



## ENVIRONMENTAL COMMISSION MOTION 20170501 003a

**Date:** May 1, 2017

**Subject:** Proposed amendments to the Watershed Protection Ordinance

**Motion by:** Wendy Gordon

**Seconded by:** Linda Guerrero

The Environmental Commission Urban Growth Policy and Water Quality Regulations Joint Committee recommends approval of the proposed amendments to City Code Chapters 25-2, 25-7, 25-8, 30-4, and 30-5, with the following revisions and exceptions:

1. Sections 25-8-2 and 30-5-2 should be amended to clarify that the Watershed Protection Department may require an applicant to verify the boundary location of any area described in Subsection (D).
2. The proposed amendments to Section 25-8-26 (*Redevelopment Exception in the Barton Springs Zone*) should be deferred to allow for further review.
3. The proposed amendment to Section 25-8-27(G) (*Redevelopment Exception in the Water Supply Rural and Water Supply Suburban Watersheds*) to allow on-site restoration as mitigation should be deferred and reviewed with the proposed amendments to the Barton Springs Zone Redevelopment Exception.
4. Section 25-8-27(G)(1) should be reworded for clarity.
5. Sections 25-8-41(A)(1) and 30-5-41(A)(1) should be amended as follows: “the requirement will deprive the applicant of a privilege available to owners of other similarly situated property subject to similar code requirements”.
6. Sections 25-8-41(A)(2) and 30-5-41(A)(2) should be amended as follows:  
“the variance:
  - (a) is not necessitated by the scale, design, construction, or other method chosen by the applicant to develop the property, unless the proposed development provides greater overall environmental protection than is achievable without the variance;
  - (b) is the minimum deviation from the code requirement necessary to allow a reasonable use of the property [...]”.
7. The proposed Sections 25-8-211(F) and 30-5-211(F) should be deleted.
8. Section 25-8-692(10) should be amended as follows: “a species classified as threatened or endangered by the United States Fish and Wildlife Service.”

**VOTE 3-0**

For: Perales, Guerrero, Gordon

Against: None

Abstain: None

Recuse: None

Absent: Thompson, H. Smith

Approved By:

Marisa Perales, Environmental Commission Chair

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