

ORDINANCE NO.

AN ORDINANCE AMENDING CITY CODE CHAPTERS 2-1 AND 25-2 TO ELIMINATE THE RESIDENTIAL DESIGN AND COMPATIBILITY COMMISSION AND RELATED CODE PROVISIONS.

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

PART 1. City Code Chapter 2-1 (*City Boards*) is amended to repeal Section 2-1-167 (*Residential Design and Compatibility Commission*).

PART 2. City Code Chapter 25-2, Subchapter F (*Residential Design and Compatibility Standards*) is amended to amend Subsection (E) of Section 2.6 (*Setback Planes*) to read as follows:

E. Exceptions. A structure may not extend beyond a setback plane, except for:

~~1. A structure authorized by the Residential Design and Compatibility Commission in accordance with Section 2.8. below;~~

1~~2~~. A roof overhang or eave, up to two feet beyond the setback plane;

2~~3~~. A chimney, vent, antenna, or energy conservation or production equipment or feature not designed for occupancy; and

3~~4~~. Either:

a. 30-Foot Side-Gabled Roof Exception. A side-gabled roof structure on each side of the building, with a total horizontal length of not more than 30 feet, measured from the building line along the intersection with the side setback plane (See Figure 13.); or

b. Gables Plus Dormers Exception.

(i) Gables or a shed roof, with a total horizontal length of not more than 18 feet on each side of the building, measured along the intersection with the setback plane (See Figures 14 and 17.); and

(ii) Dormers, with a total horizontal length of not more than 15 feet on each side of the building, measured along the intersection with the setback plane. (See Figures 15 and 16.)

1 **PART 3.** City Code Chapter 25-2, Subchapter F (*Residential Design and Compatibility*
2 *Standards*) is amended to repeal Section 2.8 (*Modifications by the Residential Design*
3 *and Compatibility Commission*).

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5 **PART 4.** This ordinance takes effect on _____, 2015.

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7 **PASSED AND APPROVED**

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10 _____, 2015

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Steve Adler
Mayor

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16 **APPROVED:** _____
17 Anne Morgan
18 Acting City Attorney

ATTEST: _____
Jannette Goodall
City Clerk

RESOLUTION NO. 20141211-215

WHEREAS, the “McMansion” ordinance, adopted by the City Council in 2006 and codified in City Code Chapter 25-2, Subchapter F, established the Residential Design and Compatibility Commission (“RDCC”) to consider waivers from certain McMansion requirements in order to ensure a smooth transition to the new regulations; and

WHEREAS, from January 2013 through December 2014, the RDCC has been asked to consider very few cases:

- 12 were cases heard in 2013 and 14 cases heard in 2014; and
- four monthly meetings cancelled due to no cases in 2013 and two meetings canceled in 2014; and

WHEREAS, due to the minimal case load, the associated overhead to maintain RDCC is an unnecessary use of resources, both of staff time and volunteer commissioners; and

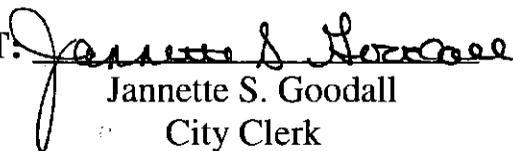
WHEREAS, variances to the regulations is available through the Board of Adjustments process in cases of hardship; **NOW, THEREFORE,**

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

The City Council initiates amendments to City Code Chapters 2-1 and 25-2 to eliminate the Residential Design & Compatibility Commission and the associated waiver process from regulations codified in Chapter 25-2, Subchapter F. The City Manager is directed to process the ordinance and present it the City Council for consideration as soon as reasonably practicable.

ADOPTED: December 11, 2014

ATTEST:


Jannette S. Goodall
City Clerk