

ORDINANCE NO. _____

**AN ORDINANCE AMENDING CITY CODE SECTION 25-13-45 RELATING TO
COMPATIBLE RESIDENTIAL USES IN AIRPORT OVERLAY ZONE THREE.**

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

PART 1. City Code Section 25-13-45 (*Residential and School Uses in Airport Overlay Zone Three*) is amended to read as follows:

**§ 25-13-45 RESIDENTIAL AND SCHOOL USES IN AIRPORT OVERLAY ZONE
THREE.**

- (A) This section applies to a residential use or a school use located in airport overlay zone three.
- (B) A residential use is permitted only on property that is located in a municipal utility district on August 20, 2001.
- (C) A school use is ~~[The uses are]~~ permitted only on property that:
 - (1) is included in a recorded final plat on August 20, 2001;
 - (2) is located in a municipal utility district on August 20, 2001; or
 - (3) is located in a neighborhood plan combining district on December 31, 2001.
- (D)~~[(C)]~~ Except as provided in Subsection (E)~~[(D)]~~, the noise level reduction measures prescribed by Section 25-12-12 (Measures To Achieve A Noise Level Reduction Of 25 Decibels) are required.
- (E)~~[(D)]~~ This subsection applies to a structure constructed before August 20, 2001.
 - (1) Noise level reduction measures are required. For the original structure, this requirement is satisfied by:
 - (a) compliance with the Energy Code in effect on August 20, 2001; or
 - (b) incorporation of measures to achieve an outdoor-to-indoor noise level reduction of at least 25 decibels, as determined by the building official.
 - (2) A portion of the structure that is replaced, rebuilt, or expanded must comply with the noise level reduction measures prescribed by Section 25-12-12 (Measures To Achieve A Noise Level Reduction Of 25 Decibels).

1 (F)[~~(E)~~] A use or related structure that does not meet the requirements of this section is
2 prohibited.

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4 **PART 2.** This ordinance takes effect on _____, 2020.

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6 **PASSED AND APPROVED**

7
8 §
9 §
10 _____, 2020 § _____
11 Steve Adler
12 Mayor
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15 **APPROVED:** _____ **ATTEST:** _____
16 Anne L. Morgan Jannette S. Goodall
17 City Attorney City Clerk
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