

**ORDINANCE NO. 20230601-054**

**AN ORDINANCE AMENDING CITY CODE SECTION 25-8-514 AND GRANTING VARIANCES TO CITY CODE SECTIONS 25-8-263 AND 25-8-641 TO ALLOW CONSTRUCTION OF THE SLAUGHTER LANE IMPROVEMENT PROJECT TO EXCEED IMPERVIOUS COVER LIMITATIONS, TO MODIFY THE FLOODPLAIN, AND TO REMOVE A HERITAGE TREE; ESTABLISHING CONDITIONS FOR THE PROJECT; AND WAIVING REQUIREMENTS OF CITY CODE SECTIONS 25-8-41 AND 25-8-643.**

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

**PART 1.** This ordinance grants a code amendment and specific variances necessary to allow construction of the Slaughter Lane Improvement Project from Loop 1 to 650 feet east of Brodie Lane, located at 5015½ West Slaughter Lane, subject to Site Plan Number SP-2022-0336D.

**PART 2. IMPERVIOUS COVER.**

City Code Section 25-8-514 (*Pollution Prevention Required*) is amended to allow impervious cover in excess of 15 percent.

**PART 3. FLOODPLAIN MODIFICATION, HERITAGE TREE REMOVAL.**

- (A) A variance is granted from City Code Section 25-8-263 (*Floodplain Modification*) to allow floodplain modification outside a floodplain area classified as in fair or poor condition.
- (B) A variance is granted from City Code Section 25-8-641 (*Removal Prohibited*) to allow removal of a heritage tree.

**PART 4. CONDITIONS.**

Construction of the Slaughter Lane Improvement Project (the “project”) authorized by this ordinance must adhere to the following conditions:

- (A) The project will provide Save Our Springs Initiative (SOS) non-degradation water quality treatment for all new and reconstructed impervious cover or equivalent area.
- (B) The project will provide improved water quality treatment for existing impervious cover.

- (C) Two existing water quality ponds will be updated to provide SOS non-degradation water quality treatment for 121.6 acres of offsite drainage, including 31.9 acres of offsite impervious cover, to the maximum extent technically feasible as determined by the director of the Watershed Protection Department.
- (D) The project will reduce impact to two critical environmental features, specifically a recharge feature and a wetland feature, within a tributary of Slaughter Creek
- (E) The project will satisfy the floodplain modification mitigation requirement associated with the new water quality ponds by paying \$54,149 into the Riparian Zone Mitigation Fund.
- (F) Acorns harvested from live oak trees to be removed by the project will be made available for cultivation and planting to the extent technically feasible within the project zone or within the area on public land.

**PART 5.** Council waives the requirements of City Code Section 25-8-41(*Land Use Commission Variances*) and City Code Section 25-8-643 (*Land Use Commission Variance*) regarding the processing and granting of a variance for the variances granted in this ordinance.

**PART 6.** This ordinance takes effect on June 12, 2023.

**PASSED AND APPROVED**

\_\_\_\_\_, June 1, 2023

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Kirk Watson  
Mayor

**APPROVED:**

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Anne L. Morgan  
City Attorney

**ATTEST:**

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Myrna Rios  
City Clerk