

ORDINANCE NO. 690501-A

AN ORDINANCE AMENDING CHAPTER 23 OF THE AUSTIN CITY CODE OF 1954 SO AS TO REQUIRE THE INSTALLATION OF SIDEWALKS UNDER CERTAIN CONDITIONS; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

PART 1. That Chapter 23 of the Austin City Code of 1954 be amended so that the second paragraph of Section 23.12 thereof shall hereafter read as follows:

The Planning Commission shall approve or disapprove any preliminary plan within thirty days from the date it is filed. Before approval of any such preliminary plan, the Planning Commission shall designate sidewalk routes which it anticipates will be required on any final plat of the area covered by such preliminary plan. Approval of the preliminary plan as such does not constitute final acceptance or approval of the subdivision. When a preliminary plan has been approved by the Planning Commission, the plat shall be submitted within six months thereafter; otherwise, approval of the preliminary plan shall terminate unless the time for filing of the plat is extended by the Planning Commission at the request of the subdivider.

PART 2. That Chapter 23 of the Austin City Code of 1954 be amended so that there be added to Section 23.14 thereof, sub-paragraph (m) which shall read as follows:

(m) Where sidewalks have been required to be installed by the Planning Commission in accordance with the provisions of this Chapter, the plat shall have indicated thereon the route of such sidewalks.

PART 3. That Chapter 23 of the Austin City Code of 1954 be amended so that Section 23.42 thereof hereafter shall read as follows:

Sec. 23.42. Sidewalks and Public Crosswalks

Sidewalks on at least one side of the public right-of-way shall be installed, or adequate provisions for their installation be made satisfactory to the Planning Commission, including separate letter of credit, along the following routes:

- (1) On all "safe school routes." "Safe school routes" shall be those which have been developed and jointly designated by the Planning Commission, the Department of Traffic and Transportation and the appropriate affected school authorities;
- (2) On all arterial and collector streets as those terms are used in the Austin Development Plan and this chapter, to the extent that such arterial or collector streets may be coincident with "safe school routes;"

Where sidewalks are required, the Planning Commission is further authorized to designate and determine, in accordance with the above criteria, whether sidewalks are required on both or one side of a given street, and shall insure that its decision with reference to sidewalks is communicated to the Planning Department, Public Works Department, Water and Sewer Department, Building Inspection Department and the Traffic and Transportation Department of the City.

Where literal enforcement of this ordinance would render the subdivision of a tract impractical, the Planning Commission may grant a variance from all or part of the requirements of this Section.

Appeals from the Planning Commission shall be authorized to the same extent provided in Section 23.4 of this Chapter.

PART 4. That Chapter 23 of the Austin City Code of 1954 be, and same is hereby amended so that Section 23.8 thereof shall hereafter read as follows:

Sec. 23.8. When Public Utilities to be Connected.

Unless and until a plat of an urban subdivision has been approved and the subdivider has constructed or has made adequate provisions for the installation of the streets, curbs, gutters, sidewalks, paving, utilities and drainage facilities therein, in the manner provided in this chapter, it shall be unlawful for any official of the city to serve or connect any public utilities owned, controlled or distributed by the city to any land, or any part thereof, covered by a plat, or to the owners or purchasers of the land, or any part thereof.

PART 5. WHEREAS, an emergency is apparent for the immediate preservation of order, health, safety and general welfare of the public that requires the suspension of all rules providing for the reading of an ordinance on three separate days, therefore the same are hereby suspended and this Ordinance shall become effective immediately as provided by the Charter of the City of Austin.

PASSED AND APPROVED X

May 1, 1969 X

APPROVED: Glen B. Brown
City Attorney

Mayor
ATTEST: Oliver Woodley
City Clerk

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