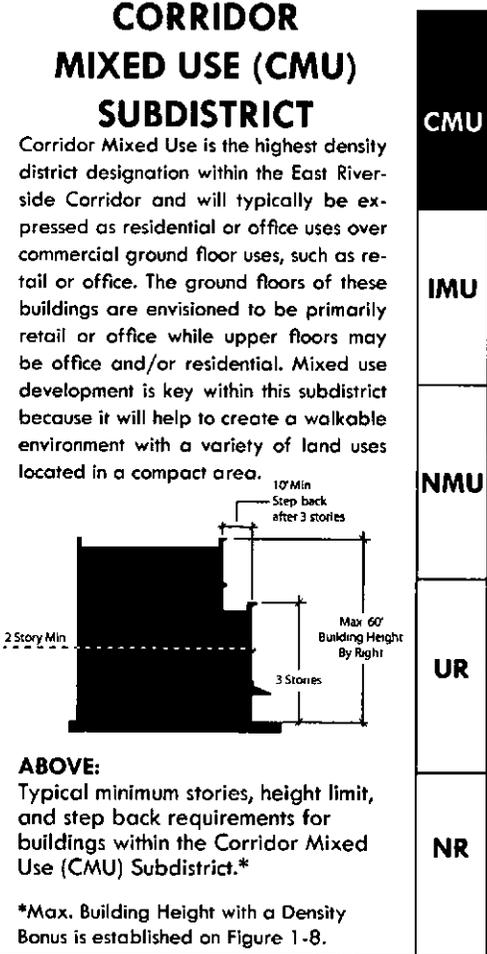


Figure 1-10: Industrial Mixed Use (IMU)
 Summary of IMU Subdistrict Development Standards

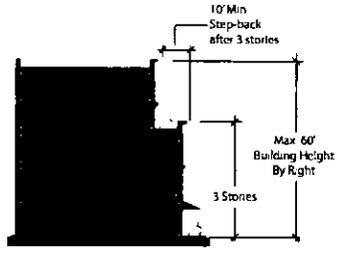
		Lot Size	Floor to Area Ratio (FAR)	<h2 style="text-align: center;">INDUSTRIAL MIXED USE (IMU) SUBDISTRICT</h2> <p>Industrial Mixed Use is a transition subdistrict used to accommodate existing industrial uses and enable future development to include residential and commercial uses.</p>  <p>ABOVE: Typical height limit requirement for buildings within the Industrial Mixed Use (IMU) Subdistrict.</p> <p><i>*Max. Building Height with a Density Bonus is established on Figure 1-8.</i></p>																					
CMU		Minimum Lot Size: 2,500 sf Minimum Lot Width: 20'	Maximum Floor-to-Area Ratio (FAR) by Right: 2:1 Desired minimum FAR: 60% of maximum FAR by right.			CMU																			
IMU		Minimum Setbacks Front and Street Side Yard*: No ground-level front yard or side yard setbacks are required. Instead, development must meet the building placement standards in Section 4.3.	Note: Additional building height may be granted in exchange for the provision of public benefits. Maximum FAR waived with a development bonus. Development bonus criteria and standards are detailed in Article 6.	IMU																					
NMU		Interior Side Yard: 0' Rear Yard: 0'	Building Height Maximum Building Height: 60 feet.	NMU																					
UR		Upper-Story Building Facade Street-Side Step-backs: The building facade at the fourth story and above must be stepped back a minimum of 10 feet from the ground-level building facade line.	Maximum Building Height with Development Bonus: See Figure 1-8.	UR																					
NR		* If the street right-of-way is less than 60 feet in width, see Section 4.3.3.C.	Compatibility See Section 4.2.4 for compatibility standards.	NR																					
		Building Placement Building placement determined by Roadway type and Active Edge Designation. *See Fig. 1-3 for Roadway Type designation and Section 4.3 for design requirements.	 <p>ABOVE & BELOW: Examples of development similar to that allowed in the Industrial Mixed Use Subdistrict.</p> 	Industrial Mixed Use (IMU) Land Use Summary* <table border="1"> <thead> <tr> <th colspan="2">Land Use</th> </tr> </thead> <tbody> <tr> <td>Residential, attached</td> <td>Permitted</td> </tr> <tr> <td>Residential, detached</td> <td>Not Permitted</td> </tr> <tr> <td>Smaller-scale Retail (less than 50,000 sq. ft.)</td> <td>Permitted</td> </tr> <tr> <td>General Retail</td> <td>Permitted</td> </tr> <tr> <td>Office</td> <td>Permitted</td> </tr> <tr> <td>Warehousing & Light Manufacturing</td> <td>Permitted</td> </tr> <tr> <td>Education / Religion</td> <td>Permitted</td> </tr> <tr> <td>Hospitality (hotels/motels)</td> <td>Permitted</td> </tr> <tr> <td>Civic Uses (public)</td> <td>Permitted</td> </tr> </tbody> </table> <p><i>*The table above provides a summary only of land uses permitted within the Industrial Mixed Use Subdistrict. See Section 2.3.3. for a complete list of permitted land uses.</i></p>		Land Use		Residential, attached	Permitted	Residential, detached	Not Permitted	Smaller-scale Retail (less than 50,000 sq. ft.)	Permitted	General Retail	Permitted	Office	Permitted	Warehousing & Light Manufacturing	Permitted	Education / Religion	Permitted	Hospitality (hotels/motels)	Permitted	Civic Uses (public)	Permitted
Land Use																									
Residential, attached	Permitted																								
Residential, detached	Not Permitted																								
Smaller-scale Retail (less than 50,000 sq. ft.)	Permitted																								
General Retail	Permitted																								
Office	Permitted																								
Warehousing & Light Manufacturing	Permitted																								
Education / Religion	Permitted																								
Hospitality (hotels/motels)	Permitted																								
Civic Uses (public)	Permitted																								
		Maximum Impervious Cover Impervious Cover: 90% or Maximum Allowed by LDC 25-8.																							

Figure 1-11: Neighborhood Mixed Use (NMU)
Summary of NMU Subdistrict Development Standards

		NEIGHBORHOOD MIXED USE (NMU) SUBDISTRICT																					
CMU	Lot Size Minimum Lot Size: 1,600 sf Minimum Lot Width: 20'	Floor to Area Ratio (FAR) Maximum Floor-to-Area Ratio (FAR) by Right: 1:1 Desired minimum FAR: 60% of maximum FAR by right.																					
IMU	Minimum Setbacks Front and Street Side Yard*: No ground-level front yard or side yard setbacks are required. Instead, development must meet the building placement standards in Section 4.3.	Note: Additional building height may be granted in exchange for the provision of public benefits. Maximum FAR waived with a development bonus. Development bonus criteria and standards are detailed in Article 6.																					
NMU	Interior Side Yard: 0' Rear Yard: 0' Upper-Story Building Facade Street-Side Step-backs: The building facade at the fourth story and above must be stepped back a minimum of 10 feet from the ground-level building facade line.	Building Height Maximum Building Height: 50 feet Maximum Building Height with Development Bonus: See Figure 1-8.																					
UR		Compatibility See Section 4.2.4 for compatibility standards.																					
NR		Compatibility See Section 4.2.4 for compatibility standards.																					
* If the street right-of-way is less than 60 feet in width, see Section 4.3.3.C.																							
Building Placement Building placement determined by Roadway type and Active Edge Designation. *See Fig. 1-3 for Roadway Type designation and Section 4.3 for design requirements.																							
Maximum Impervious Cover Impervious Cover: 80% or Maximum Allowed by LDC 25-8.																							
		ABOVE: Typical height limit and step back requirements for buildings within the Neighborhood Mixed Use (NMU) Subdistrict.* *Max. Building Height with a Density Bonus is established on Figure 1-8.																					
		Neighborhood Mixed Use (NMU) Land Use Summary* <table border="1" style="width: 100%;"> <thead> <tr> <th colspan="2">Land Use</th> </tr> </thead> <tbody> <tr> <td>Residential, attached</td> <td>Permitted</td> </tr> <tr> <td>Residential, detached</td> <td>Not Permitted</td> </tr> <tr> <td>Smaller-scale Retail (less than 50,000 sq. ft.)</td> <td>Permitted</td> </tr> <tr> <td>General Retail</td> <td>Not Permitted</td> </tr> <tr> <td>Office</td> <td>Permitted</td> </tr> <tr> <td>Warehousing & Light Manufacturing</td> <td>Not Permitted</td> </tr> <tr> <td>Education / Religion</td> <td>Permitted</td> </tr> <tr> <td>Hospitality (hotels/motels)</td> <td>Permitted</td> </tr> <tr> <td>Civic Uses (public)</td> <td>Permitted</td> </tr> </tbody> </table>		Land Use		Residential, attached	Permitted	Residential, detached	Not Permitted	Smaller-scale Retail (less than 50,000 sq. ft.)	Permitted	General Retail	Not Permitted	Office	Permitted	Warehousing & Light Manufacturing	Not Permitted	Education / Religion	Permitted	Hospitality (hotels/motels)	Permitted	Civic Uses (public)	Permitted
Land Use																							
Residential, attached	Permitted																						
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Smaller-scale Retail (less than 50,000 sq. ft.)	Permitted																						
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Civic Uses (public)	Permitted																						
		ABOVE & BELOW: Examples of development similar to that allowed in the Neighborhood Mixed Use Subdistrict.																					
		*The table above provides a summary only of land uses permitted within the Neighborhood Mixed Use Subdistrict. See Section 2.3.3, for a complete list of permitted land uses.																					

Figure 1-12: Urban Residential (UR)
Summary of UR Subdistrict Development Standards

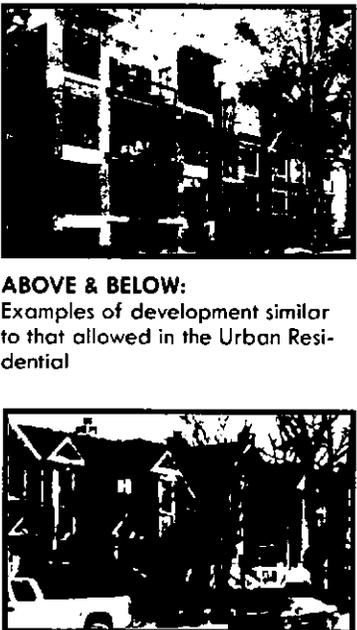
		URBAN RESIDENTIAL (UR) SUBDISTRICT																					
CMU	Lot Size	Floor to Area Ratio (FAR) Maximum Floor-to-Area Ratio (FAR) by Right: .75 :1 Desired minimum FAR: 60% of maximum FAR by right. Building Height Maximum Building Height: 40 feet Not eligible for Development Bonus Compatibility See Section 4.2.4 for compatibility standards.	CMU IMU NMU UR NR																				
	Minimum Lot Size: 1,200 sf Minimum Lot Width: 16'																						
Minimum Setbacks																							
Front and Street Side Yard*: No ground-level front yard or side yard setbacks are required. Instead, development must meet the building placement standards in Section 4.3.																							
Interior Side Yard: 0' Rear Yard: 0'																							
IMU																							
NMU																							
UR	Upper-Story Building Facade Street-Side Step-backs: The building facade at the fourth story and above must be stepped back a minimum of 10 feet from the ground-level building facade line.																						
NR	* If the street right-of-way is less than 60 feet in width, see Section 4.3.3.C.																						
Building Placement																							
Building placement determined by Roadway type and Active Edge Designation. *See Fig. 1-3 for Roadway Type designation and Section 4.3 for design requirements.																							
Maximum Impervious Cover																							
Impervious Cover: 65% or Maximum Allowed by LDC 25-8.																							
																							
ABOVE & BELOW: Examples of development similar to that allowed in the Urban Residential																							
																							
		ABOVE: Typical height limit requirements for buildings within the Urban Residential (UR) Subdistrict.																					
		Urban Residential (UR) Land Use Summary*																					
		<table border="1"> <thead> <tr> <th colspan="2">Land Use</th> </tr> </thead> <tbody> <tr> <td>Residential, attached</td> <td>Permitted</td> </tr> <tr> <td>Residential, detached</td> <td>Not Permitted</td> </tr> <tr> <td>Smaller-scale Retail (less than 50,000 sq. ft.)</td> <td>Not Permitted</td> </tr> <tr> <td>General Retail</td> <td>Not Permitted</td> </tr> <tr> <td>Office</td> <td>Not Permitted</td> </tr> <tr> <td>Warehousing & Light Manufacturing</td> <td>Not Permitted</td> </tr> <tr> <td>Education / Religion</td> <td>Permitted</td> </tr> <tr> <td>Hospitality (hotels/motels)</td> <td>Not Permitted</td> </tr> <tr> <td>Civic Uses (public)</td> <td>Permitted</td> </tr> </tbody> </table>	Land Use		Residential, attached	Permitted	Residential, detached	Not Permitted	Smaller-scale Retail (less than 50,000 sq. ft.)	Not Permitted	General Retail	Not Permitted	Office	Not Permitted	Warehousing & Light Manufacturing	Not Permitted	Education / Religion	Permitted	Hospitality (hotels/motels)	Not Permitted	Civic Uses (public)	Permitted	
Land Use																							
Residential, attached	Permitted																						
Residential, detached	Not Permitted																						
Smaller-scale Retail (less than 50,000 sq. ft.)	Not Permitted																						
General Retail	Not Permitted																						
Office	Not Permitted																						
Warehousing & Light Manufacturing	Not Permitted																						
Education / Religion	Permitted																						
Hospitality (hotels/motels)	Not Permitted																						
Civic Uses (public)	Permitted																						
		*The table above provides a summary only of land uses permitted within the Urban Residential Subdistrict. See Section 2.3.3. for a complete list of permitted land uses.																					

Figure 1-13: Neighborhood Residential (NR)
Summary of NR Subdistrict Development Standards

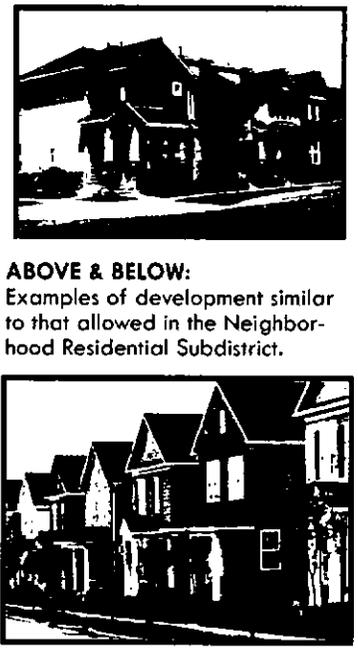
		NEIGHBORHOOD RESIDENTIAL (NR) SUBDISTRICT																					
CMU	Lot Size Minimum Lot Size: 1,600sf Minimum Lot Width: 18'	<p>Neighborhood Residential is the residential transition zone located between the higher density, more active urban Subdistricts and existing single-family neighborhoods. It provides for a height transition to the existing neighborhoods outside of the ERC Zoning District. The Neighborhood Residential Subdistrict allows for single family homes, duplexes, townhouses, rowhouses, and smaller scale multi-family buildings.</p>  <p>ABOVE: Typical height limit requirements for buildings within the Neighborhood Residential (NR) Subdistrict.</p>																					
IMU	Minimum Setbacks Front and Street Side Yard*: No ground-level front yard or side yard setbacks are required. Instead, development must meet the building placement standards in Section 4.3.																						
NMU	Interior Side Yard: 0' Rear Yard: 0' * If the street right-of-way is less than 60 feet in width, see Section 4.3.3.C.																						
UR																							
NR																							
		Floor to Area Ratio (FAR)	CMU																				
		Maximum Floor-to-Area Ratio (FAR) by Right: .5 : 1 Desired minimum FAR: 60% of maximum FAR by right.	IMU																				
		Building Height	NMU																				
		Maximum Building Height: 35 feet Not eligible for Development Bonus.	UR																				
		Compatibility	NR																				
		See Section 4.2.4 for compatibility standards.																					
Building Placement		Neighborhood Residential (NR) Land Use Summary*																					
Building placement determined by Roadway type and Active Edge Designation. *See Fig. 1-3 for Roadway Type designation and Section 4.3 for design requirements.		<table border="1"> <thead> <tr> <th colspan="2">Land Use</th> </tr> </thead> <tbody> <tr> <td>Residential, attached</td> <td>Permitted</td> </tr> <tr> <td>Residential, detached</td> <td>Permitted</td> </tr> <tr> <td>Smaller-scale Retail (less than 50,000 sq. ft.)</td> <td>Not Permitted</td> </tr> <tr> <td>General Retail</td> <td>Not Permitted</td> </tr> <tr> <td>Office</td> <td>Not Permitted</td> </tr> <tr> <td>Warehousing & Light Manufacturing</td> <td>Not Permitted</td> </tr> <tr> <td>Education / Religion</td> <td>Permitted</td> </tr> <tr> <td>Hospitality (hotels/motels)</td> <td>Not Permitted</td> </tr> <tr> <td>Civic Uses (public)</td> <td>Permitted</td> </tr> </tbody> </table>		Land Use		Residential, attached	Permitted	Residential, detached	Permitted	Smaller-scale Retail (less than 50,000 sq. ft.)	Not Permitted	General Retail	Not Permitted	Office	Not Permitted	Warehousing & Light Manufacturing	Not Permitted	Education / Religion	Permitted	Hospitality (hotels/motels)	Not Permitted	Civic Uses (public)	Permitted
Land Use																							
Residential, attached	Permitted																						
Residential, detached	Permitted																						
Smaller-scale Retail (less than 50,000 sq. ft.)	Not Permitted																						
General Retail	Not Permitted																						
Office	Not Permitted																						
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Hospitality (hotels/motels)	Not Permitted																						
Civic Uses (public)	Permitted																						
Maximum Impervious Cover		ABOVE & BELOW: Examples of development similar to that allowed in the Neighborhood Residential Subdistrict.																					
Impervious Cover: 55% or Maximum Allowed by LDC 25-8.																							
		<p>*The table above provides a summary only of land uses permitted within the Neighborhood Residential Subdistrict. See Section 2.3.3. for a complete list of permitted land uses.</p>																					

Figure 1-14: East Riverside Corridor (ERC) Future Land Use Map (FLUM)

The map below indicates the properties within the ERC planning boundary with the Specific Regulating District (SRD) FLUM designation.

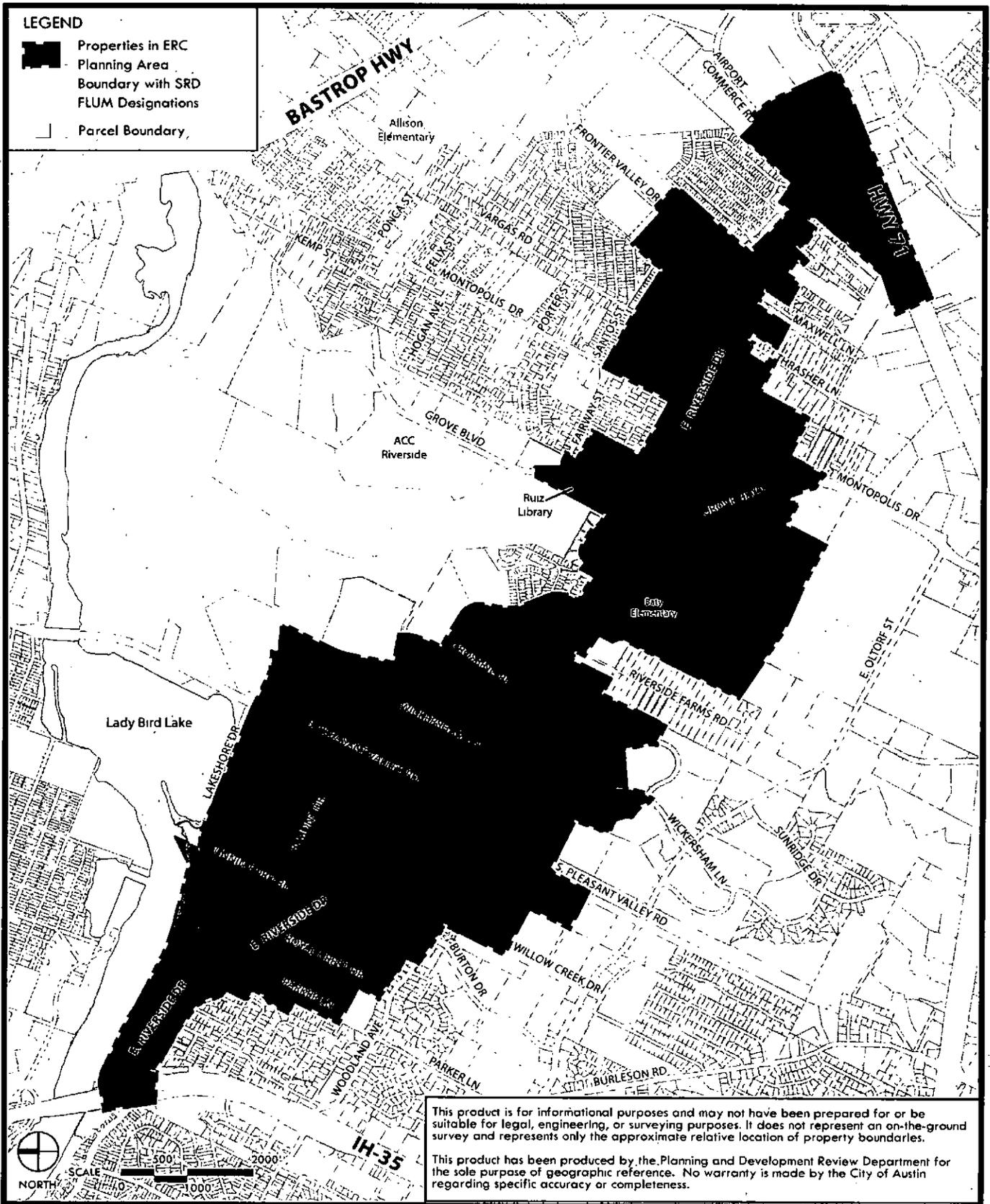


Figure 1-16: Table of Properties with Drive-Through Facilities

List of properties to which Subsection 2.3.5.B (Drive-Through Facilities) and Subsection 4.5 (Drive-Through Facilities) applies.

Property ID	Address	Number of drive-through lanes as of May 9, 2013.
283792	1712 E RIVERSIDE DR	1
283800	1806 E RIVERSIDE DR	1
283881, 285457, 285458, 285459, & 285460	1818 TO 1928 E RIVERSIDE DR	3 PROPOSED IN SP-2012-0379C*
285451	1801 E RIVERSIDE DR	1
285464	1501 TOWN CREEK DR	1
285507	2320 E RIVERSIDE DR	1
285511	2426 E RIVERSIDE DR	2
286707	2301 E RIVERSIDE DR	3
363720	2507 E RIVERSIDE DR	1
445742	4405 E RIVERSIDE DR	1
463854	2308 E RIVERSIDE DR	1
463939	1901 MONTOPOLIS DR	1
483326, 483327, & 483328	7600, 7700, & 7706 E BEN WHITE BLVD	1 PROPOSED IN SP-2013-0107C**
483338 & 483339	7708 & 7714 E BEN WHITE BLVD	1 PROPOSED IN SP-2013-0148C ***
507721	2224 E RIVERSIDE DR	1
507723	2224 E RIVERSIDE DR	1
719303	2109 E RIVERSIDE DR	1
729529	2504 E RIVERSIDE DR	1
729530	2500 E RIVERSIDE DR	1
<p>* Drive-through facilities proposed in SP-2012-0379C are permitted if constructed as part of a development resulting from that approved site plan. Additional drive-through facilities beyond those shown on that approved site plan are not allowed on the subject properties.</p> <p>** Drive-through facilities proposed in SP-2013-0107C are permitted if constructed as part of a development resulting from that approved site plan. Additional drive-through facilities beyond those shown on that approved site plan are not allowed on the subject properties.</p> <p>*** Drive-through facilities proposed in SP-2013-0148C are permitted if constructed as part of a development resulting from that approved site plan. Additional drive-through facilities beyond those shown on that approved site plan are not allowed on the subject properties.</p>		

Figure 1-17: Map of Properties with Service Stations
 Map of properties to which Figure 2-1: Land Use Table, Service Station permitted or constructed prior to May 9, 2013, applies.

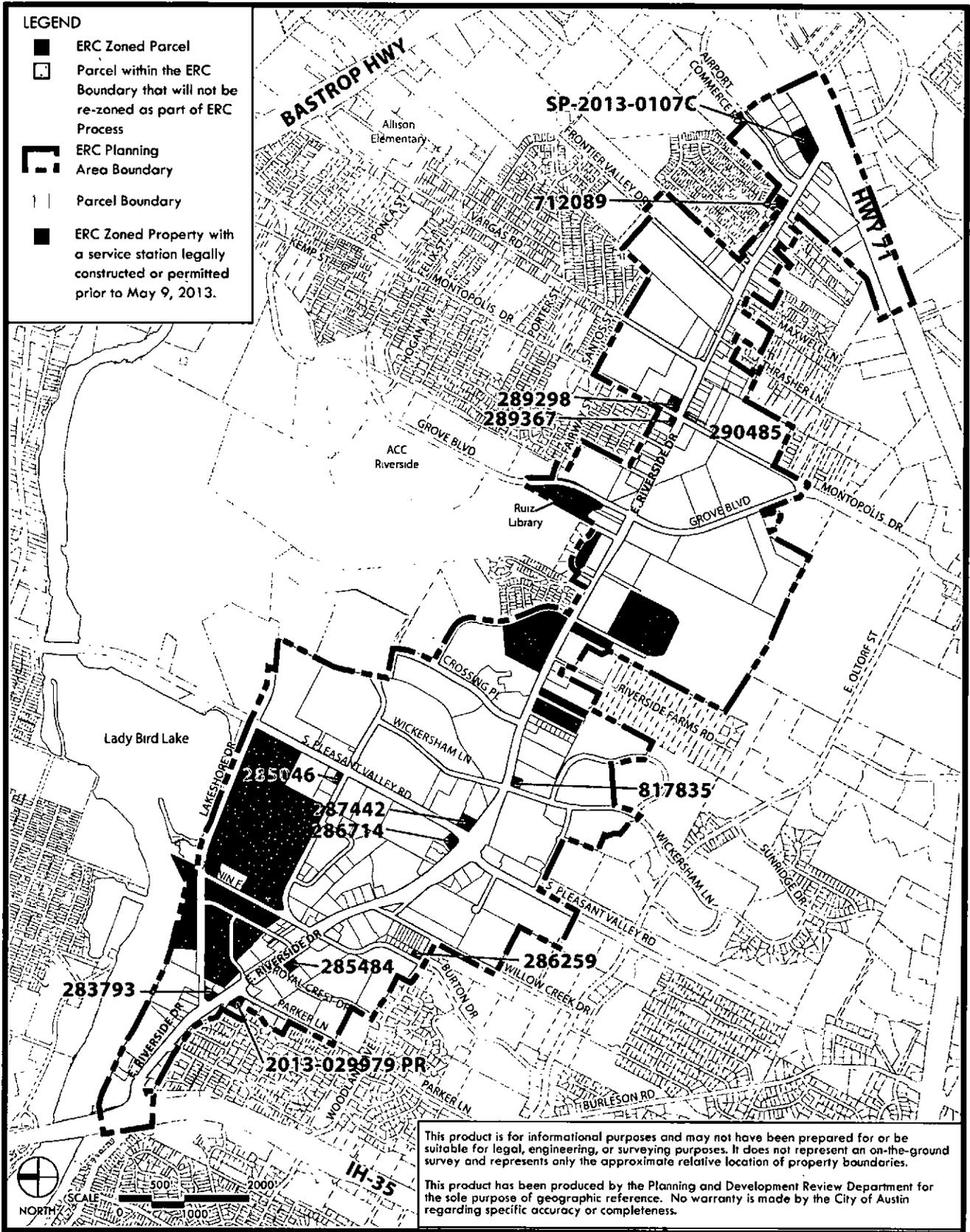


Figure 1-18: Table of Properties with Service Stations

List of properties to which Figure 2-1: Land Use Table, Service Station permitted or constructed prior to May 9, 2013, applies.

Property ID	Address	Notes
283778	1727 E RIVERSIDE DR	Canopy and fuel pumps proposed in Site Plan Exemption: DA-2012-1178 and Building Permit: 2013-029979 PR*
283793	1700 E RIVERSIDE DR	
285046	2538 ELMONT DR	
285484	2001 E RIVERSIDE DR	
286259	2204 WOODLAND AVE.	
286714	2512 E RIVERSIDE DR	
287442	1919 S PLEASANT VALLEY RD	
289298	1905 MONTOPOLIS DR	
289367	6214 E RIVERSIDE DR	
290485	6301 E RIVERSIDE DR	
483326, 483327, & 483328	7600, 7700, & 7706 E BEN WHITE BLVD.	1 service station proposed in SP-2013-0107C**
712089	7310 E RIVERSIDE DR	
817835	2101 WICKERSHAM LN	
<p>* Fuel Pumps proposed in Site Plan Exemption DA-2012-1178 and Building Permit 2013-029979 PR are permitted if constructed as part of a development resulting from those permits.</p> <p>**Service station proposed in SP-2013-0107C is permitted if constructed as part of a development resulting from that approved site plan. Additional service stations beyond those shown on that approved site plan are not allowed on the subject properties.</p>		

ARTICLE 2: LAND USE STANDARDS

2.1. INTENT

The ERC Land Use Standards are used as a tool to create lively, walkable, healthy, livable areas where people are able to reduce vehicle usage without sacrificing access to neighborhood amenities. To accomplish this, the intent of Article 2 is to:

- 2.1.1. Allow for creation of dense and vibrant Hubs, or areas where the most intensive development within the corridor is encouraged, with urban form and uses that require less reliance on the automobile and are more accommodating of pedestrian, transit, and bicycle transportation.
- 2.1.2. Provide for and encourage development and redevelopment that achieves a balance of jobs, housing, retail, open space and community facilities within close proximity to each other and to both current and future transit. The essence of a mixed-use area is that it creates opportunities to live, work and play within the same area.
- 2.1.3. Enable opportunities for transit-supportive development in the ERC Hubs.
- 2.1.4. Locate the highest level of activity and mix of uses in the Hubs and the Corridor Mixed Use Subdistrict along E. Riverside Drive and other major streets thereby supporting current and future transit ridership.
- 2.1.5. Enable redevelopment and adaptive reuse while accommodating existing uses.
- 2.1.6. Allow for dense residential uses to accommodate some of the region's expected population growth.
- 2.1.7. Provide for a variety of housing options to be developed in close proximity to potential jobsites as well as public transit so that residents may reduce their dependency on personal vehicles and save on transportation costs.

2.2. APPLICABILITY

For the purposes of applying the standards in this Article, refer to Section 2.3 for ERC Subdistrict descriptions and Figure 1-2 (Subdistricts Map) for ERC Subdistrict locations.

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC		UR	HWY	
Section 2.3 East Riverside Corridor Subdistricts	●	●	●	●	●	●	●	●	●	- All development
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

2.3. EAST RIVERSIDE CORRIDOR SUBDISTRICTS

2.3.1. Applicability

2.3.2. ERC Subdistricts General

- A. The locations of the ERC Subdistricts in the ERC Zoning District are depicted in Figure 1-1, East Riverside Corridor Subdistricts Map.
- B. The ERC Subdistricts vary in terms of use, development intensity, and level of urban character.
- C. The Corridor Mixed Use, Neighborhood Mixed Use and Industrial Mixed Use Subdistricts permit combinations of uses within a building or a site.

2.3.3. Land Use Summary Table

The Land Use Summary Table in Figure 2-1 establishes the permitted, conditional, and prohibited uses according to ERC Subdistrict and any additional regulations that apply to a particular use in a specific subdistrict.

2.3.4. Subdistrict Types

A. **CMU** Corridor Mixed Use (CMU) Subdistrict

Corridor Mixed Use is the highest density district designation within the East Riverside Corridor and will typically consist of mixed use buildings such as residential or office uses over retail or office ground floor uses. The ground floors of these buildings are envisioned to be primarily retail or office while upper floors may be office and/or residential. Mixed use development is key within this subdistrict because it will help to create a walkable environment with a variety of land uses located in a compact area.

Within the CMU Subdistrict, certain areas are identified as active edges on the East Riverside Corridor Active Edge Map Figure 1-4. An active edge designation imposes additional specific land use and design requirements for development at visible intersections and along key streets near the East Riverside Corridor Hubs to ensure that the ground floors of those buildings are designed to accommodate pedestrian oriented uses at some point in time.

B. **IMU** Industrial Mixed Use (IMU) Subdistrict

Industrial Mixed Use is a transitional subdistrict used to accommodate existing industrial uses and enable future development to include residential and commercial uses.

C. NMU Neighborhood Mixed Use (NMU) Subdistrict

The Neighborhood Mixed Use Subdistrict provides for mid-rise residential with neighborhood-oriented retail and smaller employers. It is intended to have opportunities for attached residential and smaller-scale commercial uses.

D. UR Urban Residential (UR) Subdistrict

Urban Residential is a residential subdistrict that allows for a range of housing types, including townhouses, rowhouses, condos, or multifamily dwellings.

E. NR Neighborhood Residential (NR) Subdistrict

Neighborhood Residential is the residential transition subdistrict located between the higher density, more active urban Subdistricts and existing single-family neighborhoods. It provides for a height transition to the existing neighborhoods outside of the ERC Zoning District. The Neighborhood Residential Subdistrict provides for single family homes, duplexes, townhouses, rowhouses, and smaller scale multi-family buildings.

2.3.5. Drive-Through Facilities

- A.** A use with a drive-through facility is prohibited in the ERC Zoning District.
- B.** A property containing a drive-through facility legally constructed or permitted prior to May 9, 2013, is not subject to this Subsection 2.3.5.A until May 9, 2020. Construction on said properties will be subject to all standards in the ERC Regulating Plan according to the applicability standards in Section 1.2 Applicability. The number of drive through bays or lanes can only be increased from the number existing or approved as of May 9, 2013, using a conditional use permit. On May 9, 2020, all drive-through facilities will become subject to Article 8 Noncomplying Structures in the City LDC Sections 25-2-961 through 25-2-964, unless the drive-through facilities are brought into conformance with ERC Design Standards, in which case they would continue to be in compliance. See Figure 1-15: Map of Properties with Drive-Through Facilities and Figure 1-16: Table of Properties with Drive-Through Facilities for a map and list of properties to which this subsection applies.

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Figure 2-1: Land Use Table

	P = Permitted		C = Conditional		-- = Prohibited		Additional Requirements
	CMU	IMU	NMU	UR	NR		
Residential							
Bed & Breakfast (Group 1)	P	P	P	P	P		
Bed & Breakfast (Group 2)	P	P	P	P	P		
Condominium Residential	P	P	P	P	P		
Duplex Residential	--	--	--	P	P		
Group Residential	P	P	P	P	P		
MF Residential	P	P	P	P	P		
Retirement Housing (Small site)	P	P	P	P	P		
Retirement Housing (Large site)	C	C	C	C	--		
SF Attached	--	--	--	P	P		
SF Residential (Detached)	--	--	--	--	P		
Small Lot SF Residential	--	--	--	P	P		
Townhouse Residential	--	--	P	P	P		
Two-Family Residential	--	--	--	P	P		
Commercial							
Admin and Business Offices	P	P	P	--	--	Use is limited to 5,000 gross SF in NMU	
Art Gallery	P	P	P	--	--		
Art Workshop	P	P	P	--	--		
Automotive Rentals	P	P	C	--	--	Max. of 10 fleet cars in CMU, Max. of 20 fleet cars in IMU. Land use cannot be utilized as a rationale to seek Alternative Equivalent Compliance.	
Automotive Repair Services	--	P	C	--	--	Land use cannot be utilized as a rationale to seek Alternative Equivalent Compliance.	
Automotive Sales	--	P	C	--	--	Max. of 20 vehicles for sale or rental on site. Land use cannot be utilized as a rationale to seek Alternative Equivalent Compliance.	

	P = Permitted			C = Conditional		-- = Prohibited		Additional Requirements
	CMU	IMU	NMU	UR	NR			
Automotive Washing (of any type)	-	P	C	-	-			Land use cannot be utilized as a rationale to seek Alternative Equivalent Compliance.
Building Maintenance Services	P	P	-	--	--			In CMU, use must be in an enclosed structure
Business or Trade School	P	P	P	-	-			
Business Support Services	P	P	P	-	-			
Cocktail Lounge	C	C	C	-	-			May not be located within 1,320' of another cocktail lounge.
Commercial Blood Plasma Center	-	P	-	-	-			Permitted subject to LDC Section 25-2-803
Commercial Off-Street Parking	P	P	P	-	-			May not exceed 1 ac. in size. Not located within 100' of corner. Not more than one per 300'. Must meet all design requirements in this document.
Communication Services	P	P	P	-	-			
Construction Sales and Services	-	P	--	-	-			
Consumer Convenience Services	P	P	P	-	-			
Consumer Repair Services	P	P	P	-	-			
Convenience Storage	C	P	-	-	-			In CMU & IMU, use must be enclosed in single building on site; no direct entry to individual storage units from outside.
Drop-Off Recycling Collection Facility	-	P	--	-	-			
Electronic Prototype Assembly	P	P	-	-	-			
Electronic Testing	P	P	-	-	-			
Equipment Repair Services	-	P	-	-	-			
Equipment Sales	-	P	-	-	-			

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	P = Permitted		C = Conditional		-- = Prohibited		Additional Requirements
	CMU	IMU	NMU	UR	NR		
Exterminating Services	–	P	–	–	–		
Financial Services	P	P	P	–	–		
Food Preparation	P	P	P	–	–		
Food Sales	P	P	P	–	–	Limited to 5,000 SF in NMU	
Funeral Services	–	P	–	–	–		
General Retail Sales (Convenience)	P	P	P	–	–	Limited to 5,000 SF in NMU	
General Retail Sales (General)	P	P	P	–	–	Limited to 50,000 SF in CMU & NMU	
Hotel-Motel	P	P	P	–	–		
Indoor Entertainment	P	P	–	–	–		
Indoor Sports and Recreation	P	P	–	–	–		
Kennels	P	P	–	–	–		
Laundry Services	–	P	–	–	–		
Liquor Sales	C	C	C	–	–	May not be located within 1,320' of another liquor sales use.	
Medical Offices -- 5000 SF+	P	P	–	–	–		
Medical Offices -- less than 5000 SF	P	P	P	–	–		
Monument Retail Sales	–	–	–	–	–		
Off-Site Accessory Parking	P	P	P	–	–	May not exceed 1 acre in size. Not located within 100' of corner. Not more than one per 300'. Must meet all design requirements in this document.	
Outdoor Sports and Recreation	–	P	–	–	–		
Pawn Shop Services	P	P	P	–	–	May not be located within 5,280' of another Pawn Shop service use.	
Personal Improvement Services	P	P	P	–	–	Limited to 5,000 SF in NMU	
Personal Services	P	P	P	–	–		
Pet Services	P	P	P	–	–		
Plant Nursery	–	P	C	–	–		

	P = Permitted			C = Conditional		-- = Prohibited		Additional Requirements
	CMU	IMU	NMU	UR	NR			
Printing and Publishing	P	P	C	--	--			
Professional Office	P	P	P	--	--	Limited to 5,000 SF in NMU		
Research Assembly Services	--	P	--	--	--			
Research Services	P	P	C	--	--			
Research Testing Services	--	P	--	--	--			
Research Warehousing Services	--	P	--	--	--			
Restaurant (General)	P	P	P	--	--	Conditional use permit required for late hours. See section 4.2.4 for other potential restrictions.		
Restaurant (Limited)	P	P	P	--	--	Limited to 5,000 SF in NMU. Conditional use permit required for late hours. See section 4.2.4 for other potential restrictions.		
Service Station	--	--	--	--	--			
Service Station permitted or constructed prior to May 9, 2013.	P	P	P	--	--	See Figures 1-17 and 1-18 for a list and map of properties. Land use cannot be utilized as a rationale to seek Alternative Equivalent Compliance. May not fuel more than 8 vehicles at one time.		
Software Development	P	P	P	--	--	Limited to 5,000 SF in NMU		
Special Use Historic	C	C	C	--	--	Use must comply with LDC 25-2-807		
Theater	P	P	P	--	--			
Veterinary Services	P	P	P	--	--	Service to be conducted within enclosed structure. Veterinary hospitals for livestock and large animals not permitted.		

Article 2

	P = Permitted			C = Conditional		-- = Prohibited		Additional Requirements
	CMU	IMU	NMU	UR	NR			
Administrative Uses	P	P	P	--	--			Incidental maintenance of administration service vehicles prohibited on-site in CMU and NMU.
Club or Lodge	C	C	--	--	--			May not be located within 1,320' of another club or lodge.
College or University Facilities	P	P	--	--	--			Existing use in place prior to 11/07/07 not considered a non-conforming use.
Communication Service Facilities	P	P	--	--	--			
Community Recreation (Private)	P	P	C	C	C			
Community Recreation (Public)	P	P	C	C	C			
Congregate Living	P	P	P	P	P			
Convalescent Services	C	C	C	C	--			
Counseling Services	P	P	C	--	--			
Cultural Services	P	P	P	C	C			
Day Care Services (Commercial)	P	P	P	P	C			
Day Care Services (General)	P	P	P	P	C			
Day Care Services (Limited)	P	P	P	P	P			
Employee Recreation	--	P	--	--	--			
Family Home	P	P	P	P	P			
Group Home, Class I (General)	P	P	P	P	C			
Group Home, Class I (Limited)	P	P	P					
Group Home, Class II	C	P	C	C	--			
Guidance Services	P	P	P	--	--			
Hospital Services (General)	C	C	C	--	--			
Hospital Services (Limited)	P	P	C	--	--			
Local Utility Service	C	P	C	C	C			

	P = Permitted		C = Conditional			-- = Prohibited		Additional Requirements
	CMU	IMU	NMU	UR	NR			
Maintenance & Service Facilities	–	C	--	--	--			
Major Utility Facilities	–	C	--	--	--			
Park & Rec Services (General)	P	P	P	P	P			
Park & Rec Services (Special)	P	P	P	–	–			
Postal Facilities	--	C	C	–	–			
Private Primary Educational Facilities	P	P	P	C	C			
Private Secondary Educational Facilities	P	P	P	C	C			
Public Primary Educational Facilities	P	P	P	P	P			
Public Secondary Educational Facilities	P	P	P	P	P			
Qualified Community Garden	–	P	–	P	P			
Railroad Facilities	C	P	C					
Religious Assembly	P	P	P	P	P			
Residential Treatment	C	C	C	C	–			
Safety Services	P	P	P	C	C			
Telecommunication Tower	–	–	C	C	C	Subject to 25-2-839. Located on top of building or Architectural Component. Prohibited in CMU.		
Transitional Housing	C	C	–	–	–			
Transportation Terminal	C	C	C	C	C			
Manufacturing								
Basic Industry	–	P	–	–	–	Use may not produce noise, vibration, smoke, dust, odor, heat, glare, fume, electrical interference, or waste run-off outside an enclosed structure.		
Custom Manufacturing	P	P	P	--	--	Use may not produce noise, vibration, smoke, dust, odor, heat, glare, fume, electrical interference, or waste run-off outside an enclosed structure.		
General Warehousing & Distribution	–	P	--	–	–			

Article 2

	P = Permitted		C = Conditional			-- = Prohibited		Additional Requirements
	CMU	IMU	NMU	UR	NR			
Light Manufacturing	--	P	--	--	--			
Limited Warehousing & Distribution	--	P	--	--	--			
Recycling Center	--	P	--	--	--			
Agriculture								
Urban Farm	--	C	C	C	C			

ARTICLE 3: CIRCULATION, CONNECTIVITY AND STREETScape STANDARDS

The applicability of standards in Article 3 is based on the ERC Subdistrict in which a property is located and the Roadway Type designation of the street(s) adjacent to it. Refer to Article 1 for descriptions and maps of ERC Subdistricts and ERC Roadway Types.

3.1. INTENT

The standards of Article 3 are intended to:

- 3.1.1.** Increase mobility both within the East Riverside Corridor area and to surrounding areas by improving connectivity and accommodations for pedestrians, cyclists and transit;
- 3.1.2.** Encourage a greater percentage of travel accomplished by walking, biking, and transit;
- 3.1.3.** Provide built environment, streetscape and street designs that are safe and enjoyable for pedestrians and cyclists;
- 3.1.4.** Ensure that site design promotes efficient pedestrian, bicycle and vehicle circulation patterns;
- 3.1.5.** Ensure the creation of a high-quality street and sidewalk environment that is supportive of pedestrian, bicycle and transit mobility and that is appropriate to the roadway context;
- 3.1.6.** Ensure that trees, sidewalks, buildings and bicycle accommodations – major elements that make up a streetscape – are arranged in a manner that supports the creation of a safe, human-scaled, and well-defined roadway environment;
- 3.1.7.** Ensure that there are multiple travel route options for all transportation modes in and around the ERC Zoning District;
- 3.1.8.** Ensure that vehicular parking is accommodated in a manner that enriches and supports, rather than diminishes, the roadside pedestrian and bicycle environment, and that does not create a barrier between the roadside environment and the roadside buildings; and
- 3.1.9.** Ensure that sites are developed in a manner that supports and encourages connectivity for all modes of travel and that new and existing development, pedestrian and bicycle paths, and open spaces complement and link to one another.

3.2. EAST RIVERSIDE CORRIDOR ROADWAY TYPES

Each existing and future street in the ERC Zoning District has a roadway type designation, which establishes many of the sidewalk, streetscape and building placement standards in this Document. The four ERC roadway types are shown on the East Riverside Corridor Roadway Type Map in Figure 1-3. Because roadway types define the urban design framework of the City, they have been used as an organizing tool to provide a consistent regulatory approach to create a cohesive development pattern along Austin’s streets and remove some of the inconsistency that arises from having a variety of zoning districts and development standards fronting a single street.

3.2.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	NR	CTC	UR	HWY			
Section 3.2 East Riverside Corridor Roadway Types	●	●	●	●	●	●	●	●	●	All development
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

3.2.2. Roadway Types

The following four roadway types are refinements of roadway types used in other parts of the city. These roadway types apply to the East Riverside Corridor Zoning District.

A. ERC Core Transit Corridors

ERC Core Transit Corridors include streets within the ERC Zoning District that have or will have a sufficient population density, mix of uses, and transit facilities to encourage and support transit use. They have a high level of visibility and offer some of the best locations for retail service activity. East Riverside Drive & Pleasant Valley Road, within the boundaries of the ERC Zoning District, are designated ERC Core Transit Corridors.

B. ERC Pedestrian Priority Collector

ERC Pedestrian Priority Collector is the roadway designation for existing and future collector streets that also serve as primary pedestrian routes within the ERC Zoning District. Figure 1-5, East Riverside Corridor Collector Street Map, of this Document identifies locations for new collector streets to form direct vehicular, bicycle and pedestrian connections between major roadways in the ERC Zoning District as the area redevelops. All new streets built in accordance with the ERC Collector Street Plan will be designated as ERC Pedestrian Priority Collectors. The required collector streets provide a grid-like network of streets which enable connectivity and circulation, while encouraging walkability.

C. ERC Urban Roadway ———

The ERC Urban Roadway designation is for all existing and future streets located within the ERC Zoning District not designated as ERC Core Transit Corridors, ERC Pedestrian Priority Collectors or ERC Highways, excluding smaller circulation routes like alleys. These streets form the finer grained network of streets that provide connections with and complement the transportation framework created by the other roadway types. Any new street in the ERC Zoning District that does not have an ERC Core Transit Corridor, ERC Pedestrian Priority Collector or ERC Highway designation, nor is identified as a proposed new collector street on Figure 1-5: ERC Collector Street Map, will be designated as an ERC Urban Roadway for the purpose of applying the standards in this Document.

D. ERC Highways

ERC Highways include Highway 71 (Ben White Blvd.) and Interstate Highway 35 (I-35) and their frontage roads in the ERC Zoning District.

3.3. SIDEWALK STANDARDS

3.3.1. General Applicability

In order to create an environment that is supportive of pedestrian, bike and transit mobility, public sidewalks shall be provided on both sides of all streets in the ERC Zoning District. The requirements of this section must be met on all adjacent roadway types.

3.3.2. Sidewalk Standards for All Roadway Types

A. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC		UR	HWY	
Section 3.3.2 Sidewalk Standards for All Roadway Types	●	●	●	●	●	●	●	●	●	- All development - Requirement must be met on all adjacent roadway types
See Article 1 for maps and Sections 2.3.4 & 3.2.2. for descriptions of ERC Subdistricts and ERC Roadway Types.										

B. Sidewalks

Public sidewalks are required and shall meet the standards of Figure 3-2. The minimum sidewalk width requirement shall apply regardless of the available right-of-way. If necessary to meet the required sidewalk width, the sidewalk shall extend onto private property to fulfill the minimum requirement, with a sidewalk easement provided.

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Sidewalks shall consist of two zones: a planting zone located adjacent to the curb, and a clear zone (see Figures 3-3 and 3-4).

1. Planting Zone

The planting zone is intended for the placement of street trees, if required, and street furniture including seating, street lights, waste receptacles, fire hydrants, traffic signs, newspaper vending boxes, bus shelters, bicycle racks, public utility equipment such as electric transformers and water meters, and similar elements in a manner that does not obstruct pedestrian access or motorist visibility (see Figure 3-1).



Figure 3-1:
Example of Sidewalk with Planting Zone and Clear Zone

2. Clear Zone

The clear zone shall be hardscaped, shall be located adjacent to the planting zone, and shall comply with ADA and Texas Accessibility Standards and shall be unobstructed by any permanent or nonpermanent element for the required minimum width and a minimum height of eight feet (see Figure 3-2). Accessibility is required to connect sidewalk clear zones on adjacent sites.

Figure 3-2: Required standards for public sidewalks within the ERC Zoning District.

Standards	Applies if subdistrict is:		Applies if the adjacent street is:			Additional Requirements
	CMU	CTC		UR	HWY	
Min. Total Sidewalk Width includes planting and clear zone. (Feet)	varies	15'	12'	12'	10'	
Min. Planting Zone Width (Feet)	varies	8'	7'	7'	optional	
Minimum Clear Zone Width	varies	7'	5'	5'	8'	Along ERC Highways, sidewalks shall be located a minimum of 2 feet from the property line in compliance with TCM Section 4.2.1.
Street Trees Required	●	●	●			All required trees must be a minimum of 3 caliper inches and shall be planted at an average spacing not greater than 30 feet on center. See Section 3.3.2.B.4 "Utilities" for sites with utility conflicts.

See Article 1 for maps and Sections 2.3.4 & 3.2.2. for descriptions of ERC Subdistricts and ERC Roadway Types.

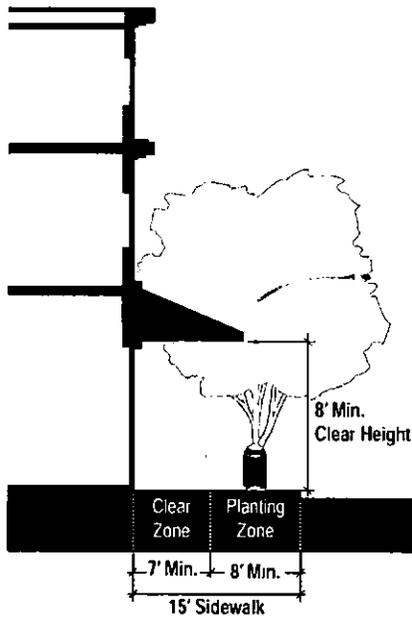


Figure 3-3:
ERC Core Transit Corridor (CTC)
Sidewalk Standards

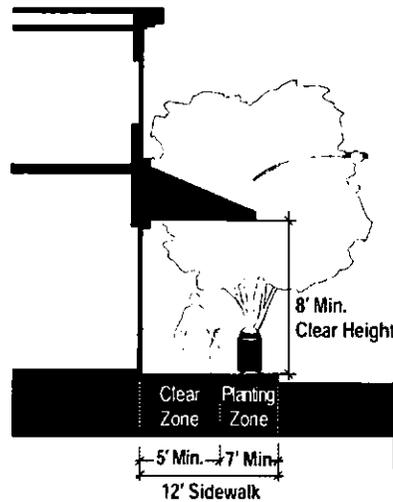


Figure 3-4:
ERC Pedestrian Priority (PPC) & Urban Roadway (UR)
Sidewalk Standards

3. Accommodating Bicycle Facilities

- a. If the adjacent street is designated an ERC Core Transit Corridor or ERC Pedestrian Priority Collector, sidewalks may only encroach in the right-of-way (ROW) to the extent that enough ROW remains to be able to accommodate a cycle track per National Association of City Transportation Officials (NACTO) standards (on ERC Core Transit Corridors) or 6-foot wide on-street bicycle lane (on ERC Pedestrian Priority Collectors) on both sides of the street in the future.
- b. If optional parallel parking is provided adjacent to required 6' bike lanes then the width of the parallel parking stall shall be no less than 8' wide.

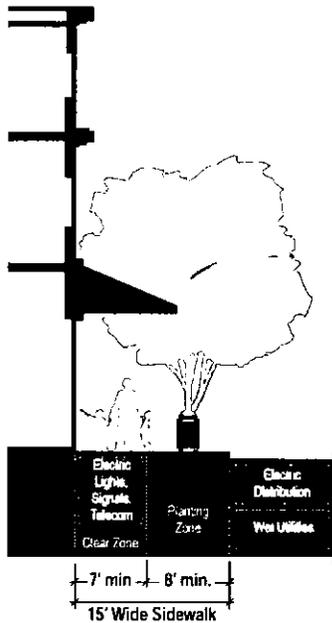


Figure 3-5:
ERC Core Transit Corridor
with underground utilities.

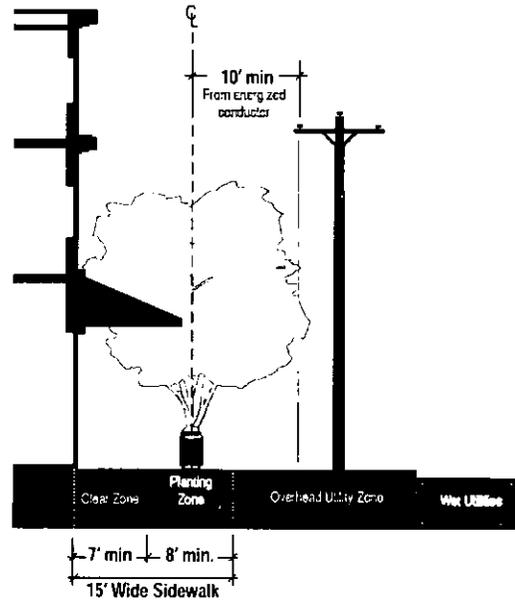


Figure 3-6:
ERC Core Transit Corridor with overhead utility zone at curb.

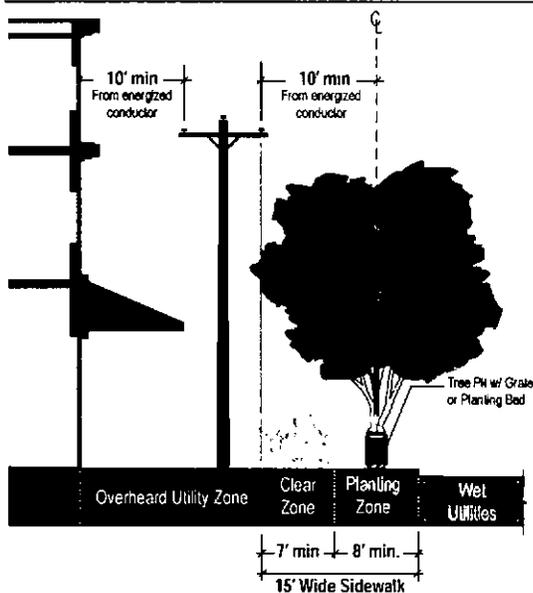


Figure 3-7:
ERC Core Transit Corridor with overhead utility zone.

4. Utilities

- a. All utility lines shall be underground from the building to the property line. Utility lines within the right-of-way shall be placed underground or relocated to the rear of the site to the maximum extent practicable as determined by the Director (See Figure 3-5).
- b. Where existing electric utilities remain overhead and are located behind the curb, an overhead utility zone shall be provided so that no portion of the building is located within a 10-foot radius of the energized conductor. In addition, street trees shall be set back from an energized conductor by a minimum of ten feet as measured from the centerline of the tree. Options for street tree planting and sidewalk placement in combination with overhead utilities are illustrated in Figures 3-6 and 3-7.
- c. Utility compatible trees may be used so that the trees can be located beneath, rather than offset from, the overhead electric utilities if the Director determines that one of the following conditions is met:
 - i. If the depth of a lot is 120 feet or less and electric utilities remain overhead and are located behind the curb; or
 - ii. If, in order to meet all of the requirements of this section, the building façade would be required to set back 30 feet or more beyond the curb face (Note: if the requirements of this section can be met within existing right-of-way, utility compatible trees may not be used).

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3.4. ON-STREET PARKING

3.4.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC		UR	HWY	
Section 3.4 On-street parking	●	●	●	●	●	●	●	●	●	Optional for all development.
See Article 1 for maps and Sections 2.3.4 & 3.2.2. for descriptions of ERC Subdistricts and ERC Roadway Types.										

3.4.2. Purpose

On-street parking is encouraged within the ERC Zoning District to increase the viability of adjacent retail and to serve other local parking needs. On-street parking also provides protection for pedestrians creating a more pleasant sidewalk experience, and when coupled with a cycle track, on-street parking provides a protective buffer for bicyclists. Approval of the City Traffic Engineer and compliance with fire access standards is required.

3.4.3. On-Street Parallel Parking

- A. On-street parallel parking is encouraged along all streets in the ERC Zoning District where feasible. On street parking is subject to the approval of the City Traffic Engineer.
- B. In the future, the City could consider converting the outside lanes of East Riverside Drive to on-street parking during off-peak hours to support local business and new residential activity.
- C. The City Traffic Engineer may determine that on-street parking is not feasible due to limited right-of-way width or lack of appropriate and adequate easement, transit activity conflict and interference, inadequate sight distance caused by vertical or horizontal curvature of a street, high roadway speeds, or other safety concerns.
- D. The design for on-street parallel parking may be accommodated by providing parking inside the curb line (Figure 3-8 and 3-9).
- E. If on-street parking is provided, the sidewalk standards under Section 3.3.2 shall continue to apply, with both a clear zone and planting zone placed adjacent to the curb at the inside of the parking spaces.
- F. If optional parallel parking is provided adjacent to required 6' bike lanes, then the width of the parallel parking stall shall be no less than 8' wide.

3.4.4. Head-in and Angle Parking Restrictions

Only parallel parking is allowed in the CMU or NMU Subdistricts or on an ERC Core Transit Corridor or ERC Pedestrian Priority Collector in the ERC Zoning District.

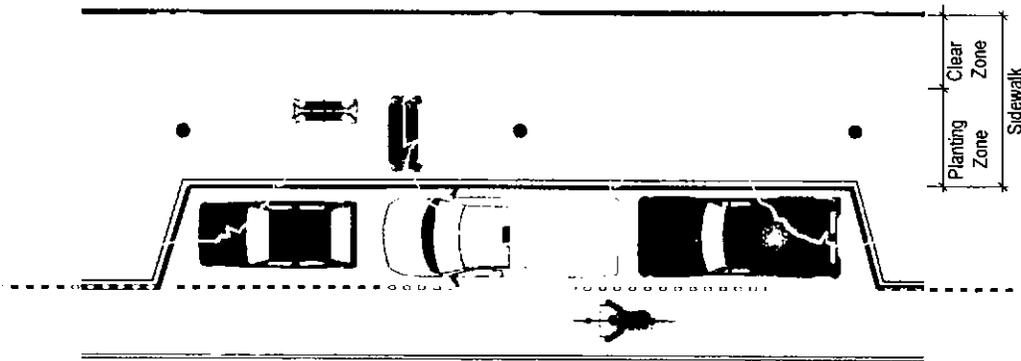


Figure 3-8:
On-street parallel parking design inside the curb line.

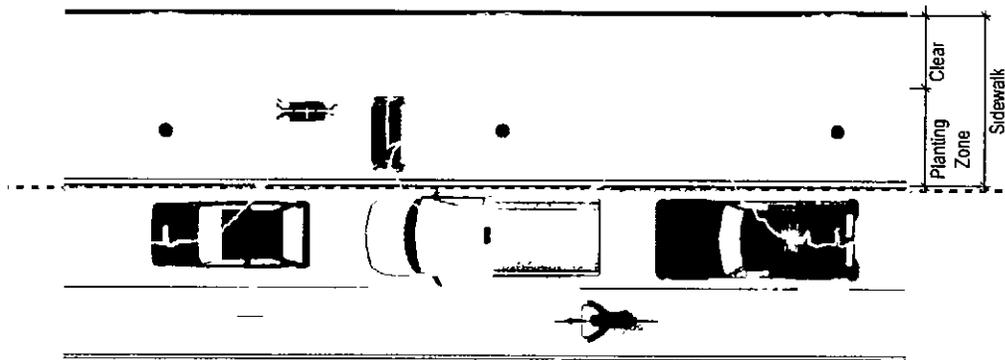


Figure 3-9:
On-street parallel parking - standard design adjacent to the curb.

3.5. CONNECTIVITY AND CIRCULATION

3.5.1. Project Circulation Plan

A. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	NR	CTC	UR	HWY			
Section 3.5.1 Project Circulation Plan	●	●	●	●	●	●	●	●	●	All development.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

B. Standards

1. A Project Circulation Plan must be submitted with a site plan or subdivision application for an area of five acres or larger that is subject to the requirements of this section. The Project Circulation Plan shall be developed and reviewed for its consistency with this Section 3.5.1 and the ERC Collector Street Map (Figure 1-5), which illustrates proposed locations for new collector streets in the ERC Planning Area. Collector streets shown on the ERC Collector Street Map (Figure 1-5) are required.

2. The Project Circulation Plan must demonstrate:
 - a. How the on-site circulation system meets the standards of this Section 3.5;
 - b. How the on-site circulation system integrates with existing and planned streets, bicycle and pedestrian facilities, and trails in the surrounding area;
 - c. How new street design conforms with the recommended street cross section standards in Appendix A and reflects the intent of this Article;
 - d. How new collector street alignments conform with the ERC Collector Street Map (Figure 1-5) or how deviations from the Collector Street Plan, in terms of street placement, alignment, and design, are consistent with the intent statements in this Document;
 - e. Consideration for pedestrians, bicyclists, transit, and vehicles; and
 - f. That the street and pathway system will contribute to safe and convenient pedestrian connections between primary destinations in the ERC area (e.g. transit station, commercial services, parks) and residential areas.

- 3.** For a subdivision, right-of-way dedication on the preliminary plan will document the project circulation plan. A restrictive covenant or easement shall be recorded and referenced on preliminary plan and final plat in lieu of dedication if approved through a variance from the Land Use Commission. The covenant may be amended if the director approves a revision to the Project Circulation Plan as authorized under this chapter.
- 4. Director Approval**

 - a.** A Project Circulation Plan must be reviewed and approved by the Director under the requirements of this section.
 - b.** A Project Circulation Plan should create interconnected blocks bounded by streets. The Director may approve a Project Circulation Plan containing blocks bounded by railroad right-of-way, subdivision boundary lines, or natural features if no reasonable alternatives are available.
 - c.** Revisions to the Project Circulation Plan may be approved by the Director after considering the circulation characteristics of a proposed development plan, the need for access to adjoining properties, and the compatibility of surrounding development.
 - d.** The Director may waive the requirement for a Project Circulation Plan if the Director finds that a plan is not necessary due to the nature of the proposed development on the site, the existence of surrounding incompatible development, or other factors unique to the property which make strict compliance unfeasible.
 - e.** A subdivision or site plan may not be approved if the Project Circulation Plan is not approved. The Directors' decision approving or disapproving a Project Circulation Plan is subject to appeal by the applicant under the requirements of Section 25-5-112(c) of the LDC. A disapproval by the Director may be appealed by the applicant to the Land Use Commission.
- 5. Joint Access.** If necessary to ensure access to the streets by the general public and transit vehicles, the Director may require joint use driveways within the site to adjacent properties.

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3.5.2. Dedication of ERC Collector Streets

A. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC	?	UR	HWY	
Section 3.5.2 Dedication of ERC Collector Streets	●	●	●	●	●		●			All development.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

B. Right-of-way shall be dedicated for collector streets as identified on the ERC Collector Street Map (Figure 1-5) in conformance with LDC Section 25-6-51(a)(2) (an approved collector plan) and associated requirements in LDC Chapter 25-6, Article 2 (Reservation and Dedication of Right-of-Way).

1. New collector streets are required to follow the street cross-sections provided in Appendix A. The sidewalks and streetscapes of new collector streets shall meet the applicable standards in Article 3.
2. Collector street alignments shown on Figure 1-5 are approximate, are subject to modification as deemed appropriate by the Director and may be located on different ownership parcels. ROW dedication and reservation on specific parcels shall be determined in accordance with LDC Chapter 25-6, Article 2.
3. If a site is five acres or larger in size and required to build a new street(s) to meet the block size standards in Section 3.5.4, street alignment shall follow the collector street alignment as identified in Figure 1-5.
4. If a site is less than five acres in size, or would otherwise not be required to provide a new street(s) on the site in compliance with the block size standards in Section 3.5.4 or any other requirement, Floor-to-Area (FAR) calculations for the non-dedicated portion of the site shall be made based on the total site prior to the dedication of Right-of-Way.

3.5.3. Standards for New Streets

A. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	NR	CTC	UR	HWY			
Section 3.5.3. Standards for New Streets	●	●	●	●	●					Any new street built in the ERC Zoning District.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

- B.** Any new street built in the ERC Zoning District is recommended to follow one of the street cross-sections provided in Appendix A. Those streets designated as Collector streets in Figure 1-5 must provide the required minimum ROW as shown in the street cross sections provided in Appendix A.

- C.** New streets are encouraged to incorporate Innovative Water Quality Controls as described in Environmental Criteria Manual Section 1.6 and illustrated in Appendix B of this Document.

3.5.4. Block Standards

A. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	NR	CTC	UR	HWY			
Section 3.5.4 Block Standards	●	●	●	●	●	●	●	●	●	- A site five acres or larger, or any block face exceeding 500 feet in length. - A site containing three or more buildings
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

B. Maximum Block Size

A site five acres or larger, or a site smaller than five acres but containing three or more buildings, shall be generally divided into internal blocks. Streets connecting the blocks shall form an interconnected, grid-like transportation system on the site and connect to existing and future streets, using the East Riverside Corridor Master Plan Street Network Map as a guide. Notwithstanding the provisions of new streets consistent with the ERC Collector Street Plan, the maximum length of any block face shall be 660 feet and the maximum block perimeter shall be 1,800 feet as measured from the curb line (see Figure 3-10) with the following exemptions, subject to the approval of the Director:

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1. Block size should not exceed the standards in Subsection B above unless there are special circumstances including, but not limited to: restricted access due to easements, rail right-of-way, natural features (such as waterways and floodplain), and existing development.
2. Contiguous green spaces or parks are not subject to the block-length requirements, but if the green space or park is longer than 500 feet, it must include a minimum of one pedestrian and bicycle shared use path as a mid-block connection. This path shall connect to other existing or planned pedestrian/bicycle routes through the site or adjacent to the site.

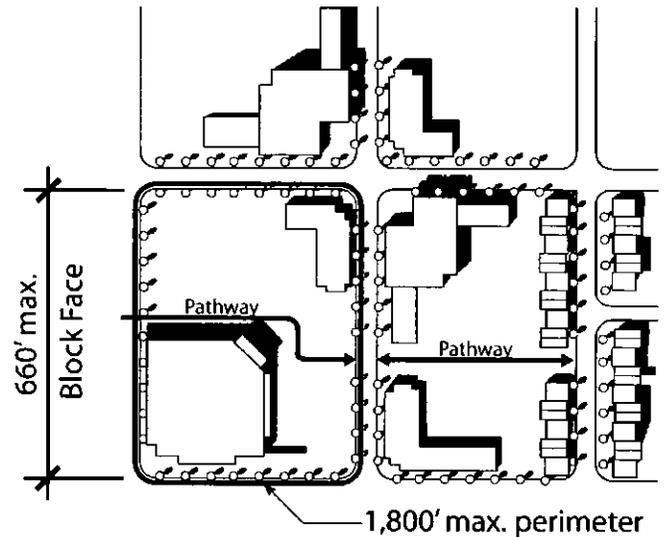


Figure 3-10:

Example of a development meeting block standards and mid-block pathways

C. Mid-block Pathway

For a block face exceeding 500 feet in length, a pedestrian pathway shall be provided as a mid-block route to connect to public streets and/or other existing or planned pedestrian routes through the site or adjacent to the site (see Figure 3-10).

D. Subdivision of Internal Blocks

Internal blocks abutting new streets may be subdivided to allow for the sale and development of individual blocks without frontage on a public street if the Director determines that the new street is equivalent to a public street in terms of pedestrian and bicycle access, allowing future bus transit access, utilities, pavement design, construction quality, and vehicle access requirements.

3.5.5. Curb Cut Spacing and Dimensional Standards

A. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	SR	NR	CTC	UR	HWY		
Section 3.5.5 Curb-cut Spacing Standards and Dimensional Standards	●	●	●	●	●	●	●	●	●	All development.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

B. Curb Cut Spacing

1. General Standards

In addition to the standards under Subsections C and D below, curb-cuts on streets in the ERC Zoning District shall be located in accordance with the driveway spacing standards in Section 5 of the Transportation Criteria Manual (TCM), except as modified in 2, 3 and 4 below.

2. ERC Core Transit Corridors

Curb cuts for vehicular connections between the site and any adjacent ERC Core Transit Corridor shall not occur more frequently than every 330 feet. Joint access may be required for abutting lots that have insufficient frontage for their own driveway to the Core Transit Corridor per this standard; otherwise access shall be provided from an ERC Urban Roadway, Highway, or Alley.

3. ERC Pedestrian Priority Collectors

Curb cuts for vehicular connections between the site and any adjacent ERC Pedestrian Priority Collectors shall not occur more frequently than every 100 feet. Joint access may be required for abutting lots that have insufficient frontage for their own driveway to the Pedestrian Priority Collector per this standard; otherwise access shall be provided from an ERC Urban Roadway, Highway, or Alley.

4. ERC Highways

Curb-cuts on ERC Highways shall be located in accordance with TxDOT driveway spacing standards located in the TxDOT Access Management Manual. The driveway spacing requirements are related to the posted speed limits. TxDOT is part of the City of Austin review process and all site developments that abut a state highway

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system are reviewed by the TxDOT Driveway and Utility Permit Office and Area Engineer's office prior to final approval by the City.

C. Curb-Cut Width Standards

Transportation Criteria Manual (TCM) specifies driveway standards in Section 5.3.2. These standards shall continue to apply to residential (Type I) and commercial (Type II) driveways, except as provided in this subsection.

1. The maximum Type I driveway width for townhouse residences shall be 18 feet.
2. Driveways along street frontages with an active edge designation are discouraged. When they are deemed necessary by the Director, the maximum Type II driveway width for multi-family residential and commercial uses shall be 30 feet along an active edge.
3. Other Type II driveways within the ERC Zoning District shall be no more than 30 feet wide, and they may be expanded to a maximum width of 35 feet when deemed necessary by the Director for proper traffic circulation and access.
4. The maximum curb return radius for all Type II driveways shall be 15 feet in the CMU, NMU, and UR Subdistricts. The maximum curb return radius may be expanded when deemed necessary by the Director for proper traffic circulation and access.
5. Sidewalk clear zones crossing a driveway shall be continuous and as straight and level as possible. Curb cuts shall ramp up and down to the level of the sidewalk rather than require additional curb ramps along the sidewalk.

3.5.6. Commercial and Residential Alleys

A. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC		UR	HWY	
Section 3.5.6 Commercial and Residential Alleys	●	●	●	●	●	●	●	●	●	Optional for all development.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

- B. Alleys are encouraged to focus specific types of activity "behind the scenes" and to potentially allow for another point of access to the site. Alleys shall comply with the Commercial Alley or Residential Alley cross-sections as shown in Appendix A.

C. Alleys should be used mid-block for service access and shall not substitute for streets required to meet block size or connectivity requirements in this Section, but may be used for emergency vehicle access if approved by the Fire Department.

3.5.7. Pedestrian, Bicycle, and Vehicular Circulation

A. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC	UR	UR	HWY	
Section 3.5.7 Pedestrian, Bicycle, and Vehicular Con- nectivity	●	●	●	●	●	●	●	●	●	All development.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

B. All sites or development subject to this section shall:

1. Provide connections to adjacent sites with private drives or public/private streets to link to existing private drives or public/private streets on adjacent sites;
2. Provide direct pedestrian access from any street adjacent to the property line to a building entrance (the pedestrian access point must be fully accessible during operating hours); and
3. Where public parkland is adjacent to the property line, provide pedestrian and bicycle access from the trail or walkway system on that parkland to the building entrance (the pedestrian and bicycle access points must be fully accessible during operating hours and shall meet City standards for pedestrian and bike ways).

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ARTICLE 4: SITE DEVELOPMENT STANDARDS

The applicability of standards in Article 4 is based on the ERC Subdistrict in which a property is located and the Roadway Type designation of streets adjacent to it. Refer to Article 1 for maps and Sections 2.3.4 and 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.

4.1. INTENT

The standards of Article 4 are intended to:

- 4.1.1.** Ensure that buildings relate appropriately to the surrounding area, create a cohesive visual identity and attractive street scene, and frame the pedestrian environment;
- 4.1.2.** Ensure that buildings relate appropriately to their roadway context, allowing for easy pedestrian access to buildings and providing well-defined edges to the roadway environment;
- 4.1.3.** Provide opportunities for roadside uses that enliven and enrich the roadway and pedestrian environment, such as outdoor dining, porches, patios, and landscape features;
- 4.1.4.** Ensure that vehicular parking is accommodated in a manner that enriches and supports, rather than diminishes, the pedestrian environment;
- 4.1.5.** Provide adequate, secure, and convenient bicycle parking to meet the needs of the users of a development and to encourage cycling activity;
- 4.1.6.** Ensure that utilities and mechanical equipment are obscured and are not prominent features of a development that negatively impact the visual experience;
- 4.1.7.** Ensure that exterior lighting creates a safe night-time atmosphere and encourages activity in the evening, but does not overwhelm the environment and intrude onto adjacent properties;
- 4.1.8.** Provide both private and public open space amenities to residents, workers, and visitors of the ERC Zoning District so that the urban character of the ERC area is balanced with the open space needs of these populations;
- 4.1.9.** Encourage innovative, sustainable stormwater management practices; and
- 4.1.10.** Ensure that trees or man-made shading devices are used alongside streets and connecting sidewalks to businesses to encourage pedestrian activity by providing a sheltered and comfortable walking environment.

4.2. GENERAL DEVELOPMENT STANDARDS

4.2.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	NR	CTC	UR	HWY			
Section 4.2 General Development Standards	●	●	●	●	●	●	●	●	●	All development.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

4.2.2. General Development Standards Summary

The Development Standards Summary sheets (Figure 1-9 through 1-13) establish site development standards for each ERC Subdistrict and any additional regulations that apply in a specific subdistrict.

4.2.3. Other Site Development Standards

For all development in the ERC Zoning District:

A. Maximum Units Per Acre

There are no maximum units per acre requirements.

B. Minimum Building Stories in CMU Subdistrict

The minimum number of stories for buildings on all properties in the CMU Subdistrict is two stories. A minimum of 50% of building footprint must be two stories.

For properties located in all other subdistricts there is no minimum number of stories.

For the purposes of this document, two stories is defined in Figure 4-1. These standards apply regardless of whether the building is built at the property line or behind a supplemental zone.

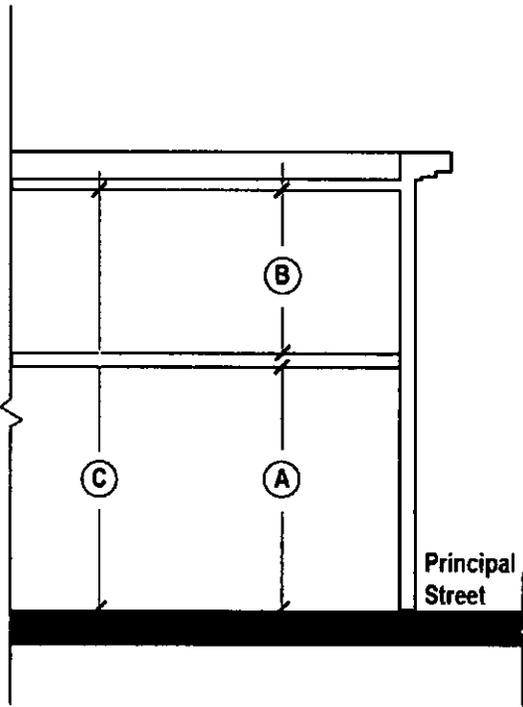


Figure 4-1: Two Story Minimum Requirements (illustration above and chart below).

	Definition	Height without Active Edge Designation	Height with Active Edge Designation
Ⓐ	Ground Floor: Measured from the finished floor to the bottom of structure.	9' Minimum	12' Minimum
Ⓑ	Upper Floors: Measured from the finished floor to the bottom of structure.	8' Minimum	8' Minimum
Ⓒ	Double Height Space, if provided: Measured from the finished floor to the bottom of floor or roof structure above. The maximum depth of a double height space along a Principal Street is 24'.	18' Minimum Height	22' Minimum Height
See Figure 1-4 for properties with active edge designations.			

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C. Maximum Impervious Cover Requirements (per ERC Zoning)

Standards	The following Maximum Impervious Cover and Maximum Building Coverage Standards apply per Subdistrict.*				
	CMU	IMU	NMU		NR
Maximum Impervious Cover Limits	90%	90%	80%	65%	55%
Maximum Building Coverage	90%	90%	80%	65%	55%
* Watershed Impervious Cover limits also apply. See Subsection D.					

D. Maximum Impervious Cover Limits and Maximum Building Coverage

1. All properties in the ERC Zoning district are subject to LDC Section 25-8 (Watershed Impervious Cover limits), which also set impervious cover limits based on the watershed in which a property is located. Note: At the time this Document was adopted, LDC Section 25-2-492 (Site Development Regulations) require that the stricter of the ERC zoning impervious cover limit or the watershed impervious cover limit applies.
2. For purposes of applying Suburban Watershed impervious cover limits, the maximum impervious cover for mixed-use projects shall be 80%.
3. Maximum building coverage shall be equal to the maximum impervious cover permitted in each ERC Subdistrict per ERC zoning or per Watershed regulations, whichever is more restrictive.

4.2.4. Compatibility Standards

A. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC		UR	HWY	
Section 4.2.4 Compatibility Standards	●	●	●	●		●	●	●	●	Except as provided in Section 4.2.4.B (Exceptions), this article applies to the following uses: multi-family, commercial, or industrial use or a Planned Unit Development (PUD) with a residential density of greater than 12.45 units per acre within 300 feet of a triggering property.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

B. Exceptions

Properties within the ERC Hubs, as shown in Figure 1-6, will not trigger the standards of Subsection D below.

C. Triggering Properties

1. Duplex Residential
2. Single-Family Attached Residential
3. Single-Family Residential
4. Small Lot Single-Family Residential
5. Two-Family Residential
6. Planned Unit Development (PUD) with a residential density of less than 12.44 units per acre.

D. Standards

The ERC Regulating Plan incorporates three Compatibility Transition Zones (See Figure 4-2 Transition Zone locations). The Compatibility Transition Zones are defined as follows:

1. Zone A: Screening Zone Described

The Screening Zone is intended to provide a buffer between a triggering property and an immediately adjacent development to which this standard applies. It consists mainly of vegetative landscaping and may contain a wall or fence. If the property line of the triggering property is located more than 25 feet from the property line of the new development, the Screening Zone is not required. If the triggering property shares a

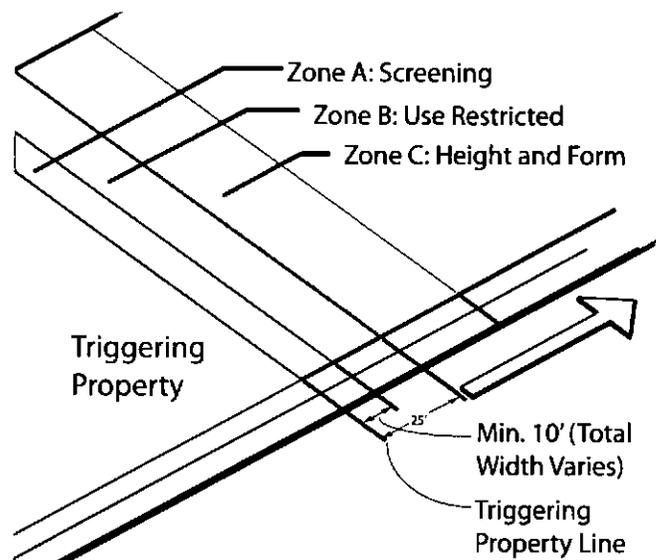


Figure 4-2: Transition Zone Locations

This diagram illustrates the relationship between a triggering property, Zone A, Zone B, and Zone C.

common property line to the development to which this standard applies, the 25' buffer area may be comprised of a 25' Wide Type Screening Zone, or a 10' Narrow Type Screening Zone in conjunction with a 15' Use Restricted Zone. See Figures 4-2 and 4-3.

a. Location and Width of Zone A Screening Zone

- i. **Location:** Immediately abutting the property line of the triggering property located between the triggering property and Zone B.
- ii. **Width:** The Screening Zone can be one of two types, Wide or Narrow (See Figure 4-3). The width of Zone A varies depending on which type of Screening Zone is applied.

b. Narrow Type (to be used in conjunction with Use Restricted Zone)

- i. **Width:** Varies with a minimum width of 10 feet.
- ii. **Installation Requirements:**
 - A wall six feet in height;
 - One shade tree per 25 lineal feet;
 - Three understory trees per 100 lineal feet; and
 - 40 shrubs per 100 lineal feet.

c. Wide Type (to be used without an adjacent Use Restricted Zone)

- i. **Width:** Minimum width of 25 feet.
- ii. **Installation Requirements**
 - Six shade trees per 100 lineal feet;
 - Five understory trees per 100 lineal feet; and
 - 60 shrubs per 100 lineal feet.

iii. Optional Requirements

In lieu of planting required shrubs, a berm with a minimum height of three feet may be installed.
May include a wall or fence.

2. Zone B: Use Restricted Zone Described

The Zone B Use Restricted Zone may only be utilized with the fulfillment of Zone A Narrow Type Screening Zone requirements, at a minimum. It allows defined low intensity uses if required screening and landscaping is provided.

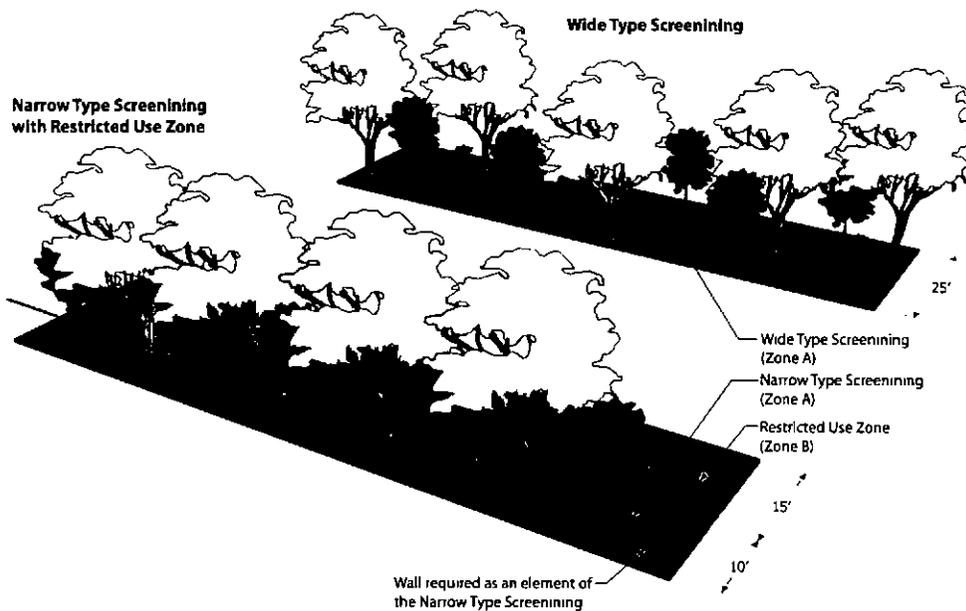


Figure 4-3: Narrow Type and Wide Type Screening Zones

This diagram illustrates the Zone A Narrow Type Screening with Zone B Restricted Use and Zone A Wide Type Screening (no Zone B).

a. Location and Width of Zone B Use Restricted Zone

- i. **Location:** Located between Zone A and Zone C.
- ii. **Width:** The width varies between 0 and 15 feet.

b. Permitted Activity

- Yard, landscaping, fence, wall.
- Garden.
- Stormwater facilities.
- Surface parking lot.
- Path, walkway.
- Alley.

3. Zone C: Height and Form Zone Described

The Height and Form Zone provides a transition in scale and design from residential triggering properties to other building types.

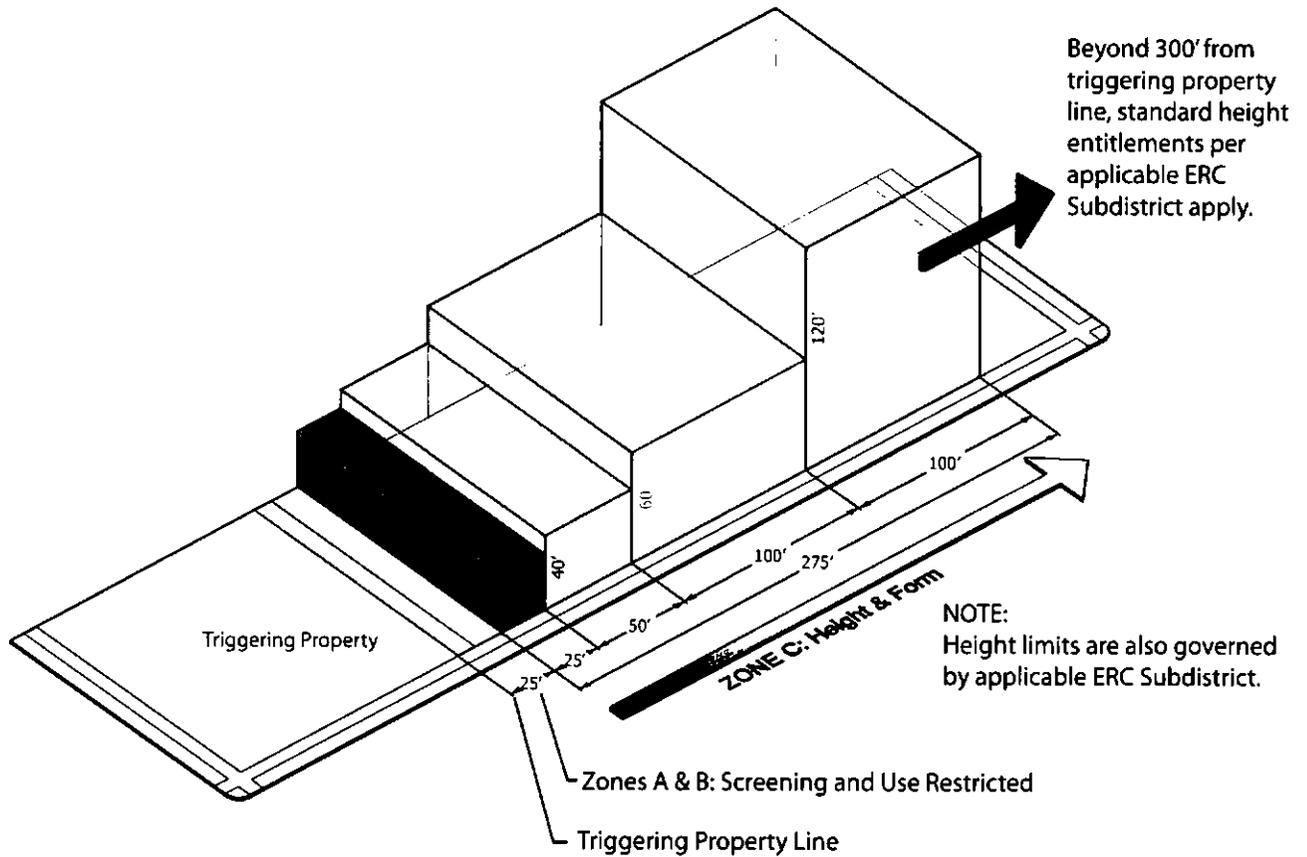


Figure 4-4: ERC Compatibility Height Restrictions

The compatibility standards for the ERC incorporate three Transition Zones: Zone A - Screening; Zone B - Use Restricted; and Zone C - Height & Form

a. Location and Width of Zone C Height and Form Zone

- i. **Location:** Adjacent to the boundary of Zone B furthest from the property line of the triggering property.
- ii. **Width:** Total width of 275 ft.

b. Permitted Activity

All uses allowed in the designated ERC Subdistrict on the site are permitted in Zone C.

c. Height

See Figure 4-4 for illustration of ERC compatibility height restrictions.

NOTE: Allowable height is also limited by the maximum allowable height for each ERC Subdistrict. Whichever height limit is most restrictive, per this section or ERC Subdistrict, determines the height allowed on the site.

- i. Between 25 and 50 feet from the triggering property line, no building or structure may exceed 30 feet or two stories in height.
- ii. Between 51 feet and 100 feet from the triggering property line, no building or structure may exceed 40 feet.
- iii. Between 101 feet and 200 feet from the triggering property line, no building or structure can exceed 60 feet.
- iv. Between 201 feet and 300 feet from the triggering property line, no building or structure can exceed 120 feet.

4. Form**a. Facade Articulation**

Any portion of a building wall facing an adjoining triggering property and exceeding 60 feet in length must meet the building façade articulation requirements for Principal Streets as described in Section 5.5.2 and Figure 5-3 of this Document.

b. Parking Structures

For a parking structure facing a triggering property listed in this Subsection and located 100 feet or less from a common property line:

- i. The headlights of an automobile in a parking structure may not be directly visible from the triggering property.
- ii. Automobiles in a parking structure must be screened from public view from the public right of way and from the triggering property.
- iii. All lighting from parking structure interiors must be screened from view so that the light source is not directly visible from adjacent triggering property.
- iv. Green screens, or other plant material growing on a structure permanently attached to the parking garage structure, may be used to screen openings in parking garage walls, as long as the structure meets the screening requirements of this Subsection.

c. Material Regulations

- i. Materials on building facades facing a triggering property and located 100 feet or less from a common property line shall be the same as, or of equal quality to, the material used for street facing building facade.
- ii. A highly reflective surface, including reflective glass and a reflective metal roof with a pitch that exceeds a run of seven to a rise of 12, may not be used, unless the reflective surface is a solar panel or copper or painted metal roof or if the roofing material was selected to help meet the requirements for an Austin Energy Green Building (AEGB) rating or to obtain Leadership in Energy and Environmental Design (LEED) certification.

5. Additional Standards

- a. The noise level of mechanical equipment may not exceed 70 db at the property line of a triggering property.
- b. Any permanently placed refuse receptacle, including a dumpster, may not be located 50 feet or less from adjoining triggering property. The location of and access to any permanently placed refuse receptacle, including a dumpster, must comply with guidelines published by the City. The Planning and Development Review Department shall review and must approve the location of and access to each refuse receptacle on a property.
- c. Collection or dumping of any permanently placed refuse receptacle 100 feet or less from adjoining triggering property is prohibited between 10:00 pm and 7:00 am.
- d. An intensive recreational use, including a swimming pool, tennis court, ball court, or playground, may not be constructed 50 feet or less from adjoining triggering property.

E. Waivers

- 1. Variances may only be granted by the Board of Adjustment due to hardship, per LDC Section 25-2-473 (Variance Requirements).

4.3. RELATIONSHIP OF BUILDINGS TO STREETS AND WALKWAYS

4.3.1. Purpose

This Document alters the standard manner of applying setbacks. Conventional zoning code applies a minimum building setback from the property line. However, the goal for the East Riverside Corridor is to build compact environments that are designed around the pedestrian with attractive and aligned street facades that frame the streetscape. Therefore, this Document does not require minimum or maximum setbacks and instead employs the use of build-to lines where a building, or a portion of a building, must be built up to the property line or the sidewalk clear zone (or supplemental zone if provided).

4.3.2. Building Placement Factors

Building placement standards vary according to the roadway type of the lot or site's principal street.

A. Principal Street Determination

1. Any roadway type with an active edge designation has priority. See Figure 1-4, Active Edge Map, for parcels with an active edge designation.
2. Absent an active edge designation, the following roadway types are listed from highest to lowest priority for purposes of this Article and Article 5:
 - a. ERC Core Transit Corridor;
 - b. ERC Pedestrian Priority Collector;
 - c. ERC Urban Roadway; and
 - d. ERC Highway.

The street with the highest level of priority adjacent to the lot or site is considered the "principal street" for the purpose of applying many of the standards in Articles 4 and 5. For a lot or site that is adjacent to more than one street with an active edge designation and for which both streets have the same principal street designation, the street designated by the lot owner shall be considered the principal street.

For a lot or site that is absent an active edge that is adjacent to more than one street of equal roadway type priority, the street with the highest level of transit service, as determined by the Director, shall be considered the principal street. If the streets do not have transit service or the level of transit service is equal, the street designated by the lot owner shall be considered the principal street.

B. Active Edge

To enliven pedestrian activity areas, which are located along major streets and at key intersections, ERC zoning requires development along portions of streets designated as active edges, as shown in Figure 1-4, to meet active edge standards. Building placement near or adjacent to the street is an essential component along these active edge locations. Specific standards for buildings along street segments with an active edge designation are detailed below in Subsection 4.3.3 Building Placement. In addition, see Section 5.6.2 for active edge requirements for off street parking.

C. Supplemental Zone (Optional)

A supplemental zone may be provided at the option of the applicant between the street-facing façade line and the required sidewalk clear zone. This zone is available so that a development may provide active public uses such as a plaza, outdoor café or patio, or in more residential settings, private porches or open space. The extent to which such space may be provided is governed by the provisions in Subsection 4.3.4.



Figure 4-5:
Example of Supplemental Zone outdoor dining area.

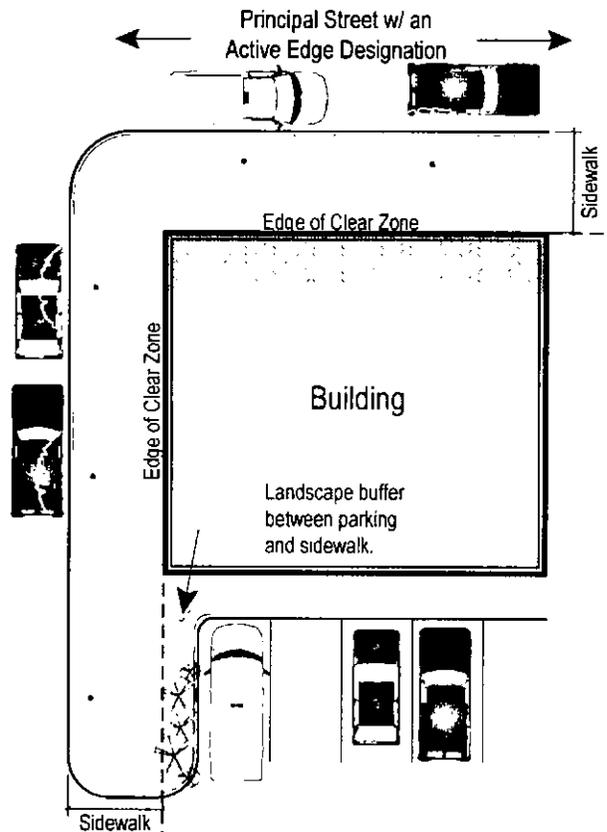


Figure 4-6:
Building placement along an Active Edge
Building placement requirement along an active edge with required landscaping between the parking and the clear zone along other adjacent streets.

4.3.3. Building Placement

A. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	NR	CTC	UR	HWY			
Section 4.3.3 Building Placement	●	●	●	●	●	●	●	●	●	<ul style="list-style-type: none"> - All development - Required along the principal street - Corner site provisions - Active Edge standards - Industrial use provisions - See Figure 4-7, Building Placement Standards.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

B. General Standards

A minimum percentage of the net frontage length of the property (or of the block if internal blocks are created within a site) along the principal street must consist of continuous building façade built up to the property line, build-to line, sidewalk clear zone, or the supplemental zone if one is provided (see Figure 4-6). Properties with active edge designations must comply with the active edge minimum net frontage length requirement for that edge or edges, regardless of the street type. The minimum net frontage length requirement varies according to the roadway type and the presence of an active edge. For the purpose of applying the standards in this Document, “net frontage length” is defined in Article 7. The minimum net frontage length requirement is shown in the table below. When only a portion of the site frontage is designated as an active edge, the active edge net frontage requirement shall be met for that portion of the site, but may be applied toward the overall net frontage requirement for the site based on the principal roadway type.

The building placement standards in the following Figure 4-7 apply to the site's principal street:

	CTC	NR	UR	HWY
Basic Standard	75% net frontage length to clear zone*	75% net frontage length to clear zone*	50% net frontage length to clear zone*	None
Active Edge Standard	100% net frontage length to clear zone*			

*or supplemental zone if provided

C. Additional Standard for Buildings Three Stories or Higher

If the street right-of-way is less than 60 feet in width, the minimum front yard setback for buildings three or more stories in height shall be 30 feet from the center line of the street to ensure adequate fire access.

D. Corner Sites

For a site occupying one or more corners, the building placement standards must be met for the principal street and one other street that abuts the site and intersects the principal street. If more than one other street intersects with the principal street, the building placement standards shall be met on the principal street and the street with the highest level of roadway type priority adjacent to the lot or site according to priorities established in Section 4.3.2.

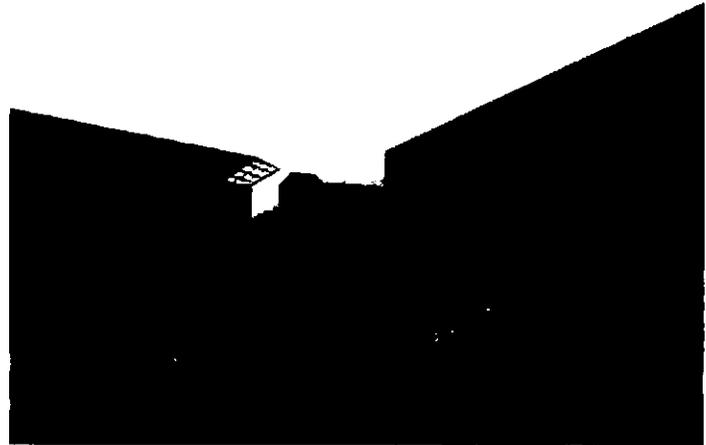


Figure 4-8:
Example of building placement for Civic Buildings.

E. Sites with Internal Blocks

For a site with internal blocks, the principal street for each block shall be determined according to priorities established in Section 4.3.2 with buildings following the building placement standards established in Section 4.3.3.

F. Phased Projects

Each phase of development in a phased project must independently satisfy all requirements, including the building placement standards of this section. The Director may modify this requirement to the minimum extent necessary.

G. Civic Buildings

In order to provide greater flexibility to create a distinctive architectural statement, civic buildings, as defined in Article 7 Definitions, are not required to meet the building placement standards in this section, so long as parking is not located between the building frontage and the street (see Figure 4-8).

H. Industrial Uses

1. In the Industrial Mixed Use Subdistrict:
 - a. If the principal street is an ERC Urban Roadway, development of an industrial use is exempt from the building placement requirements in Section 4.3.3.B.
 - b. If the principal street is an ERC Core Transit Corridor or ERC Pedestrian Priority Collector, all development shall meet the building placement requirements in Section 4.3.3.B.
2. For industrial uses, loading dock bay doors must be located to the side or rear of the building and shall not face the principal street.

4.3.4. Supplemental Zones

A. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC		UR	HWY	
Section 4.3.4 Supplemental Zones	●	●	●	●	●	●	●	●		Optional for all development
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

B. Standards

1. A supplemental zone may be provided, at the option of the applicant, between the line of the street-facing façade and the required sidewalk clear zone. If a supplemental zone is provided, up to 30 percent of the linear frontage of the supplemental zone may be set back an additional 10 feet for a maximum of 30 feet deep and the remainder of the supplemental zone shall be a maximum of 20 feet deep (see Figures 4-9).
 2. Since there are no building frontage requirements if the principal street is an ERC Highway, supplemental zone standards are not applicable if the principal street is an ERC Highway.
- C. The supplemental zone must be designed as occupiable space to accommodate active use. It shall include at least one of the following elements:**
1. Accessory outdoor dining, provided that the dining area may be separated from the sidewalk only with planters, shrubs, or fencing with a maximum height of 42 inches (see Figure 4-9);

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2. Balconies, pedestrian walkways, porches, handicap ramps, and stoops; provided, however, that no such feature shall extend beyond the supplemental zone into the public ROW without a license agreement;
 3. Terraces, provided that they have a maximum finished floor height of 24 inches above the sidewalk elevation and shall be surrounded by a guardrail that meets City specifications;
 4. Landscape and water features;
 5. Plazas; or
 6. Incidental display and sales.
- D. Any features in the supplemental zone must not obstruct the open pedestrian connection between the building's primary entrance and the clear zone.

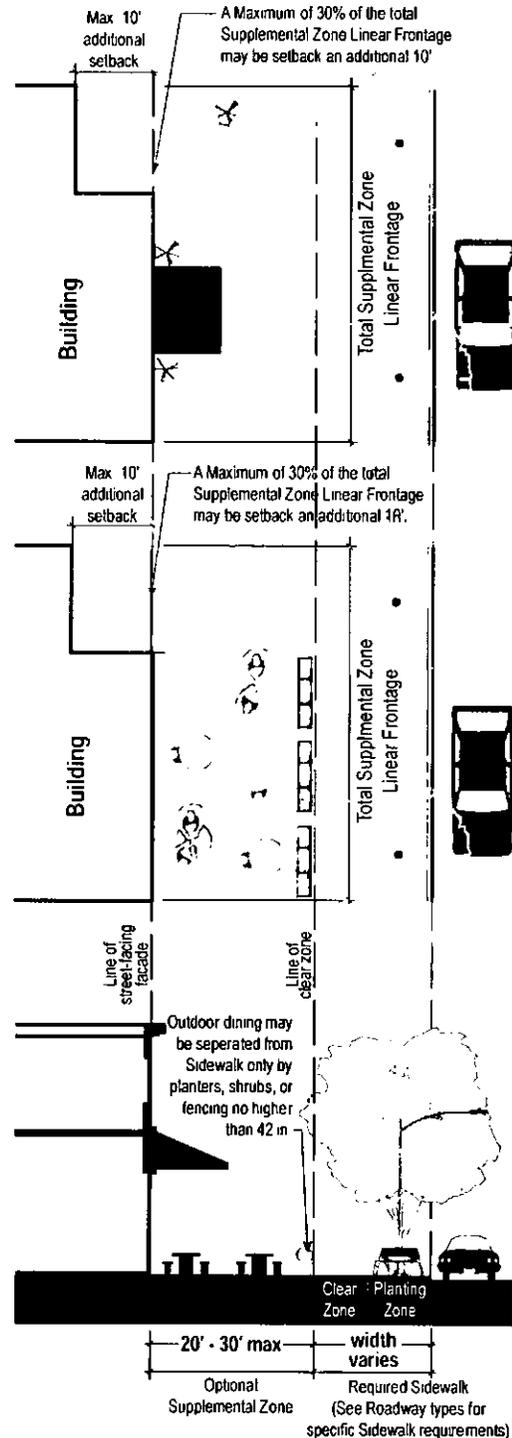


Figure 4-9:
Sample illustrations of development incorporating the optional supplemental zone.

4.4. OFF-STREET AUTOMOBILE AND BICYCLE PARKING

4.4.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	NR	CTC	UR	HWY			
Section 4.4 Off-Street Automobile and Bicycle Parking	●	●	●	●	●	●	●	●	●	- All development - Active Edge standards
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

4.4.2. Automobile Parking Requirements

A. Minimum Automobile Parking Requirement:

60 percent of that prescribed by the LDC Section 25-6 Appendix A (Tables of Off-Street Parking and Loading Requirements).

B. Maximum Automobile Parking Requirement:

110 percent of that prescribed by Appendix A.

4.4.3. Optional Shared Parking

Shared parking arrangements are encouraged to ensure that any vehicular parking provided is utilized to the greatest extent possible and to limit the provision of unnecessary parking spaces. Shared parking opportunities must be approved by the Director during site plan review.

4.4.4. Optional Reduction of Minimum Off-Street Parking Requirements

This section provides for reductions in the minimum off-street parking requirements in Sub-section 4.4.2. The minimum off-street parking requirement shall be reduced as follows:

- A.** By one space for each on-street parking space located adjacent to the site. On-street parking utilized to meet minimum parking requirements may at any time be removed or modified by the City of Austin.
- B.** By up to 10 percent to preserve significant stands of trees or protected trees in addition to those required to be preserved by the Code, pursuant to protection measures specified in the Environmental Criteria Manual. If the applicant provides more parking spaces than the minimum required, the additional parking spaces may not result in the removal of significant stands of trees or protected trees.

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- C. By 20 spaces for every car-sharing vehicle provided in a program that complies with the requirements prescribed by the Director by administrative rule.
- D. By 20 spaces for an electric vehicle charging station installed and maintained in accordance with Austin Energy standards.
- E. By 10 percent if a shower facility area is provided on-site per the criteria below: (1) For buildings with 5,000 to 19,999 square feet of gross floor area, a minimum of one unisex shower and changing facility shall be provided. (2) For buildings with 20,000 to 99,999 square feet of gross floor area, a minimum of one shower and changing facility per gender shall be provided. (3) For buildings with 100,000 or more square feet of gross floor area, a minimum of two showers and changing facilities per gender shall be provided.
- F. By one motor vehicle parking space for each fully enclosed and lockable bicycle parking space.
- G. By 10 percent if parking spaces are leased or sold separately from occupied units or spaces.

Unless otherwise specified, the above reductions may be applied cumulatively, and may be applied in addition to the parking reduction authorized in Subsection 4.4.2, but in no case may the minimum off-street parking requirements for a project set forth in Chapter 25-6, Appendix A, be reduced to less than 50 percent.

4.4.5. Parking Design Standards

- A. For all roadway types except ERC Highway and where Type I driveways are allowed, off-street parking is prohibited between the principal street and the corresponding street-facing façade line (see Figure 4-10).
- B. Any off-street surface parking along a street designated as an ERC Core Transit Corridor or ERC Pedestrian Priority Collector shall have landscape buffering in accord with Environmental Criteria

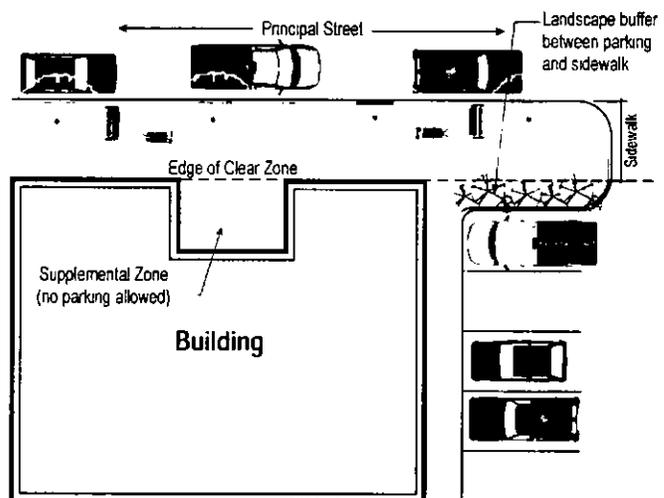


Figure 4-10:

No Parking is allowed between the street and the building facade. When parking is located to the side of a building, screening is required between the parking and the sidewalk (ERC Core Transit Corridor Example).

Manual [Section 2.4.3] between the clear zone (or the supplemental zone if provided) and the parking area. The buffering method chosen must include shade trees unless already provided in an adjacent planting zone (Figure 4-11).

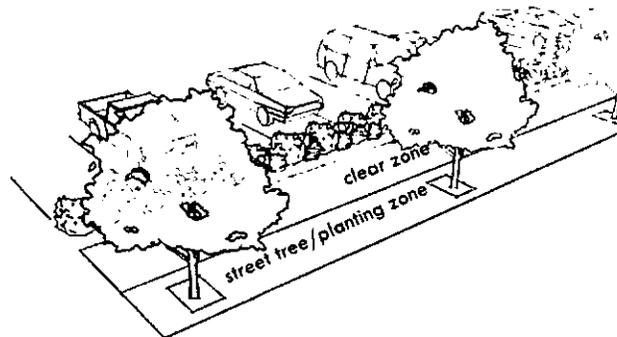


Figure 4-11: Required screening for surface parking along all streets.

- C. Off-street surface parking is prohibited along street segments designated as active edges on Figure 1-4, Active Edges Map. Parking structures may be located along active edges provided they meet the applicable active edge standards in Section 5.6.
- D. Off-street parking provided as part of a building or parking structure adjacent to the principal street, an ERC Core Transit Corridor, or an ERC Pedestrian Priority Collector must meet the active edge ground floor space standards in Section 5.6 for the net frontage length required by the roadway type.
- E. Commercial off-street parking and off-site accessory parking must comply with the limitations and requirements in Figure 2-1, the ERC Land Use Table.

4.4.6. Bicycle Parking Requirements

A. Minimum Requirement

Bicycle parking shall be as prescribed by the LDC Appendix A (Tables of Off-Street Parking and Loading Requirements). The required amount shall be calculated based on the motor vehicle spaces required by Appendix A prior to any available parking reductions.

1. For retail uses, a minimum of 75% of all required bicycle parking shall be located along the principal street and within 50 feet of a primary building entrance. If premium bicycle parking is provided in a garage and signage is provided to communicate that bicycle parking is available in a garage, then a minimum of 50% of all required bicycle parking shall be located along the principal street and within 50 feet of a primary building entrance. For all other uses, the requirement is a minimum of 10%.
2. After meeting the requirement in 1. above, the remainder of required bicycle parking may be located:

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- a. Within 50 feet of other building entryways not on the principal street; or
- b. At employee entrances; or
- c. Within a building; or
- d. In a covered motor vehicle parking area.

B. Standards

All bicycle parking shall meet the standards as prescribed in the LDC and as follows:

1. Bicycle parking is encouraged in the sidewalk planting zone, but shall not obstruct walkways.
2. Bicycle parking facilities shall either be lockable enclosures in which the bicycle is stored, or a secure stationary rack, which support the frame so the bicycle cannot easily be pushed or fall to one side. Racks that require a user-supplied lock should accommodate locking the frame and both wheels using either a cable or U-shaped lock.
3. Bicycle parking spaces shall be at least 6 feet long and 3 feet wide, and overhead clearance in covered spaces shall be a minimum of 7 feet.
4. A 5-foot aisle for bicycle maneuvering, which may be provided within the required sidewalk clear zone, shall be provided and maintained beside or between each row of bicycle parking.
5. Bicycle racks or lockers shall be securely anchored.
6. Bicycle parking shall be located in a well lighted, secure, and visible location.
7. Bicycle racks may be located in a parking lot provided the clearances described in this section are met.

4.5. DRIVE-THROUGH FACILITIES

Unless legally constructed or permitted prior to May 9, 2013, drive-through facilities are not allowed in the ERC Zoning District. Construction on said properties will be subject to all standards in the ERC Regulating Plan according to the applicability standards in Section 1.2 Applicability. The number of drive through bays or lanes can only be increased from the number existing as of May 9, 2013 using a conditional use permit. On May 9, 2020, all drive-through facilities will become subject to Article 8 Noncomplying Structures in the City LDC Sections 25-2-961 through 25-2-964, unless the drive-through facilities are brought into conformance with ERC Design Standards, in which case they would continue to be in compliance. See Figure 1-15: Map of Properties with Drive-Through Facilities and Figure 1-16: Table of Properties with Drive-Through Facilities for a map and list of properties to which this subsection applies.

4.6. EXTERIOR LIGHTING

4.6.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	NR	CTC	UR	HWY			
Section 4.6 Exterior Lighting	●	●	●	●	●	●	●	●	●	- All development except Duplex, Single-family Attached, Townhouse, and Two family residential uses.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

4.6.2. Standards

All development to which this standard is applicable shall comply with the Exterior Lighting regulations in LDC Chapter 25-2, Subchapter E.

4.7. SCREENING OF EQUIPMENT AND UTILITIES

4.7.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	NR	CTC	UR	HWY			
Section 4.7 Screening of Equipment and Utilities	●	●	●	●	●	●	●	●	●	- All development. - Exceptions are: local utility services, electric service transformers within the right-of-way, and telecommunications towers.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

4.7.2. Standards

All development, with the exception of local utility services, electric service transformers within the right-of-way, and telecommunications towers, shall comply with the following requirements:

- A. Solid waste collection areas and mechanical equipment, including equipment located on a rooftop but not including solar panels, shall be screened from the view of a person standing on the property line on the far side of a street (see Figure 4-12).
- B. Loading docks, truck parking, outdoor storage, trash collection, trash compaction, and other service functions shall be incorporated into the overall design of the building and landscape so that the visual impacts of these functions are fully contained and out of view from adjacent properties and streets. Screening materials for solid waste collec-

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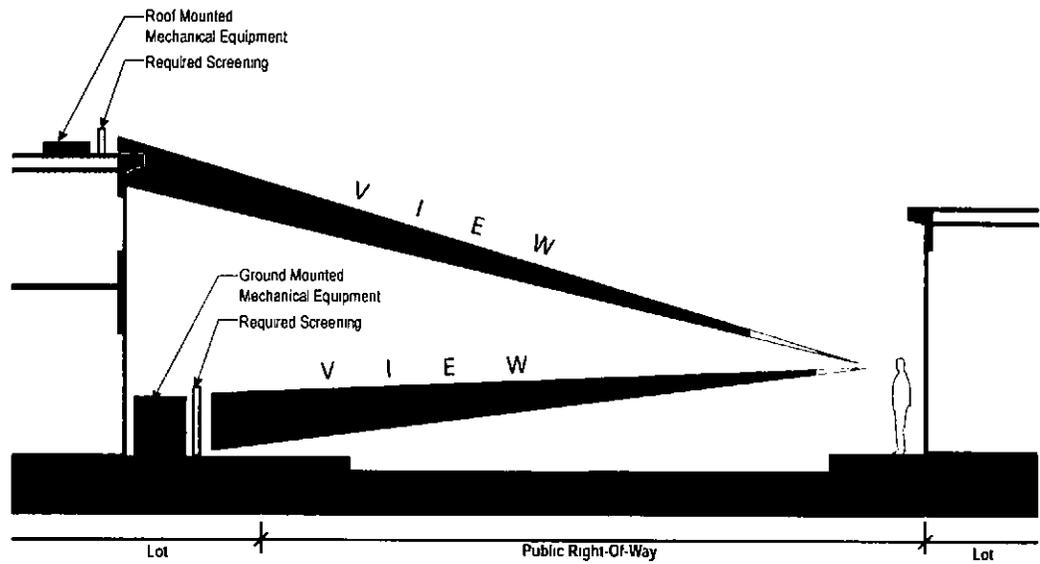


Figure 4-12:
Required screening of mechanical equipment from the property across the street.

tion and loading areas shall be the same as, or of equal quality to, the materials used for the principal building. Loading docks, truck parking, outdoor storage, trash collection, trash compaction, and other service functions may be placed alongside public alleys without the necessity of screening, unless screening is required in Section 4.2.4, Compatibility Standards.

4.8. SIGN REGULATIONS

4.8.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	NR	CTC	UR	HWY			
Section 4.8 Sign Regulations	●		●	●	●	●	●	●		All development that meets the standards for full compliance or partial compliance with the ERC Design Standards, as defined in Subsections 1.2.3.B. and 1.2.3.C.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

4.8.2. Standards

All development on Riverside Drive to which this standard is applicable shall comply with the Sign Regulations in LDC Section 25-10-124: Scenic Roadway Sign District Regulations, except that 25-10-124 Section B.2 is modified to read, “The sign height may not exceed 6 feet.” All development not on Riverside Drive to which this standard is applicable shall comply with the Sign Regulations in LDC Section 25-10-133: University Overlay Zoning District Signs.

4.9. PRIVATE COMMON OPEN SPACE AND PEDESTRIAN AMENITIES

4.9.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC	?	UR	HWY	
Section 4.9 Private Common Open Space and Pedestrian Amenities	●	●	●	●	●	●	●	●	●	All site plans two acres in size or larger and all multifamily and condominium uses except as provided in 25-2-776 and 25-2-780.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

4.9.2. Purpose

Open air and semi-enclosed public gathering spaces can act as central organizing elements in a development. They can also help to shape the relationship between different land uses and provide focal points and anchors for pedestrian activity. Goals and requirements for common open space and pedestrian amenities complement the LDC requirements for dedicated public open space and parks, and serve similar purposes.

4.9.3. Standards

A. Percentage of Gross Site Area

All development subject to this section shall devote a minimum of five percent of gross site area to private common open space or pedestrian amenities.

B. Amenity Required

The private common open space required under Section A above shall consist of one or more of the following types of private common open space or pedestrian amenities:

1. A natural and undeveloped private common open space, for use of the residents, employees, and visitors to the development.

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2. A landscape area other than one required by LDC Subchapter C, Article 9 (Landscaping), provided such landscaped area has a minimum depth and width of 20 feet and a minimum total area of 650 square feet. The area shall include pedestrian amenities.
3. A patio or plaza with outdoor seating areas, provided the patio or plaza has a minimum depth and width of 20 feet and a minimum total area of 650 square feet. The area shall include pedestrian amenities including fully or partially shaded spaces with flexible or permanent seating to support these places as gathering areas.
4. A play area with amenities or equipment suitable for children under nine years of age, provided the play area has a minimum depth and width of 20 feet and a minimum total area of 650 square feet. Play areas shall comply with the most current Consumer Product Safety Commission guidelines for playgrounds as well as ASTM International standards as applicable and shall have impediments between the activity area and any nearby vehicular drives or parking areas to minimize the opportunities for young children to wander into traffic. Such impediments may include berms, fencing, landscaping or other barriers as appropriate to the site and which meet safety standards. Play areas shall include partially-shaded areas with flexible or permanent seating for adult supervision. A project which chooses this option may reduce the total amount of open space required by 10 percent.
5. Spaces that provide educational, historic, or cultural features, or sensory experiences such as culinary, therapeutic or sculptural gardens; soundscapes; and interactive water features.
6. Swimming pool, wading pool, or splash pad.
7. Water quality and storm water detention ponds designed as an amenity and approved by the Director.
8. A multi-use trail proposed in the City of Austin Trails Master Plan, Austin Parks and Recreation Long-Range Plan, Sidewalk Master Plan, or Bicycle Plan.



Figure 4-13:
Examples of Open Space Amenities

9. Basketball, tennis, volleyball, or other sport courts or playing fields.
10. A combination of the above-listed amenities. (See Figure 4-13).

C. Location Criteria

To the maximum extent feasible, where significant natural and scenic resource assets exist on a property, the developer shall give priority to their preservation as private common open space. In reviewing the proposed location of private common open space areas, the Director shall use all applicable plans, maps, and reports to determine whether significant resources exist on a proposed site that should be protected, with priority being given to the following areas (which are not listed in a particular order):

1. Wetlands, native prairies, or meadows;
2. Flood hazard areas;
3. Lakes, rivers, and stream/riparian corridors;
4. Tree preservation areas;
5. Karst areas;
6. Cultural or historically significant structures, landscapes, features and/or places; and
7. Agricultural lands used for cultivation of local produce.

Where private common open space areas, trails, parks, or other public spaces exist or are proposed in the Montopolis Greenbelt Trail route, the Country Club Creek Trail route, or in the City of Austin Trails Master Plan, Austin Parks and Recreation Long-Range Plan, Sidewalk Master Plan, or Bicycle Plan within or adjacent to the tract to be subdivided or developed, the private common open space or pedestrian amenity shall, to the maximum extent feasible, be located to adjoin, extend, and enlarge the presently existing or proposed trail, park, or other open area land. Public access easements may be required in order to guarantee public access to these facilities.

D. Areas Not Credited

Lands within the following areas shall not be counted towards private common open space or pedestrian amenities required by this section:

1. Open space in required street yard;
2. Public or private streets or rights of way;
3. Off-street parking, loading areas, driveways, and service areas;

4. Water quality and stormwater detention ponds, unless designed as an accessible amenity and approved by the Director; and
5. A required sidewalk planting zone.

E. Design Criteria

Land set aside for private common open space or pedestrian amenities pursuant to this section shall meet the following design criteria, as relevant:

1. Common open space areas shall be located so as to be readily accessible and usable by residents or visitors in various locations of the development, unless the lands are sensitive natural resources and access should be restricted.
2. Open space areas shall be compact and contiguous unless the open space is used as a continuation of an existing trail, or specific or unique topographic features that are adjacent or adjoining require a different configuration. An example of such topographic features would be the provision of a trail or private open area along a riparian corridor.
3. The surface of a required open space must be suitable for outdoor activities. A surface must consist of lawn, garden, flagstone, wood planking, concrete, or other serviceable, dust free material. Asphalt or similar surfacing may be used for designated recreation areas such as multi-purpose trails, tennis courts, and basketball courts. Decomposed granite may be used if approved by the Director and if accessibility requirements are met. A combination of different materials is encouraged.
4. Not more than 30 percent of the required open space may be located on a roof, balcony, or other area above ground level. In determining the amount of open space on a roof, an area occupied by a vent, mechanical equipment or structure that does not enhance the usability of the space is excluded.
5. This subsection provides for the covering of a required open space.
 - a. Not more than 50 percent of ground level open space may be covered by a fixed manmade obstruction, including a roof, balcony, or building projection. Roof gardens and sculptural elements that are accessible to the public will not be considered manmade obstructions.
 - b. Open space above ground level may be covered, but must have at least one exterior side open and unobstructed, except for railings or balustrades.

F. Maintenance

All private common open space or pedestrian amenity areas shall be permanently maintained by the owners of the development.

G. Public Dedication

Instead of providing on-site private common open space or pedestrian amenities as required in this section, the developer of a property may request approval of the Director of the Parks and Recreation Department (PARC) to dedicate on-site public open space in partial or complete fulfillment of the private common open space requirement. The applicant shall pay all costs of transferring the land to the City, including costs set out in the LDC Section 25-1-602(G). All land dedicated to the City under this section shall be permanently maintained by the owners of the development, unless waived by the Director.

4.10. PUBLIC OPEN SPACE AND TRAILS

4.10.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC		UR	HWY	
Section 4.10 Public Open Space and Trails	●	●	●	●	●	●	●	●	●	- All development
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

4.10.2. Purpose

Because of the urban form of development envisioned for the ERC Zoning District, it is important to provide public open space and parks facilities for local residents. Some development sites will be better suited than others to provide on-site parkland for reasons including, but not limited to, the location of the site within the ERC Zoning District and to core activity areas, site constraints, and size of site.

Parks should be distributed throughout the planning area to properly serve ERC residents, employees, and visitors.

4.10.3. Parkland Dedication

A. On-site Parkland Dedication Allowance

If, as part of a development project, the parkland dedication requirement established in Section 25-1 Article 14 of the LDC is met in part or in full with a dedication of public parkland on site, FAR calculations for the non-dedicated portion of the site shall be made based on the total site area prior to the dedication.

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B. Sites 20 acres or Larger

If a site is 20 acres or larger and requires a dedication of public parkland according to Section 25-1-601 of the LDC, a minimum of five percent of the gross site area shall be dedicated to public open space or parkland on-site in partial or complete fulfillment of the parkland dedication requirement.

- a. If more than five percent of the gross site area is required to be dedicated, a property owner may request to pay a fee-in-lieu payment for the remainder of the requirement, in accordance with Subsection C. below.
- b. If less than five percent of the gross site area is required to be dedicated as public parkland, private common open space requirements described in Section 4.9 must still be fulfilled in the remainder of the five percent gross site area.

C. Fee In Lieu

As described in the parkland dedication requirements in Section 25-1 Article 14 of the LDC, instead of, or in combination with, meeting parkland dedication requirements on site, a property owner may request approval to deposit with the City a nonrefundable cash payment, based on a formula established in Section 25-1-605 of the LDC. The Director of the PARD shall review the request and accept or deny the request.

4.11. STORMWATER MANAGEMENT

4.11.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC	UR	HWY		
Section 4.11 Stormwater Management	●	●	●	●	●	●	●	●	●	- All development
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

4.11.2. Purpose

The East Riverside Corridor area is challenged with an existing development pattern that was in some cases built prior to Austin's current stormwater management policies. As a result, stormwater management is an important issue influencing the future sustainability of the ERC area. All new development and redevelopment is required to comply with the City's current stormwater management regulations. Redevelopment of this area also presents an opportunity to integrate innovative stormwater management techniques into an urban development pattern.

4.11.3. Creek Setbacks

- A. All properties in the ERC District are subject to Critical Water Quality Zone and Transition Zone setback requirements established in LDC Section 25-8. Properties in the suburban watersheds are encouraged to meet urban watershed creek setback requirements.
- B. If the development requires a dedication of public parkland according to Section 25-1-601 of the LDC, the developer of a property may request approval of the Director of the Parks and Recreation Department (PARD) to dedicate up to 50% of the acreage within the creek setback required by this section in partial or complete fulfillment of the parkland dedication requirement, as described in Section 25-1-603 of the LDC.

4.11.4. Innovative Water Quality Controls

- A. Water quality controls are required by LDC Section 25-8-211 for new or redevelopment projects, including those to be built in the ERC Zoning District.
- B. Appendix B of this Document illustrates Innovative Water Quality Controls (ECM 1.6.7) and other Water Quality Control Best Management Practices as described in ECM Section 1.6. These types of water quality controls are encouraged but not required.
- C. To encourage use of innovative water quality controls, for development in a location where payment-in-lieu is allowed (such as the Lady Bird Lake Watershed), the volume of on-site water quality controls may be reduced for sites four acres or smaller as follows: Water quality controls for the first one-acre of development may be substituted using payment-in-lieu of on-site controls. On-site, innovative controls must be used for the remaining portion of the site, if any, above one acre. Thus, for a two-acre site, the first acre could use payment-in-lieu and the second acre would require on-site, innovative controls. The Water Quality Volume (WQV) provided would thus be 50% of that for treatment for the whole site. For a 4-acre site, the first acre could use payment-in-lieu and the remaining three acres would require on-site, innovative controls. The Water Quality Volume (WQV) provided would thus be 75% of that for treatment for the whole site. A site larger than four acres would need to provide on-site water quality controls for all of its developed area. Innovative Water Quality Controls are those presented in Environmental Criteria Manual (ECM) Section 1.6.7. PDRD staff will maintain the ability currently allowed by ECM 1.6.4 to further reduce the level of required WQV on-site control if special circumstances exist which warrant the reduction.

4.11.5. Cooperative Stormwater Management Solutions

- A. New development or redevelopment is encouraged to enter into cooperative agreements with surrounding properties to provide detention or other stormwater management facility(ies) that serves multiple properties; this facility(ies) would treat the stormwater runoff volume from all or a portion of the properties.

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- B. If a developer or group of developers located in an urban watershed (Town Lake Watershed) propose a regional water quality structure that treats the stormwater runoff from at least 10 acres of previously untreated offsite land, the City may cost participate in the construction of the structure (ECM 1.9).

4.12. SHADE AND SHELTER

4.12.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC		UR	HWY	
Section 4.12 Shade and Shelter	●	●	●	●	●	●	●	●	●	- All mixed use and non-residential development - Development along an active edge - Corner site provisions
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

4.12.2. Purpose

Austin’s climate requires shade and shelter amenities in order to accommodate and promote pedestrian activity. These amenities will provide greater connectivity between sites and allow for a more continuous and walkable network of buildings. Projects subject to this section shall meet the following shade and shelter requirements.

4.12.3. Standards

Projects subject to this section shall meet the following shade and shelter requirements.

4.12.4. Shaded Sidewalk

- A. A shaded sidewalk shall be provided alongside at least:
 1. 50 percent of all building frontages adjacent to the principal street; and
 2. 50 percent of all building frontages adjacent to off-street parking.
- B. When adjacent to parking, the shaded sidewalk shall be raised above the level of the parking by way of a defined edge, such as a curb. ADA ramps along the building must also be shaded (see Figure 4-14).

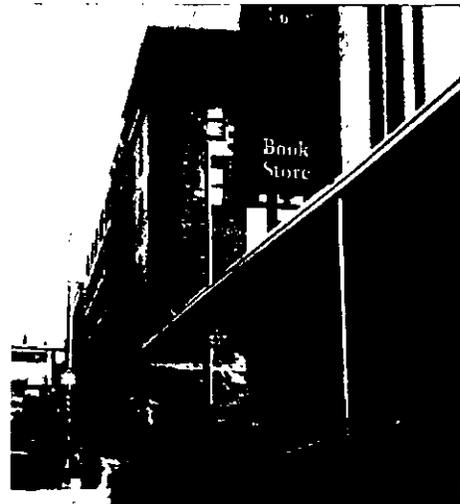


Figure 4-14:
Example of an ADA ramp with shade structure.

-
- C. A shaded sidewalk must meet the following requirements:**
- 1. Along a street, a shaded sidewalk shall comply with the applicable sidewalk standards for its designated roadway type. If not otherwise required, the shaded sidewalk shall provide trees planted no more than 30 feet on center.**
 - 2. Along any parking adjacent to the building, the shaded sidewalk shall consist of a minimum 5 foot clear zone and 5 foot planting zone, planted with trees no more than 30 feet on center, or a 5 foot clear zone with a minimum 5 foot wide overhead weather protection.**
- D. On active edges, a shaded sidewalk shall be provided along at least 80 percent of the active edge designation.**
- E. Building entrances on all roadway types, other than those used solely for emergency purposes, shall be located under a shade device, such as an awning or portico.**
- F. For Emergency Service Providers, Alternative Equivalent Compliance may be sought for relief from the principal street shaded sidewalk requirements in Subsections A and C above to the extent necessary for emergency service vehicle and overhead door clearance.**

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ARTICLE 5: BUILDING DESIGN STANDARDS

5.1. INTENT

The standards of Article 5 are intended to use building design in order to:

- 5.1.1. Ensure that buildings foster the creation of a human-scale environment;
- 5.1.2. Ensure that buildings taller than three stories are stepped back from the street above the third story to help maintain a human-scale environment and wider views above the third story;
- 5.1.3. Ensure that building entryways are convenient and easily accessible from the road-side pedestrian realm;
- 5.1.4. Ensure that buildings provide an interesting and engaging visual experience at the pedestrian level; and
- 5.1.5. Ensure that the design and construction of ground floor building space near transit, at visible intersections, and along streets that lead to transit, accommodates for active pedestrian-oriented uses even if these types of uses may not be supported by current market conditions.

5.2. APPLICABILITY

For the purpose of applying the standards in this Article, refer to Article 1 for maps and Sections 2.3.4 and 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types and refer to Subsection 4.3.2.A: Principal Street Determination.

5.3. BUILDING ENTRANCES

5.3.1. Building Entrance Standards for Pedestrians

A. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC		UR	HWY	
Section 5.3.1 Building Entrance Standards for Pedestrians	●	●	●	●	●	●	●	●		- All development - Corner site provisions - Active Edge standards
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

B. Standards

1. Primary customer and/or resident building entrances for spaces along the elevation facing the principal street shall face the principal street and connect directly to the

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sidewalk clear zone or supplemental zone along the principal street. Supplemental customer and/or resident entrances are encouraged on any other building facade.

2. Building entrances shall be provided for all separate ground floor commercial tenant spaces that are located along the elevation facing the principal street and along any active edge designation.
3. For sites on one or more corners, a building entrance shall be provided for each separate ground floor commercial tenant space along all adjacent roadway types unless an entrance is already provided along the principal street.
4. For a ground floor commercial tenant space that does not have frontage along a street, the entrance must be connected with a shaded sidewalk as described in Section 4.12.
5. Buildings containing only residential uses and located along street segments without an active edge designation are encouraged to have the ground level floor area adjacent to public streets be habitable and located no more than 60 inches above the elevation of the sidewalk.

5.3.2. Building Entrance and Exit Standards for Vehicles

A. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC		UR	HWY	
Section 5.3.2 Building Entrance Standards for Vehicles	●	●	●	●	●	●	●	●		- All development - Corner site provisions - Active Edge standards
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

B. Standards

1. Vehicular building entrances and exits shall be located to the rear or side of a building, except as provided in Subsection B.3 below.
2. Where multiple street frontages are present, vehicular building entrances and exits shall not face the principal street or be located within 100 feet of the principal street, as measured from the curb line, except as provided in Subsection B.3 below.
3. Vehicle entrances and exits for structured parking may face a principal street only when no other feasible access is available on another street frontage or alley, as determined by the Director.

5.4. WINDOW GLAZING REQUIREMENTS

5.4.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:	Application Details:
	CMU	IMU	NMU	NR	CTC	UR	HWY				
Section 5.4 Window Glazing	●	●	●	●	●	●	●	●	●	All mixed use and non-residential development and all development along an active edge	-Corner site provisions -Exceptions include: building facades facing loading areas, rear service areas, alleys, or facades adjoining other buildings (attached to more than 50 percent of the sidewall)
										Development containing only residential units not along an active edge. Exceptions include: Single-Family, Duplex, Single-Family Attached, Townhouse, and Two-Family Residential uses	-Same exceptions as above
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.											

5.4.2. Purpose

- A. Glazing provides interest for the pedestrian, connects the building exterior and interior, puts eyes on the street, promotes reusability, and provides a human-scale element on building facades. Projects subject to this section shall meet the minimum requirements as stipulated below, but may provide additional glazing and facade relief beyond what is required under this section. Refer to Article 7 for definition of Glazing.

5.4.3. Standards

- A. All mixed use development, non-residential development, and all development along an active edge shall satisfy the following:
 1. At least 40 percent of the wall area along the principal street that is below ten feet above grade, as measured from the finished floor level of this facade's entry, shall consist of glazing (see Figure 5-1).
 2. At least 25 percent of wall area along the principal street between 10 feet and 30 feet, as measured from the finished level of this facade's entry, shall consist of glazing (Figure 5-1).

3. At least one-half of the total area of all glazing on ground-floor facades that face the principal street shall have a Visible Transmittance (VT) of 0.6 or higher.
4. For all other street-facing facades, at least 25 percent of the wall area below ten feet, as measured from the finished floor level of this facade's entry, shall consist of Glazing.

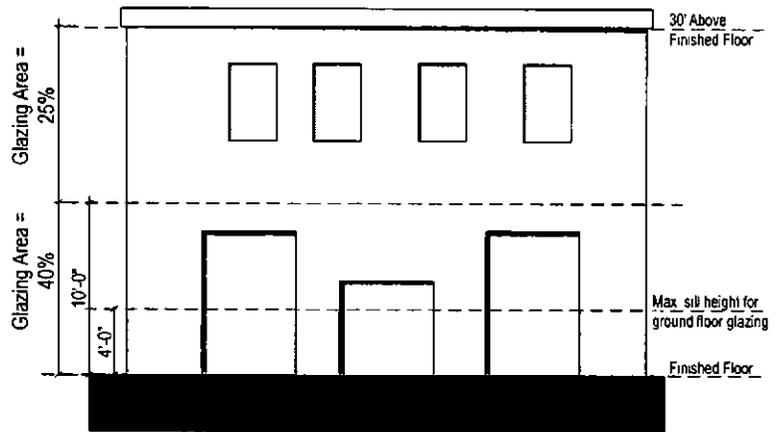


Figure 5-1:
Commercial or Mixed Use building meeting glazing requirements.

5. Exception: For Emergency Service Providers, the Glazing requirements of this section shall apply to the wall area excluding emergency vehicle overhead doors.

B. Development containing only residential units that is not along an active edge shall satisfy the following:

1. At least 25 percent of the principal street ground floor wall area below ten feet, as measured from the finished floor level of this facade's entry, shall consist of glazing; and

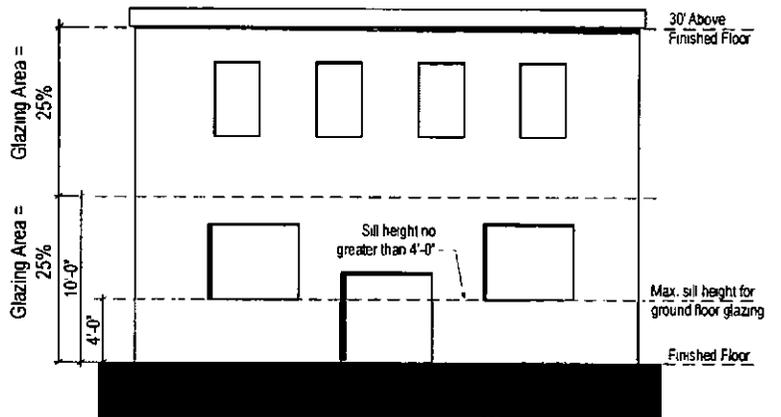


Figure 5-2:
Residential building meeting glazing requirements.

2. The second floor facade along the principal street must provide a minimum of 25 percent glazing between 10 feet and 30 feet as measured from the finished floor of the facade's entry (see Figure 5-2).

C. The maximum sill height for any ground floor glazing necessary to meet the minimum glazing standards of this section shall be 4 feet.

- D. Any facade that is built up to an interior mid-block property line is not required to have glazing on that facade if no prohibitions and no contractual or legal impediments exist that would prevent a building from being constructed on the adjacent property up to the wall of that facade.
- E. The requirements in this section shall not apply if the Building Code prohibits windows on such facades.
- F. The requirements in this section may be reduced to the extent necessary to comply with the Energy Code and/or Green Building Program Standards. Shading devices and/or the use of fritted glass are encouraged to mitigate solar impacts, particularly on south and west facing facades.

5.5. BUILDING FACADE ARTICULATION

5.5.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:	Application Details:
	CMU	IMU	NMU	NR	CTC	UR	HWY				
Section 5.5 Building Facade Articulation	●	●	●	●	●	●	●	●	●	Building facades greater than 60 feet in length	Required along the principal street
										Building facades greater than 40 feet in length	Requirement must be met on all building facades facing open space, a parking lot, or a street other than the principal street.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.											

5.5.2. Standards

So as to provide visual interest and create community character and pedestrian scale, a building shall comply with the following façade articulation requirements.

- A. Along the principal street, building facades greater than 60 feet in length shall:
 1. Include facade modulation such that a portion of the facade steps back or extends forward with a depth of at least 24 inches (see Figure 5-3).
 2. The distance from the inside edge of a building projection to the nearest inside edge of an adjacent projection shall not be less than 20 feet and not greater than 60 feet (see Figure 5-3).
 3. For the purposes of meeting the requirements of this section, changes in plane shall not be deducted from the net frontage length requirement in Subsection 4.3.3 Building Placement so long as they do not exceed the maximum allowable supplemental zone standards as established in Subsection 4.3.4.

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B. Building facades that face an open space, parking lot, or a street other than the principal street must be broken up by at least one discernable architectural element every 20 feet. The architectural elements can include, but are not limited to (see Figure 5-4):

1. Changes in material, color, and/or texture either horizontally or vertically at intervals not less than 20 feet and not greater than 60 feet; or
2. The construction of building entrances, bay windows, display windows, storefronts, arcades, facade relief, panels, balconies, cornices, bases, pilasters, and columns.

C. Civic Buildings

In order to provide greater flexibility to create a distinctive architectural statement, civic buildings, as defined in Article 7 Definitions, are not required to meet the building facade articulation standards in this section. For buildings of a civic nature that do not fall under the definition of Civic in Article 7, Alternative Equivalent Compliance, as described in Article 1, may be sought for relief from the building facade articulation standards in this section. Alternative Equivalent Compliance may be granted if the intent of this Document is met.

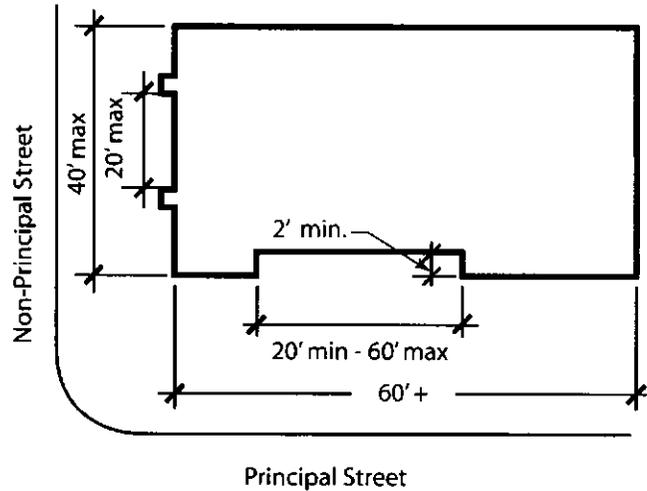


Figure 5-3:
Diagram of building facade articulation.

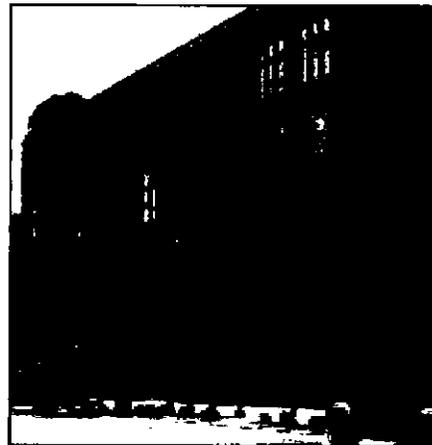


Figure 5-4:
Image showing example of building articulation.

5.6. ACTIVE EDGE STANDARDS

5.6.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU		NR	CTC	UR	HWY		
Section 5.6 Active Edge Standards	●	●	●	●	●	●	●	●	●	- All development along all active edge designations, except Emergency Service Providers. - Off street parking provided as part of a building or parking structure adjacent to any roadway type.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

5.6.2. Ground Floor Spaces

For that portion of a building facade that is along a street segment designated as an active edge, the building must be designed and constructed to accommodate active uses such as retail and commercial services (see Figure 5-5). The building, including the ground floor, may contain any use allowed on the property, as identified in Section 2.3.

A. Active Use Area

Each ground floor space shall be constructed to accommodate, at a minimum, Business Occupancy and/or Mercantile Occupancy groups as defined by the currently adopted Commercial Building Code. If residential use is provided immediately above the ground floor level (i.e., second floor residential), horizontal occupancy separation shall be provided to accommodate future Business or Mercantile Occupancies as required by the currently adopted Commercial Building Code at the time of construction.

The ground floor active use area shall be designed according to the following standards (see Figure 5-6):

1. An entrance that opens directly onto the sidewalk according to Section 5.3;
2. A depth of not less than 24 feet measured from the street frontage wall;
3. A height of not less than 12 feet measured from the entry level finished floor to the bottom of the structural members of the ceiling;
4. Each space shall be a minimum of 20 feet wide; and
5. A front facade that meets the window glazing requirements in Section 5.4.

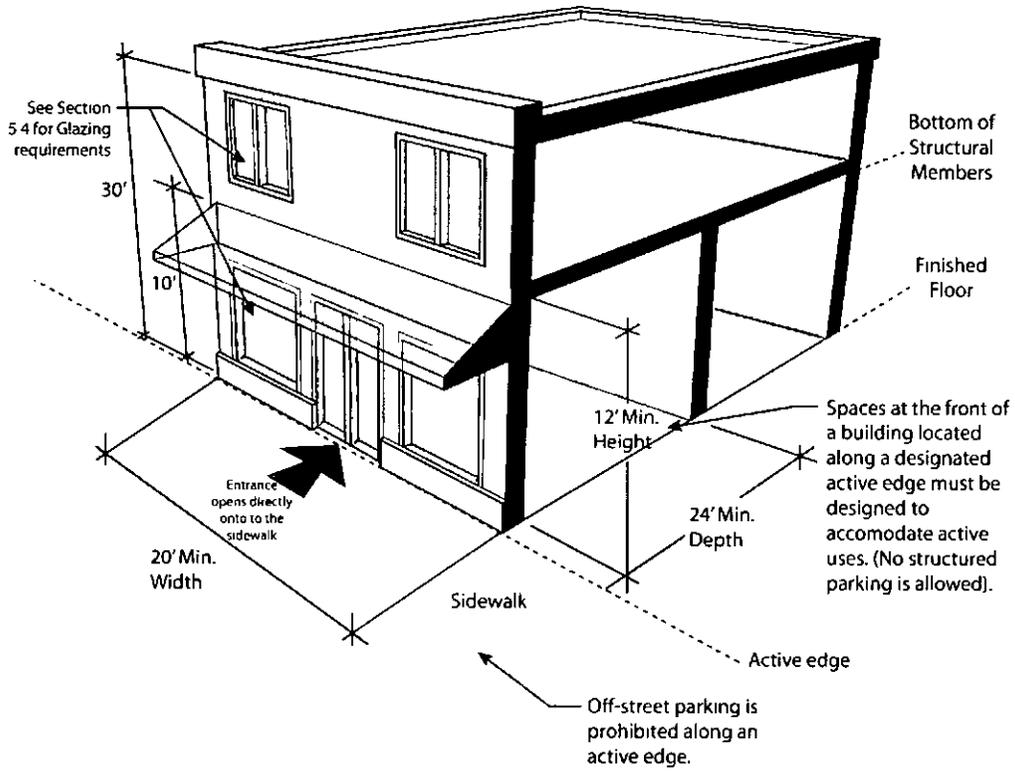


Figure 5-5: Illustration showing required active use area along an Active Edge. Parking is not allowed between the street and building frontage along an Active Edge, nor is it allowed within the front 24 feet of the building along an Active Edge.

B. Parking

1. Off-street surface parking is prohibited along an active edge designation.
2. Structured parking may be located along an active edge but vehicle parking is not permitted in the required ground floor active use area described in this section.
3. Off-street parking provided as part of a building or parking structure adjacent to a street designated as a Core Transit Corridor or Pedestrian Priority Collector roadway type, regardless of whether it has an active edge requirement, must meet the ground floor space standards of this Section 5.6.

5.7. BUILDING STEP-BACK REQUIREMENT

5.7.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	NR	CTC	UR	HWY			
Section 5.7 Building Step-Back Requirement	●	●	●	●	●	●	●	●	●	Requirement applicable to all development 4 stories or higher.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

5.7.2. Standards

The street-facing building facades at the 4th story and above shall be stepped back from the street to maintain a pedestrian scale along the street frontage. The step back shall be a minimum of 10 feet deep, measured from the line of the street-facing facade.

5.8. TELECOMMUNICATIONS TOWER REQUIREMENTS

5.8.1. Applicability

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	NR	CTC	UR	HWY			
Section 5.8 Telecommunications Tower Requirements	●		●			●	●	●	●	All development in applicable Subdistricts.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

5.8.2. Standards

Free standing towers are prohibited in CMU and NMU Subdistricts. In those subdistricts, a telecommunications tower must be located on top of a building or be an architectural component of the building.

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ARTICLE 6: DEVELOPMENT BONUS

6.1. INTENT

The standards of Article 6 are intended to:

- 6.1.1. Encourage construction of projects with height or density greater than is allowed in the ERC Subdistrict in exchange for the provision of community benefits;
- 6.1.2. Encourage the provision of affordable housing and mixed income communities;
- 6.1.3. Encourage additional density while allowing new development to support “public benefits” that are important to achieve as the East Riverside Corridor area transforms in to a pedestrian-friendly urban neighborhood. These public benefits include affordable housing, open space, improved bicycling facilities, commercial or office uses, and improved flood and water quality controls.

6.2. APPLICABILITY

For the purpose of applying the standards in this Article, refer to Article 1 for maps and Sections 2.3.4 and 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types and refer to Subsection 4.3.2.A: Principal Street Determination.

Standards	Applies if ERC Subdistrict is:					Applies if the adjacent street is:				Applies to the following:
	CMU	IMU	NMU	NR	CTC	UR	HWY			
Section 6.2.1 Development Bonus	●	●	●			●	●	●	●	Properties eligible for development bonuses, as shown on Figure 1-8.
See Article 1 for maps and Sections 2.3.4 & 3.2.2 for descriptions of ERC Subdistricts and ERC Roadway Types.										

6.3. STANDARDS

- 6.3.1. A development bonus shall be granted to an eligible property, as shown on Figure 1-8, East Riverside Corridor Development Bonus Height Map, that meets the requirements provided of this Section.
- 6.3.2. The development bonus requirements must be met in full to receive the bonus; exceptions are prohibited. It is the responsibility of the applicant to document that all of the requirements are met. Documentation of compliance with all development bonus requirements is required prior to site plan approval. If final bonus square footage is different than the amount estimated at the site plan approval stage, the public benefit requirements will be adjusted accordingly. The final public benefit requirements will be documented before a certificate of occupancy will be granted.

6.3.3. The development bonus allows development on a site to be exempt from maximum Floor-to-Area Ratio (FAR) requirements in Section 4.2 and/or exceed its “maximum height by right” limitation up to the “maximum height with development bonus” limitation established in Figure 1-8, East Riverside Corridor Development Bonus Height Map.

6.3.4. For purposes of applying standards in this section, the Bonus Area is the greater of:

- A.** The gross floor area that exceeds the “maximum base FAR by right” limitation; or,
- B.** The gross floor area that exceeds the “maximum height by right” limitation.

6.3.5. Required Public Benefit Percentages

A. To be eligible for the development bonus described in Subsection 6.3.3 above, the applicant must provide public benefits as described below:

- 1.** A minimum of 50% of the Bonus Area shall be earned through the provision of on-site affordable housing or payment of an in-lieu fee for affordable housing, as described in Subsection 6.4.1 below; and
- 2.** A minimum of 25% of the Bonus Area shall be earned through the provision of publicly accessible open space, as described in Subsection 6.4.2 below; and
- 3.** The remainder of the Bonus Area shall be earned through the provision of any combination of public benefit options for which the project is eligible, as described in Section 6.4 below.
- 4.** A project providing a public benefit meeting multiple public benefit criteria will be granted cumulative Bonus Area for all benefits for which the criteria is met.

6.4. Public Benefit Bonus Options

6.4.1. Affordable Housing Bonus

Unless eligible for the following exceptions, projects must provide on-site affordable housing as described in Subsection 6.4.1.B.

A. Exceptions:

- 1.** Projects greater than 90 feet in height and with a floor area ratio (FAR) of at least 4:1 have the option to provide on-site affordable housing as described in Subsection 6.4.1.B. or pay an in-lieu fee for affordable housing as described in Subsection 6.4.1.C.

2. Non-residential projects will pay the in-lieu fee for affordable housing as described in Subsection 6.4.1.C.

B. On-Site Affordable Housing Benefit

1. Bonus granted: 4 bonus square feet for each 1 square foot of on-site affordable housing provided.
2. An applicant must provide on-site affordable housing as described in the following section to be eligible for the development bonus described in Subsection 6.3.3 above.
3. The following requirements assign the specific level of affordability for each unit type, which shall run with the land:
4. Affordability Requirements for Owner-Occupied Units.

Habitable space (as defined in Article 7 Definitions) as required in 6.4.1.B.1 shall be reserved as affordable through a City approved affordable housing land trust or other shared equity model approved by the Director of Neighborhood Housing and Community Development (NHCD), for not less than 99 years from the date a certificate of occupancy is issued, for ownership and occupancy by households earning no more than 80 percent of the Annual Median Family Income for the City of Austin Metropolitan Statistical Area as determined by the Director of NHCD.

5. Affordability Requirements for Rental Units

Habitable space (as defined in Article 7 Definitions) as required in 6.4.1.B.1 shall be reserved as affordable, for a minimum of 40 years following the issuance of the certificate of occupancy, for rental by households earning no more than 60 percent of the Annual Median Family Income.

C. In-lieu fee for Affordable Housing

1. Bonus granted: 1 bonus square foot for each square foot in-lieu fee paid for affordable housing.
2. The developer shall pay into the Transit-Area Housing Assistance Fund 100 percent of the fee prescribed by ordinance for each square foot of the bonus area granted through the provision of this public benefit.
3. The fee to be paid into the City fund for each square foot of Bonus Area is established by ordinance. This fee should be reviewed as needed, or at least every 5 years.
4. The developer must pay the fee prescribed by this section prior to the issuance of the Certificate of Occupancy.

D. Affordability Definition

For purposes of this section, a unit is affordable for purchase or rental if the household is required to spend no more than 30 percent of its gross monthly income on mortgage or rental payments for the unit, in addition to meeting the requirements of this section.

6.4.2. Publicly Accessible Open Space Bonus

- A. Bonus granted:** 10 bonus square feet for each 1 square foot of publicly-accessible open space provided.
- B. Requirements:** To qualify for this bonus, the following requirements must be met:
1. **Size and dimensions.** The open space must include at least 650 square feet of contiguous area with a minimum depth and width of 20 feet; and
 2. **Location.** Open space must be visible and accessible from a public right of way or a public park; and
 3. **Open space features.** The open space must meet the requirements of the LDC Chapter 25-2, Sec. 2.7.3.; and
 4. **A minimum of 50% of the open space must be open to the sky; and any portion of the open space that is not open to the sky must have a minimum vertical clearance of 20 feet; and**
 5. **Ownership and use.**
 - a. **One of the following must be met:**
 - i. **The open space must be dedicated to the City; or**
 - ii. **A public access easement must be provided that allows for public access to and use of all the open space between the hours of 9:00am and dusk, at a minimum; and**
 - b. **The owner shall pay all costs of transferring the open space or easement to the City as set out in the LDC Section 25-1-602(G); and**
 6. **Maintenance.** The property owner must execute a covenant with the City that ensures the installation, preservation, maintenance, and replacement, if necessary, of the open space features; and
 7. **Parks approval.** For open space that is dedicated to the City, the applicant must provide a letter from Austin Parks and Recreation Department stating that the open space features meet the requirements of the Department, and that the space is acceptable to the Department; and

- 8. Timing.** The requirements of this section must be met before a site plan permit is issued; and
- 9. Eligibility.** To qualify for this bonus, an applicant cannot have exercised the fee-in-lieu option under Section 4.9 or 4.10 for the project, and a project's open space must exceed what is required by other ERC regulations.

6.4.3. Commercial/Office Space Bonus

A. Bonus granted: 5 bonus square feet for each 1 square foot of commercial or office space provided that is not required by ERC active edge requirements shown on Figure 1-4, East Riverside Corridor Active Edges Map.

B. Requirements:

- 1. Ground floor space must meet active edge requirements; and**
- 2. Must contain commercial or office uses; and**
- 3. The property owner must execute a covenant with the City attached to the deed of the site ensuring continuation and maintenance of the qualifying commercial or office spaces by the property owner for at least 20 years.**

6.4.4. Additional Stormwater Flood Mitigation Bonus

A. Bonus granted: 5 bonus square feet for each additional 1 square foot of currently unmitigated impervious cover for which flood detention or downstream conveyance is provided above and beyond what is required by the by code and the Drainage Criteria Manual for the development of the site.

B. Requirements:

- 1. The additional stormwater detention or conveyance must provide a public drainage benefit above and beyond what is required for the site development. The proposal must comply with design principles laid out in the City of Austin's Drainage and Environmental Criteria Manuals.**
- 2. All proposals are subject to approval by the Director of the Watershed Protection Department.**

6.4.5. Additional Water Quality Controls Bonus

A. Bonus granted: 5 bonus square feet for each additional 1 square foot of currently untreated impervious cover for which water quality treatment is provided above and beyond what is required by code and the Environmental Criteria Manual for the development of the site.

B. Requirements:

1. The additional water quality controls must comply with the requirements of the City of Austin's Drainage and Environmental Criteria Manuals or an alternative approved by the Director of the Watershed Protection Department.
2. All proposals are subject to approval by the Director of the Watershed Protection Department.

6.4.6. Additional Water Quality Setback Bonus

- A. Bonus granted: 5 bonus square feet for each 1 square foot of existing impervious cover removed from the Critical Water Quality Zone.**

B. Requirements:

1. Soil in the areas restored to pervious cover must be uncompacted and re-vegetated with native and adapted riparian plants.
2. All proposals are subject to approval by the Director of the Watershed Protection Department.

6.4.7. Bicycle Facilities Bonus (only available to properties with nonresidential space)

- A. Bonus granted: 20 bonus square feet for each 1 square foot of locker room facilities and associated long-term bicycle parking designed and available for use by employees that is not used to reduce the parking requirements in Section 4.4.4.**

B. Requirements:

1. The locker room facility must include showers, a dressing area, and lockers (the facilities may be located outside of a building in a common area accessible to all buildings triggering this requirement); and
2. All nonresidential tenants of the building must be able to use the locker room facility; and
3. The locker room facility shall be separately accessible from commercial / retail toilet facilities; and
4. For buildings with less than 19,999 square feet of floor area containing commercial/retail space, a minimum of one unisex shower and changing facility shall be provided. For buildings with 20,000 to 99,999 square feet of floor area containing commercial/retail space, a minimum of one shower and changing facility per gender shall be provided. For buildings with 100,000 or more square feet of floor area containing commercial/retail space, a minimum of two showers and changing facilities per gender shall be provided; and

-
- 5.** Provide two enclosed long-term bicycle parking spaces for each 10,000 square feet of nonresidential space in the project, in addition to the bicycle parking required by code. Each bicycle parking space shall be installed in a covered (inside a building or in a parking garage), highly visible location and be:
 - a.** "Class I" racks / parking spaces as defined in the City of Austin Transportation Criteria Manual; or
 - b.** Located in a lockable bicycle storage room with means to secure individual bicycles within the room.

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ARTICLE 7: DEFINITIONS

Many terms used in this Document are defined in the LDC. Definitions are only included here if not defined in the LDC, or if the definition for this Document differs from the LDC.

A

Active Edge

An active edge imposes specific land use and design requirements for development on specific street frontages in the CMU Subdistrict. The locations of active edges are shown on the ERC Active Edge map (Figure 1-4). It requires building facades to be located adjacent to or near to the clear zone, building entrance and window treatment oriented to the street, and accommodation of active ground floor uses through building design and construction along the street frontage, including, but not limited to: commercial, retail, restaurant, entertainment, and lobbies for civic, hotel, or multi-family uses.

Alley

A vehicular passageway to provide service access to buildings. They may provide space for, but not limited to, the following: loading areas, trash collection, utility location, and access to parking. These uses may not restrict traffic movement through the alley.

B

Build-to Line

Implied line on a site or lot at the edge of the required sidewalk clear zone (or supplemental zone if provided) at which net frontage length is measured. (Figure 7-1)

Building

A structure that has a roof and walls, which is constructed in a permanent position on the ground. A building also includes parking structures that may or may not have fully enclosed walls.

Building Step-back

A building form in which upper stories of a building are stepped back from the street to maintain a pedestrian scale along the street frontage.

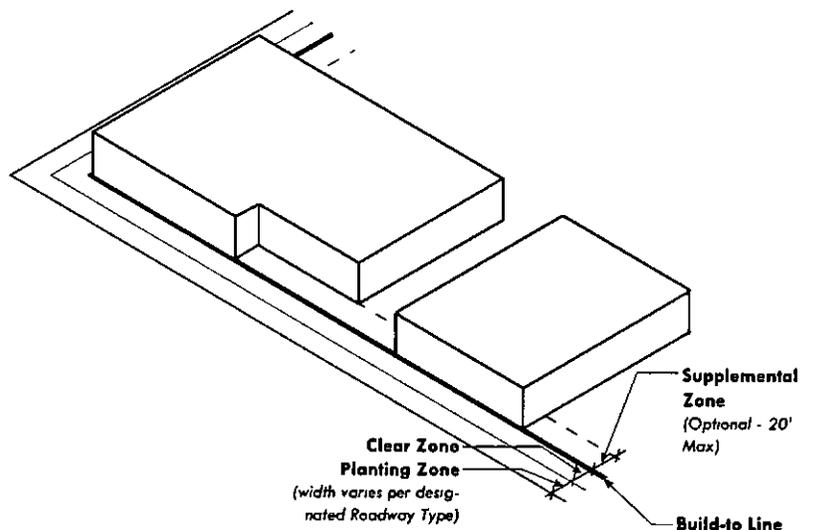


Figure 7-1:
Diagram illustrating the "Build-to Line".

C

Civic Buildings

For purposes of this Document, civic buildings shall consist of the following:

- College or University facilities
- Community Recreation (Public)
- Cultural Services
- Local Utility Services
- Parks and Recreation Services (General)
- Postal Services
- Public Primary Education Facilities
- Public Secondary Education Facilities
- Safety Services
- Transportation Terminal

Clear Zone

The area dedicated for an unobstructed sidewalk.

Collector Street

A street as defined in Section 25-1-21 (15) of the LDC.

Commercial Use

A use that appears in Section 25-2-4, Commercial Uses Described, of the LDC.

Cycle Track

A cycle track is an exclusive bike facility that combines the user experience of a separated path with the on-street infrastructure of a conventional bike lane. A cycle track is physically separated from motor traffic and distinct from the sidewalk. Cycle tracks have different forms but all share common elements—they provide space that is intended to be exclusively or primarily used for bicycles, and are separated from motor vehicle travel lanes, parking lanes, and sidewalks. In situations where on-street parking is allowed cycle tracks are located to the curb-side of the parking (in contrast to bike lanes). Cycle tracks may be one-way or two-way, and may be at street level, at sidewalk level, or at an intermediate level. If at sidewalk level, a curb or median separates them from motor traffic, while different pavement color/texture separates the cycle track from the sidewalk. If at street level, they can be separated from motor traffic by raised medians, on-street parking, or bollards. By separating cyclists from motor traffic, cycle tracks can offer a higher level of security than bike lanes and are attractive to a wider spectrum of the public.

D**Director**

Unless otherwise specified, the Director of the Planning and Development Review Department, or his or her designee.

Drive-Through Facility

Drive-through facilities provide services where the motorist generally waits in the car before and while the service is performed.

E**East Riverside Corridor Master Plan**

A document that creates a development vision, plan and recommendations specific to the East Riverside Corridor Planning Area in Austin, TX and adopted by the City Council on February 25, 2010 (Ordinance no. 20100225-078).

East Riverside Corridor (ERC) Hubs

The areas within the East Riverside Corridor Zoning District surrounding recommended future transit hubs, which have been designated for more concentrated development (shown in Figure 1-6). Properties within the Hubs do not trigger compatibility standards and are eligible for development bonuses.

East Riverside Corridor (ERC) Planning Area

The study area boundary for the East Riverside Corridor Master Plan.

East Riverside Corridor (ERC) Zoning District

A designation of land within the East Riverside Corridor planning area in which additional land development requirements and standards intended to implement the vision and recommendations of the East Riverside Corridor Master Plan are applied.

East Riverside Corridor (ERC) Subdistrict

A designation of land within the ERC Zoning District used for applying land use, design and development standards within a specific part of the ERC area. The following is a listing of ERC Subdistricts:

- Corridor Mixed Use Subdistrict
- Industrial Mixed Use Subdistrict
- Neighborhood Mixed Use Subdistrict
- Urban Residential Subdistrict
- Neighborhood Residential Subdistrict

F

Façade Line

See definition for 'build-to line'.

Facade Relief

Other non-glass materials that differ in texture from the adjacent facade material and made to be set in frames, as in windows and doors. Examples include, but are not limited to, metal panels, shutters, glass block, and wood panels.

Fully-Shielded Light Fixture

A lighting fixture constructed in such a manner that the light source is not visible when viewed from the side and all light emitted by the fixture, either directly from the lamp or a diffusing element, or indirectly by reflection or refraction from any part of the luminaire, is projected below the horizontal as determined by photometric test or certified by the manufacturer. Any structural part of the light fixture providing this shielding must be permanently affixed.

Full Cut-off

A luminaire light distribution where zero candela intensity occurs at or above an angle of 90 above nadir. Additionally, the candela per 1000 lamp lumens does not numerically exceed 100 (10%) at or above a vertical angle of 80 above nadir. This applies to all lateral angles around the luminaire.

G

Glazing

The panes or sheets of glass set in frames, as in windows or doors. Glass includes tinted, fritted, vision, spandrel, or other forms of sheet formed glass.

H

Hardscape

Nonliving components of a streetscape or landscape design, such as paved walkways, walls, sculpture, patios, stone and gravel areas, benches, fountains, and similar hard-surface areas and objects.

Habitable Space

Interior square footage designed for people to live in. Habitable space will be measured to the inside surface of the party or exterior walls of the unit.

I

Internal Block

One or more lots, tracts, or parcels of land within a site that are bounded by streets, railroads, or subdivision boundary lines.

J

Joint Use Driveway

Refer to Section 25-6-417 of the Land Development Code.

K

L

LDC

The City of Austin Land Development Code.

Light Fixture

The complete lighting assembly (including the lamp, housing, reflectors, lenses and shields), less the support assembly (pole or mounting bracket); a light fixture.

M

Maximum Extent Feasible

No feasible and prudent alternative exists, and all possible efforts to comply with the regulation or minimize potential harm or adverse impacts have been undertaken. Economic considerations may be taken into account but shall not be the overriding factor in determining "maximum extent feasible."

Maximum Extent Practicable

Under the circumstances, reasonable efforts have been undertaken to comply with the regulation or requirement, that the costs of compliance clearly outweigh the potential benefits to the public or would unreasonably burden the proposed project, and reasonable steps have been undertaken to minimize any potential harm or adverse impacts resulting from the noncompliance.

Mixed Use Building

A building containing more than one type of use. This may include, but is not limited to, a combination of residential, commercial, light manufacturing, office, and/or civic land uses.

N

Net Frontage Length

Determined by calculating the total property length as measured by either the front lot line from property line to property line or, if internal blocks are created within a site, the total block length and subtracting compatibility setbacks, easements, streets, drive aisles, sidewalks, and stairs that occur at the building perimeter. (See Figure 7-2 for example).

Net Site Area

Refer to Section 25-8-62 of the Land Development Code.

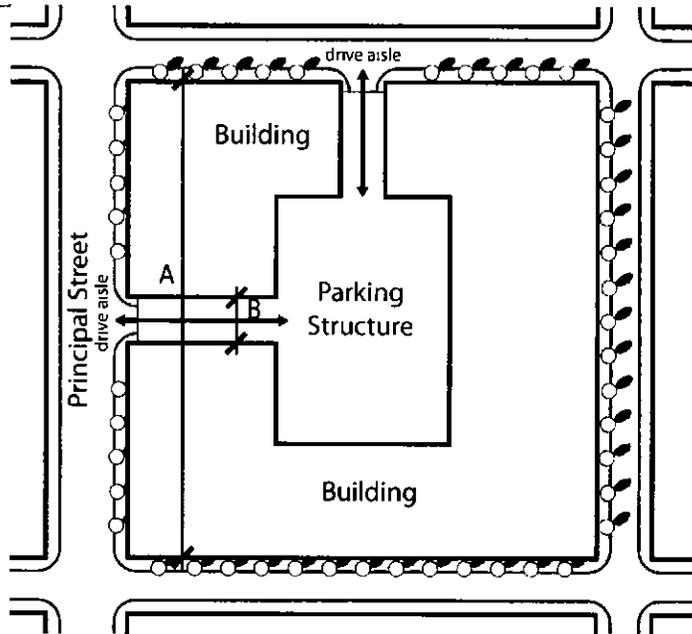


Figure 7-2:

The diagram above provides an example for determining Net Frontage Length. The net frontage length along the Principal Street for the example above would be the length of A minus B.

O

P

Pedestrian-Oriented Business or Use

A business or use which is commonly accessed by pedestrians from the street sidewalk and has a high customer use rate.

Planting Zone

An area adjacent to the curb in which street trees may be planted. The zone is also intended for the placement of street furniture including seating, street lights, waste receptacles, fire hydrants, traffic signs, newspaper vending boxes, bus shelters, bicycle racks, public utility equipment such as electric transformers and water meters, and similar elements in a manner that does not obstruct pedestrian access or motorist visibility.

Principal Building

A building in which is conducted the principal use of the lot on which it is located.

Principal Entrance

The place of ingress and egress most frequently used by the public.

Principal Street

In this Document, the principal street of a lot or site is the street with the highest priority that is adjacent to the lot or site. Street priorities are established in Section 4.3.2 of this Document.

Q

R

S

Significant Stand of Trees

Three or more Class 1 or Class 2 tree specimens with a minimum measurement of two-inch Diameter at Breast Height, meeting the standards outlined within Section 3.5.2 of the Environmental Criteria Manual and a minimum of 150 square feet of critical root zone preserved.

Streetscape

The elements within and along a street that define its appearance, identity, and functionality, including street furniture, landscaping, trees, sidewalks, and pavement treatments.

Street

For the purposes of this Document, a street includes public and private streets and private drives, but does not include alleys.

Street-Facing Facade

A wall of a building that is within 60 degrees of parallel to a street lot line; and is not behind another wall, as determined by measuring perpendicular to the street lot line. The length of a street-facing façade is measured parallel to the street lot line.

Supplemental Zone

An area between the sidewalk clear zone and the building edge for active public uses such as a plaza, outdoor café or patio.

T

TCM

The City of Austin Transportation Criteria Manual.

U

V

W

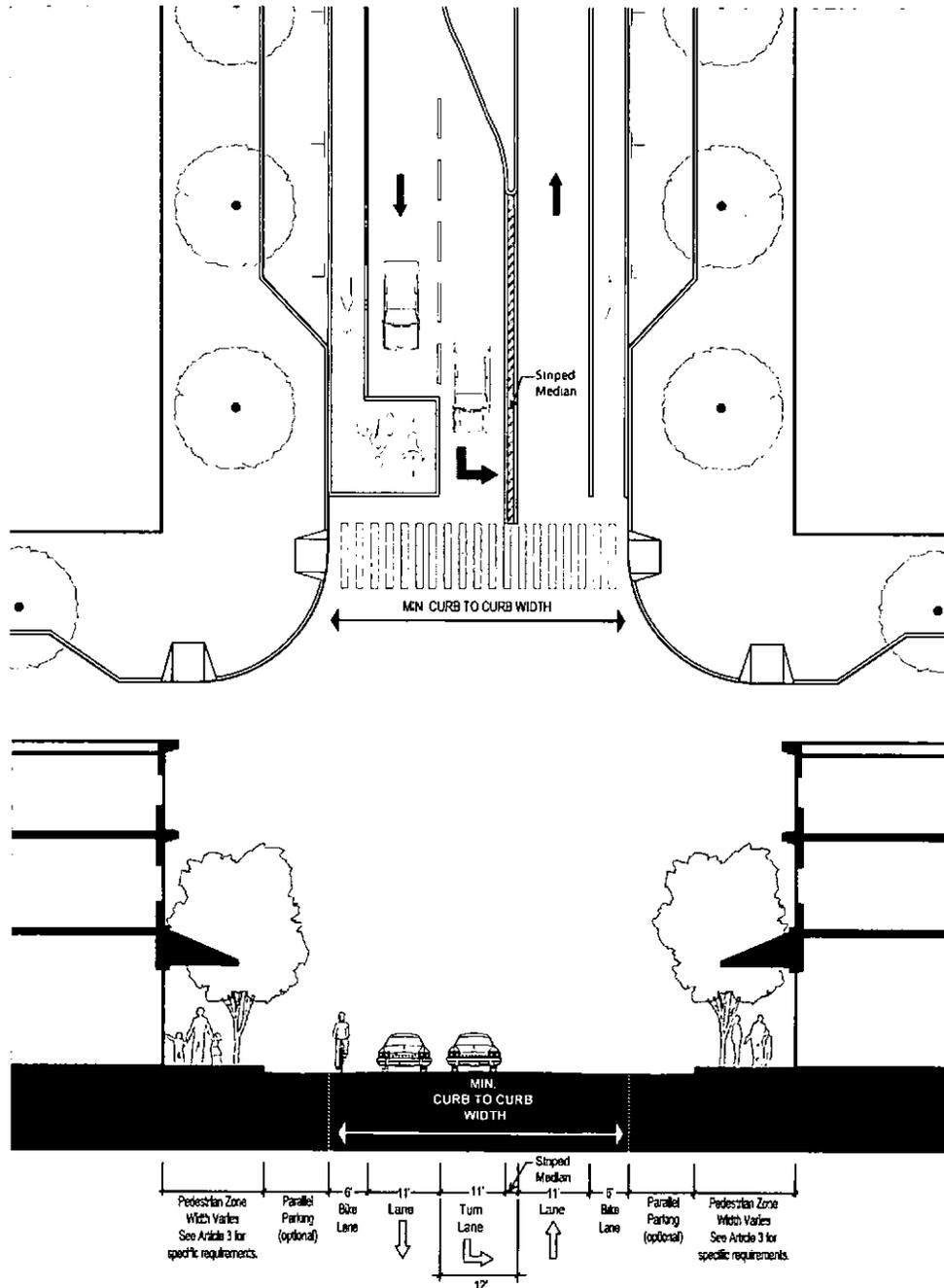
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Z

APPENDIX A: STREET SECTIONS

MINOR ARTERIAL/COLLECTOR STREET

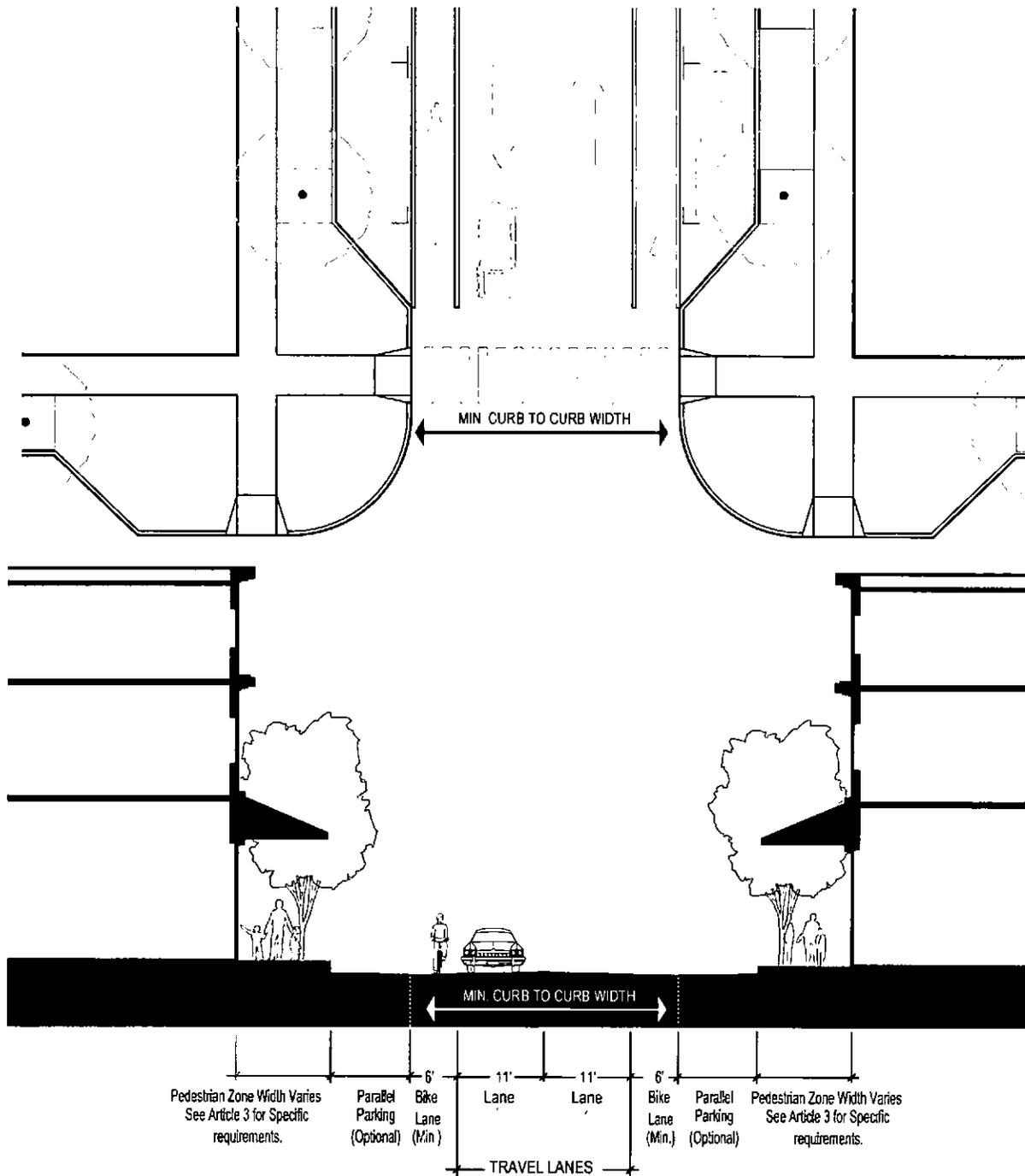


Street Characteristics

Min. Curb to Curb	46' *
Target Speed	35 mph or less
Curb Radius	20'
Bike Lanes	6' Min. Dedicated (Required on all Collector Streets)**
Parking	Parallel Parking on Both Sides (optional)

* Note: An additional 20' of ROW width will be required within 200' of intersections with Pleasant Valley Road, East Riverside Drive, and Hwy 71.

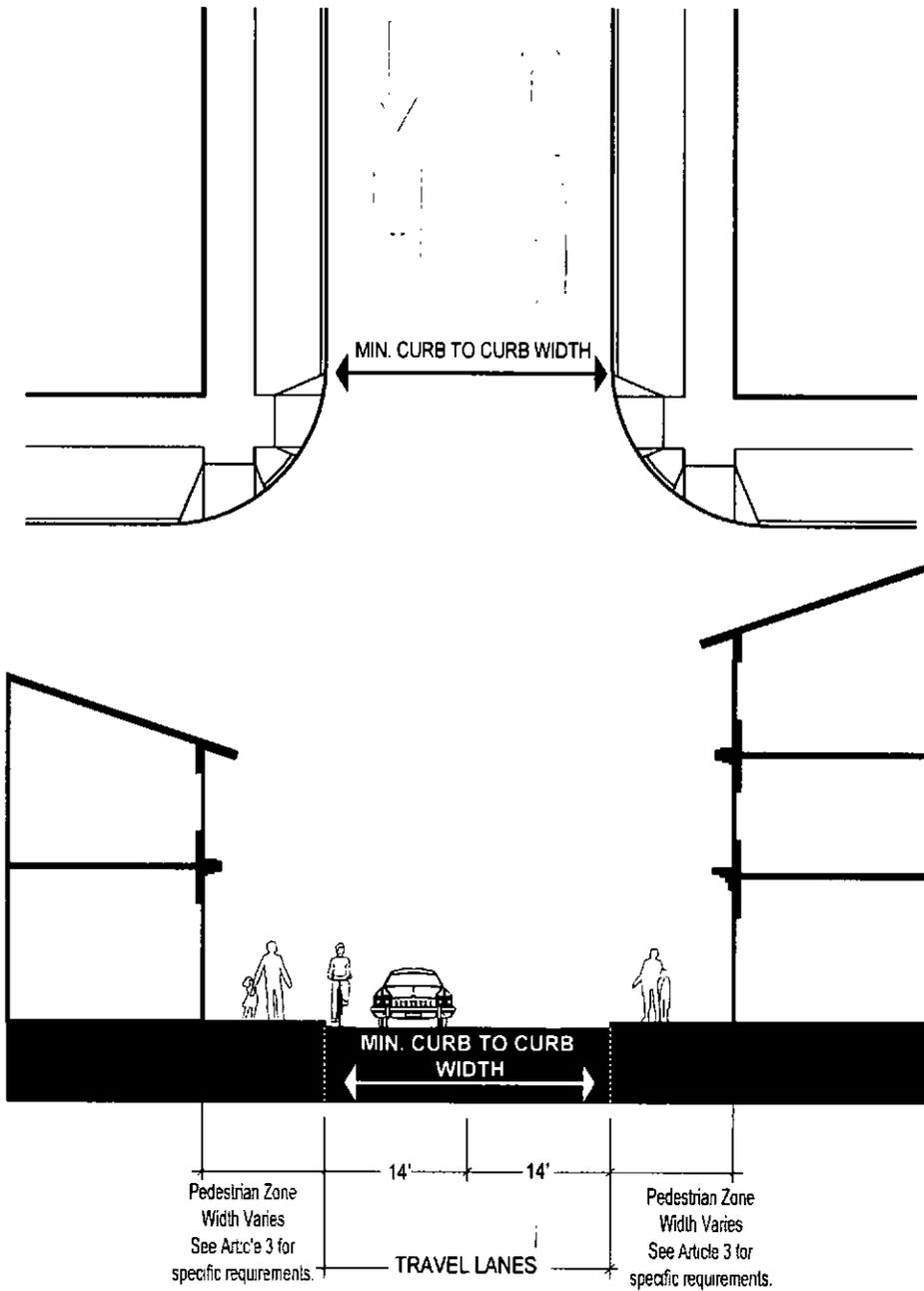
** Note: If optional parallel parking is provided adjacent to required 6' bike lanes, then the width of the parallel parking stall shall be no less than 8' wide.



Street Characteristics

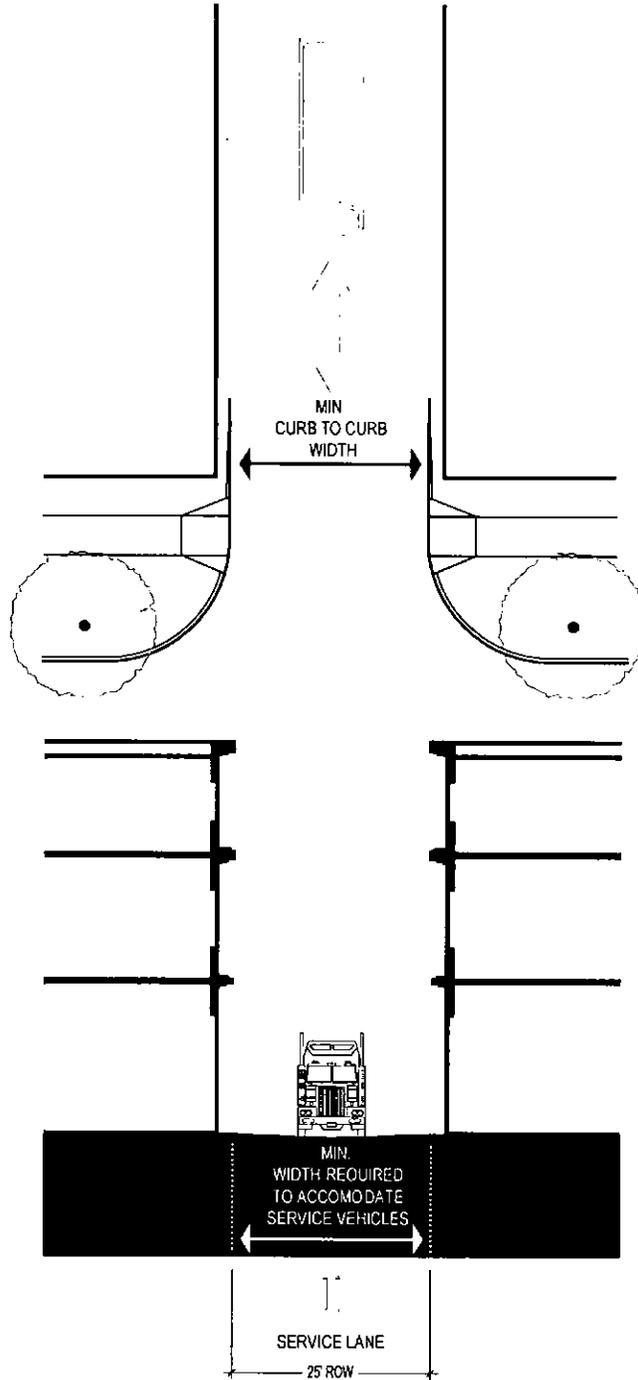
Min. Curb to Curb	34'
Target Speed	35 mph or less
Curb Radius	10 - 15'
Bike Lanes	6' Min. Dedicated (Required on all Collector Streets) *
Parking	Parallel Parking on Both Sides (optional)

* Note: If optional parallel parking is provided adjacent to required 6' bike lanes, then the width of the parallel parking stall shall be no less than 8' wide.



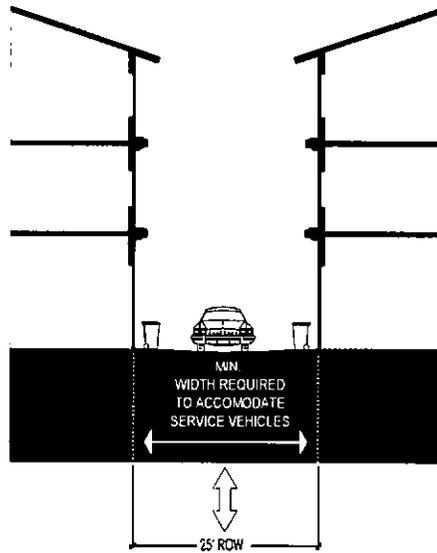
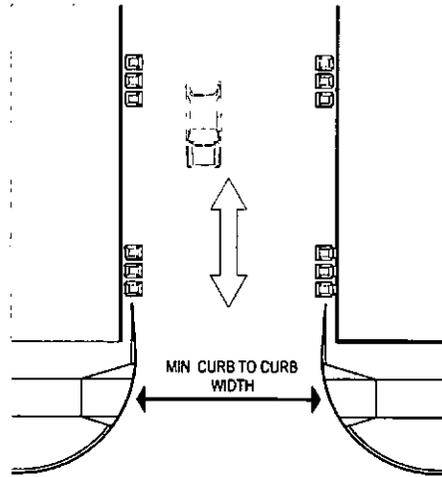
Street Characteristics

Min. Curb to Curb	25'
Target Speed	10 mph
Curb Radius	15'
Bike Lanes	Not Required
Parking	On-Street Parking on Both Sides of Street



Street Characteristics

Min. Service ROW	25'
Target Speed	10 mph
Curb Radius	15'
Bike Lanes	None
Parking	None



Street Characteristics

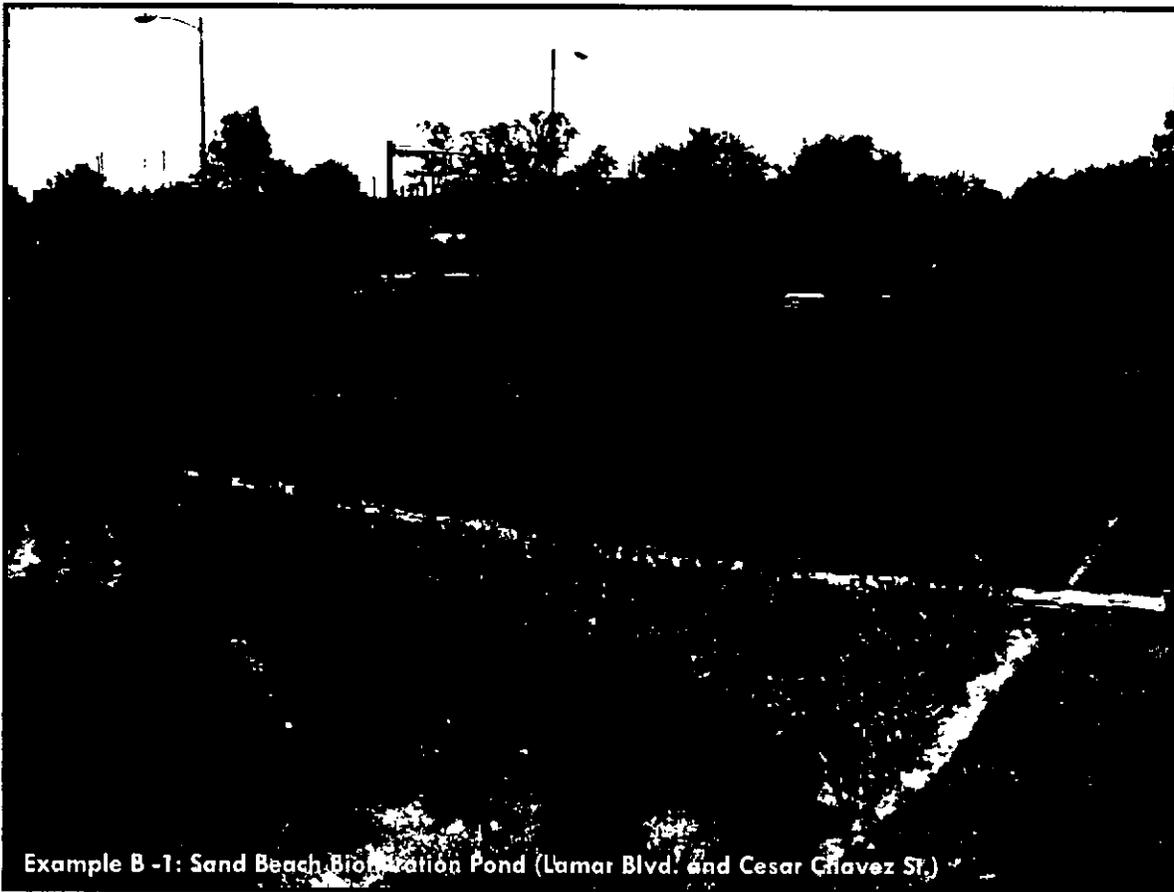
Min. Service ROW	25'
Target Speed	25 mph or less
Curb Radius	15'
Bike Lanes	None
Parking	None

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APPENDIX B: INNOVATIVE WATER QUALITY CONTROLS

Development projects and new streets within the ERC Zoning District are encouraged to incorporate Innovative Water Quality Controls as described in the City of Austin Environmental Criteria Manual Section 1.6.7. This appendix provides examples of projects in Austin that have incorporated these best management practices (BMPs). In addition, City Council adopted an ordinance on December 16, 2010 that requires commercial stormwater runoff to be directed to 50% of required landscaped areas. Landscaped areas can be designed to comply with this new ordinance and also achieve water quality credit by integrating Innovative Water Quality Controls like rain gardens or vegetative filter strips.

■ Biofiltration



Sand Beach Biofiltration Pond (Lamar Blvd. and Cesar Chavez St.). Biofiltration enhances the traditional sedimentation/sand filter design, adding an organic filtration media with vegetation to remove pollutants. Biofiltration systems can serve as aesthetic amenities and, unlike sedimentation/sand filtration ponds, may be eligible for landscaping credit. Another example of an urban project using biofiltration is the Twin Oaks Library. For design criteria, see Environmental Criteria Manual 1.6.7(C).

Appendix B

■ Rainwater Harvesting

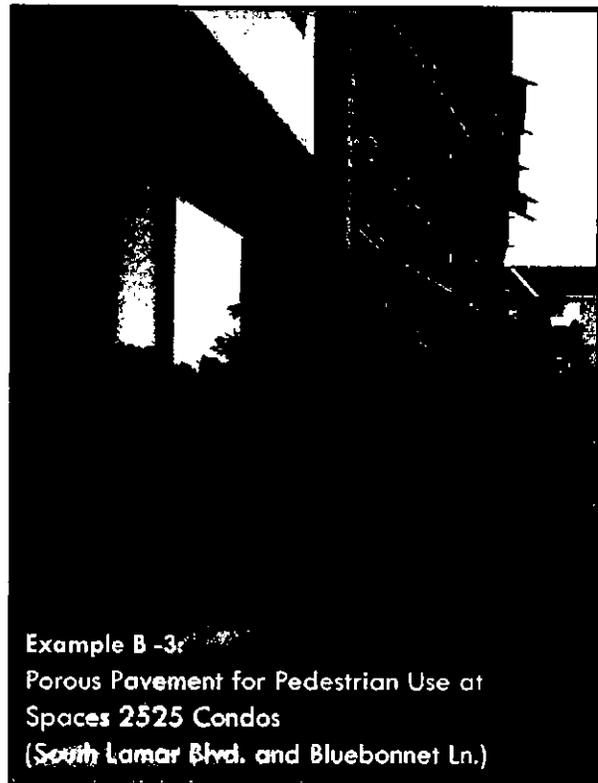
Rainwater Harvesting Tank at Twin Oaks Library (South 5th St. and Mary St.). Although rainwater tanks can be located underground to save space, they can also serve as attractive, above-ground features. Several sites with rainwater harvesting tanks present signage for public education purposes. Rainwater harvesting also promotes water conservation by using stormwater runoff instead of potable water for landscaping irrigation or cooling water. Other examples of urban projects with rainwater harvesting include the Pedernales Lofts, the Bridges at Lamar, and the Austin Yellow Bike Project Headquarters. For design criteria, see Environmental Criteria Manual 1.6.7(D).



Example B -2:
Rainwater Harvesting Tank
at Twin Oaks Library
(South 5th St. and Mary St.)

■ Porous Pavement for Pedestrian Use

Porous Pavement for Pedestrian Use at Spaces 2525 Condos (South Lamar Blvd. and Bluebonnet Ln.). Porous pavement is a permeable concrete surface with underlying layers of gravel and rock that provides groundwater recharge through infiltration. Porous pavement for pedestrian use (e.g., sidewalks and trails) can be counted as pervious area. Although porous pavement does not directly receive water quality credit, it can reduce the overall water quality volume required for the site—thus decreasing the amount of space needed for on-site controls. Other examples of porous pavement for pedestrian use can be found at Big Stacy Park and Zilker Park. For design criteria, see Environmental Criteria Manual 1.6.7(E).



Example B -3:
Porous Pavement for Pedestrian Use at
Spaces 2525 Condos
(South Lamar Blvd. and Bluebonnet Ln.)

■ Rain Garden Use

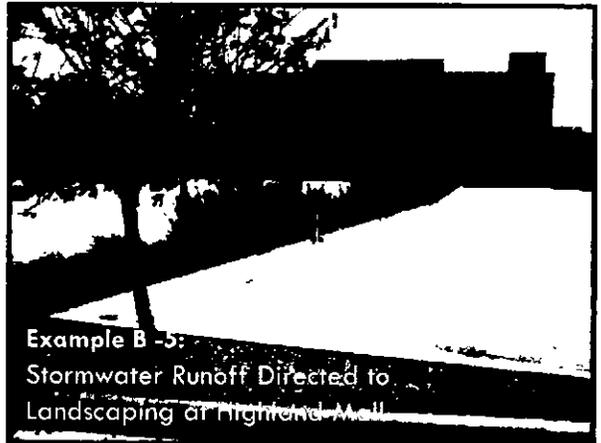
Vegetative Filter Strip/Disconnected Impervious Cover at Rosedale Village (Burnet Rd. and 49th St.). Vegetative filter strips (VFS) use the filtration properties of plants and soils to remove pollutants from runoff. They are typically used in relatively low-density developments as a passive, low maintenance water quality control. However, partial water quality credit can be received for the disconnection of impervious cover that allows stormwater runoff to be treated using smaller vegetated strips. For design criteria, see Environmental Criteria Manual 1.6.7(F).



Example B -4:
Vegetative Filter Strip/Disconnected Impervious Cover at Rosedale Village (Burnet Rd. and 49th St.)

■ Commercial Landscape Ordinance

Stormwater Runoff Directed to Landscaping at Highland Mall (top) and LCRA Redbud Center (bottom). Austin requires landscaping of commercial sites for aesthetics, buffering, screening, and urban heat island abatement. This landscaping is traditionally curbed off from surrounding pavement and relies



Example B -5:
Stormwater Runoff Directed to Landscaping at Highland Mall



Example B -6:
LCRA Redbud Center

heavily on potable water irrigation to survive. Meanwhile, rainfall running off parking lots and rooftops is directed to storm drains and structural controls, bypassing the landscaping completely. There is a significant opportunity to bridge this existing divide by using rainwater more wisely on-site to conserve potable water, enhance water quality, and sustain the health of these urban landscapes. City Council recognized this opportunity and passed an ordinance on December 16, 2010 that requires commercial sites to direct stormwater to at least 50 percent of the required landscaping. There are a number of ways to comply, ranging from simpler solutions like overland flow and disconnected downspouts to more sophisticated designs like those shown in this document (e.g., rain gardens, rainwater harvesting, and vegetative filter strips).

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