

1 **RESOLUTION NO.**

2 **WHEREAS**, Ordinance No. 20220217-051 (the “Rezoning Ordinance”)
3 rezoned the property located at 6501 and 6705 Regiene Road to Light Industrial –
4 Planned Development Area – Neighborhood Plan (LI-PDA-NP) combining
5 district; and

6 **WHEREAS**, City Code Section 25-2-441 (*Planned Development Areas*
7 *Generally*) allows certain site development regulations to be modified when a
8 property is zoned or rezoned as a Planned Development Area (PDA); and

9 **WHEREAS**, the applicant requested a modification for zero (0) foot
10 minimum setbacks for interior side and rear yards in the PDA as part of the
11 rezoning application in Case File No. C14-2020-0150 (the “Rezoning
12 Application”); and

13 **WHEREAS**, Housing and Planning Department staff recommended
14 approval of the Rezoning Application; and

15 **WHEREAS**, the Planning Commission considered the Rezoning
16 Application and forwarded the Rezoning Application to Council without a
17 recommendation; and

18 **WHEREAS**, the draft ordinance prepared for the Rezoning Application
19 omitted the requested zero (0) foot minimum setback modifications; and,

20 **WHEREAS**, the Rezoning Ordinance was passed without including the zero
21 (0) foot minimum setback modifications; **NOW, THEREFORE,**

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

23 The City Council reopens the Rezoning Application for the purpose of
24 considering whether to modify the minimum setbacks for the interior side and rear
25 yards.

26 **BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF**
27 **AUSTIN:**

28 The City Manager is directed to bring forward to Council an amendment to
29 the Rezoning Ordinance that will modify the minimum setbacks for interior side
30 and rear yards as requested in the Rezoning Application. The public hearing to
31 consider the amendment should be noticed in accordance with City Code and state
32 law.

33 **ADOPTED:** _____, 2022 **ATTEST:** _____

34 Myrna Rios
35 City Clerk
36