

1
2 **ORDINANCE NO.**
3

4 **AN ORDINANCE AMENDING CITY CODE TITLE 25 TO AMEND THE**
5 **UNIVERSITY NEIGHBORHOOD OVERLAY DISTRICT TO INCREASE**
6 **INCENTIVES FOR PROVIDING ONSITE AFFORDABILITY, INCREASING**
7 **LOCAL USES IN THE OUTER WEST CAMPUS SUBDISTRICT, REDUCING**
8 **THE PARKING REQUIREMENT, AND ADDING ADDITIONAL PARKING**
9 **GARAGE USAGE.**

10
11 **BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**
12

13 **PART 1.** Section 25-2-754 (*Use Regulations*) is amended as follows:
14

15 (D) Local uses are permitted in any base district, subject to the limitations of this
16 subsection.

17
18 (1) In the outer west campus subdistrict, local uses are not permitted in a
19 residential base district unless the property:

20
21 (a) has a permitted building height of [~~65~~] 50 feet or greater; or

22
23 (b) is zoned historic and has a permitted building height of 65 feet or greater.

24 **PART 2.** Section 25-2-754 (*Use Regulations*) is amended to add a new Subsection (K) as
25 follows:
26

27 (K) Existing structures constructed under the provisions of this division may convert
28 non-accessible parking spaces to:

29
30 (1) a multi-family residential use;

31
32 (2) a group residential use; and

33
34 (3) local uses:

35
36 (a) local uses allowed under this title must be located above or adjacent to the
37 street wall area;
38

(b) an art gallery use and an art workshop use are limited to 1,500 square feet of floor area; and

(4) an indoor crop production use or convenience storage use; and

(5) these uses shall not be located in or above a street wall area.

PART 3. Section 25-2-756 (*Height*) is amended as follows:

(A) Except as provided in Subsection (B), maximum heights for structures are prescribed by Appendix C (*University Neighborhood Overlay District Boundaries, Subdistrict Boundaries, ~~and~~ Height Limits, and Additional Height and Affordability*).

(B) This subsection applies in the outer west campus subdistrict, guadalupe subdistrict, and inner west campus subdistrict.

~~[In this subsection, historic property means property zoned historic or listed in the City's historic building survey on October 6, 2008.]~~

(1) Except as provided in Paragraph (3), a structure with a multi-family residential use or group residential use may exceed by 25 feet in the outer west campus subdistrict or the guadalupe subdistrict the maximum height prescribed by Appendix C (*University Neighborhood Overlay District Boundaries, Subdistrict Boundaries, ~~And~~ Height Limits, and Additional Height and Affordability*) if the structure is located in an area with a maximum height of at least 50 feet; or

(2) A structure with a multi-family residential use or group residential use may exceed by 125 feet in the inner west campus subdistrict the maximum height prescribed by Appendix C (*University Neighborhood Overlay District Boundaries, Subdistrict Boundaries, ~~And~~ Height Limits, and Additional Height and Affordability*) if:

(a) ~~[the structure is located in an area for which the maximum height is at least 50 feet; and]~~

(a) the multi-family residential use or group residential use, for a period of not less than 40 years from the date a certificate of occupancy is issued, sets aside at least:

- 1
- 2 (i) 10 percent of the dwelling units or bedrooms on the site to house persons
- 3 whose household income is at or below 60 percent of the median income in
- 4 the Austin statistical metropolitan area, as determined by the director of the
- 5 Neighborhood Housing and Community Development Office; and
- 6
- 7 (ii) 10 percent of the dwelling units or bedrooms on the site to house persons
- 8 whose household income is at or below 50 percent of the median income in
- 9 the Austin statistical metropolitan area, as determined by the director of the
- 10 Neighborhood Housing and Community Development Office; and
- 11
- 12 (iii) The applicant:
- 13
- 14 1. Pays into the University Neighborhood District Housing Trust Fund a
- 15 fee of \$0.50 for each square foot of net rentable floor area in the multi-
- 16 family residential use or group residential use development; or
- 17
- 18 2. Provides an additional 10 percent of the dwelling units or bedrooms on
- 19 the site to house persons whose household income is at or below 50
- 20 percent of the median income in the Austin statistical metropolitan area
- 21 as determined by the director of the Neighborhood Housing and
- 22 Community Development Office.
- 23
- 24 (3) A building on a lot in the outer west campus subdistrict that has a common
- 25 side lot line with a historic property listed in the most recent City of Austin
- 26 historic resource survey may not exceed by more than 20 feet the maximum
- 27 building height of the base district in which the historic property is located.
- 28
- 29 (4) The fee in (b)(iii) above will be adjusted annually in accordance with the
- 30 Consumer Price Index All Urban Consumers, US City Average, All Items (1982-
- 31 84=100), as published by the Bureau of Labor Statistics of the United States
- 32 Department of Labor or in accordance with any other similar, applicable standard
- 33 as defined by the director of the Neighborhood Housing and Community
- 34 Development Office. The city manager shall annually determine the new fee
- 35 amounts for each fiscal year, beginning October 1, 2014, and report the new fee
- 36 amounts to the city council.
- 37

PART 4. Title 25, Appendix C (*UNIVERSITY NEIGHBORHOOD OVERLAY DISTRICT BOUNDARIES, SUBDISTRICT BOUNDARIES, AND HEIGHT LIMITS*) is amended as follows:

APPENDIX C. - UNIVERSITY NEIGHBORHOOD OVERLAY DISTRICT BOUNDARIES, SUBDISTRICT BOUNDARIES, ~~[AND]~~ HEIGHT LIMITS, AND ADDITIONAL HEIGHT AND AFFORDABILITY

PART 5. Section 25-6-601 (*Parking Requirements for University Neighborhood Overlay District*) is amended as follows:

(A) Except as otherwise provided in this section, the minimum off-street parking requirement in the university neighborhood overlay district is ~~[60]~~ 35 percent of that prescribed by Appendix A (*Tables Of Off-Street Parking And Loading Requirements*).

(B) Off-street parking is not required for a commercial use if the use:

(1) occupies less than 6,000 square feet of gross floor area; or

(2) is located on:

(a) Guadalupe Street between Martin Luther King, Jr. Blvd. and West 29th Street; or

(b) West 24th Street between Guadalupe Street and Rio Grande Street.

(C) For a multi-family residential use located within the inner west campus subdistrict or the guadalupe subdistrict, off-street parking is not required. ~~[, the minimum off-street parking requirement is 40 percent of that prescribed by Appendix A (Tables Of Off-Street Parking And Loading Requirements) if the multi-family residential use]~~

(D) For a multi-family residential use in the outer west campus subdistrict, the minimum off-street parking requirement is 25 percent of that prescribed by Appendix A (Tables Of Off-Street Parking And Loading Requirements) if the multi-family residential use:

1 (1) participates in a ~~car~~ bicycle sharing program and provides onsite bicycle
2 stations or kiosks ~~[that complies with the program requirements prescribed by~~
3 ~~administrative rule,]~~as determined by the director of the Austin Transportation
4 Department ~~[Watershed Protection and Development Review Department];~~ or
5

6 (2) provides electrical automobile charging stations for 10 percent of the
7 required off-street parking spaces and sets aside 300 square feet for charging
8 electric bicycles or micromobility devices; or
9

10 (3) sets aside for a period of not less than ~~[15]~~ 40 years from the date a
11 certificate of occupancy is issued at least 10 percent of the dwelling units or
12 bedrooms on the site to house persons whose household income is ~~[less than]~~ 50
13 percent or less of the median income in the Austin statistical metropolitan area,
14 as determined by the director of the Austin Neighborhood Housing and
15 Community Development Office, in addition to complying with Section 25-2-
16 765 (*Affordable Housing*).
17

18 (E) For multi-family residential projects developed in the outer west campus
19 subdistrict in a 45-foot or 40-foot height district that provide 20 percent or greater
20 onsite affordability in compliance with Subsections 25-2-756 or 25-2-765, the
21 minimum off-street parking requirement is 20 percent of that proscribed in Appendix A
22 (Tables Of Off-Street Parking And Loading Requirements).
23

24 (F) For multi-family residential projects in the inner west campus subdistrict
25 receiving funds from the University Neighborhood District Housing Trust Fund (25-2-
26 756 (A)), the minimum off-street requirement is 10 percent of that prescribed by
27 Appendix A (Tables Of Off-Street Parking And Loading Requirements).
28

29 (G) The minimum parking space requirements for multi-family residential projects in
30 the outer west campus subdistrict prescribed in this section may not be combined with
31 other parking space reductions contained elsewhere in this Title.
32

33 (H) Multi-family residential projects in the outer west campus subdistrict reducing
34 the number of required parking spaces under the provisions of this section must provide
35 the number of accessible parking spaces required by the Uniform Building Code based
36 on the project's number and type of bedrooms and dwelling units.
37

1 **PART 6.** Section 25-10-133 (*University Neighborhood Overlay Zoning District Signs*) is
2 amended as follows:
3

4 (A) This section applies to property that is:

- 5
- 6 (1) within the university neighborhood overlay (UNO) zoning district; and
- 7
- 8 (2) outside a historic sign district.
- 9

10 (B) This section supersedes the other provisions of this article to the extent of
11 conflict.

12

13 (C) A sign may not exceed 150 [100] square feet of sign area, except that this
14 limitation does not apply along the following roadways:

15

- 16 (1) Guadalupe Street, from Martin Luther King, Jr. Blvd. to West 29th Street;
- 17
- 18 (2) West 24th Street, from Guadalupe Street to Leon Street;
- 19
- 20 (3) Martin Luther King, Jr. Blvd., from Pearl Street to the alley one block east
21 of University Avenue; and
- 22
- 23 (4) West 29th Street, from Guadalupe Street to Rio Grande Street.
- 24

25 (D) A freestanding sign is prohibited.

26

27 (E) A roof sign is prohibited.

28

29 (F) No sign may be placed above the second floor of a building, except for a non-
30 electric sign that is engraved, cut into the building surface, or otherwise inlaid to
31 become part of the building.
32

(G) A wall sign ~~[may be a projecting sign]~~ is permitted if the sign complies with this subsection.

- (1) One projecting sign for each building facade is permitted.
- (2) The sign area of a projecting sign may not exceed 35 square feet.
- (3) A sign may extend from the building facade not more than the lesser of:
 - (a) six feet; or
 - (b) a distance equal to two-thirds the width of the abutting sidewalk.
- (4) For a sign that projects over state right-of-way, the state must approve the sign.

(H) A sign may not be illuminated or contain electronic images or moving parts.

PART 7. This ordinance takes effect on _____, 2019.

PASSED AND APPROVED

§§§

_____, 2019

Steve Adler
Mayor

APPROVED: _____ **ATTEST:** _____
Anne L. Morgan Jannette S. Goodall
City Attorney City Clerk