ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING A JOINT PUBLIC HEARING BETWEEN CITY COUNCIL AND PLANNING COMMISSION TO CONSIDER AMENDMENTS TO CITY CODE CHAPTER 25-2 (*ZONING*); ESTABLISHING THE NOTICE REQUIREMENTS FOR THE JOINT PUBLIC HEARING; AND WAIVING CITY CODE SECTIONS 25-1-501 (*INITIATION OF AMENDMENT*) AND 25-1-502 (*AMENDMENT AND REVIEW*).

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

PART 1. Findings.

(1) Chapter 211 of the Texas Local Government Code applies to changes in zoning regulations, classifications, and boundaries. Section 211.007(d) of the Texas Local Government Code authorizes the governing body of a municipality to prescribe the type of notice to be given of the time and place of a joint public hearing that includes the governing body and zoning commission. Under this process, the zoning commission makes recommendations to the governing body in a subsequent and separate public meeting. After the zoning commission provides its recommendations, the governing body considers the zoning commission's recommendations and acts on the proposed ordinances.

(2) In June and July of 2023, the City Council initiated amendments to City Code Title 25 (*Land Development*) related to modifying the maximum number of dwelling units allowed on a single-family zoned lot, creating a new land use specific to three dwelling units on a single-family zoned lot, and eliminating the dwelling unit occupancy limit for residential uses.

(3) The City Council finds that utilizing the joint public hearing process established in state law gives the public an opportunity to provide comments on the notice that will be provided for the public hearing on these amendments.

PART 2. The City Council authorizes a joint public hearing, waives City Code Section 25-1-502 (*Amendment Review*), and directs the City Manager and City Clerk to prepare for a joint public hearing between the Planning Commission and City Council for the purpose of considering changes to City Code Chapter 25-2 (*Zoning*).

PART 3. The City Council adopts notice requirements described in Exhibit A as the required notice for the joint public hearing.

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PART 4. The City Council waives City Code Sections 25-1-501 (*Initiation of Amendment*) and Section 25-1-502 (*Amendment Review*).

PART 5. Nothing in this ordinance prohibits the City Manager from bringing forward additional items at the joint public hearing.

PART 6. This ordinance takes effect on _____, 2023.

PASSED AND APPROVED

§
§
_____, 2023 § _____
Kirk Watson
Mayor

APPROVED: _____ **ATTEST:** _____
Anne L. Morgan
City Attorney

Myrna Rios
City Clerk

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