

ORDINANCE NO.

AN ORDINANCE AMENDING CITY CODE CHAPTER 9-2 RELATING TO NON-PEAK HOUR PERMITS FOR CONCRETE INSTALLATION.

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

PART 1. City Code Section 9-2-12 (*Permit for Concrete Installation During Non-Peak Hours*) is amended to amend Subsection (A) and add a new Subsection (E) to read as follows:

- (A) Subject to the limitations in Subsections ~~[subsections]~~ (B) and (C) of this section, the director may issue a permit authorizing an applicant to deliver, finish, place, or pour concrete during the non-peak hour period of 7:00 p.m. to 7:00 a.m. at property that is located within:

- (1) the Downtown Density Bonus area identified in Section 25-2-586(B) (*Downtown Density Bonus Program*) and one of the following zoning districts:

- (a) the Central Business District (CBD) base zoning district; ~~[and]~~
- (b) ~~the Downtown Mixed Use (DMU) combining district; or~~
- (c) the Public (P) zoning district; and

- (2) 600 feet of a residence, church, hospital, hotel, or motel.

- (E) To mitigate possible impacts and minimize disruptions to adjacent residential and commercial uses, the director may require a permit applicant to:

- (1) contact adjacent property owners located next door or across the street to inform them when the non-peak pour will occur and the duration of the project;
- (2) provide 24-hour contact information for the individual with primary responsibility for the project to adjacent property owners located next door or across the street and to city staff;
- (4) identify where concrete trucks will cue to ensure minimal disruption to adjacent residences and businesses;
- (5) locate the concrete pump and if necessary, relocate it to a location that will minimize disruption to adjacent residential uses;

- (6) shield after-hour lighting associated with the concrete installation from adjacent residential uses; and
- (7) take such other actions as the director determines are reasonably necessary to protect public health, safety, and welfare.

PART 2. This ordinance takes effect on _____, 2014.

PASSED AND APPROVED

_____, 2014 §
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Lee Leffingwell
Mayor

APPROVED: _____
Karen M. Kennard
City Attorney

ATTEST: _____
Jannette S. Goodall
City Clerk

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