



**Meeting of the Codes and Ordinances Joint Committee**  
**August 16, 2023, at 6:00 p.m.**  
**Permitting and Development Center (PDC) – Room #2103**  
**6310 Wilhelmina Delco Drive**  
**Austin, TX 78752**

Some members of the Codes and Ordinances Joint Committee may be participating in the video conference. Public comment will be allowed in-person or remotely by telephone. Speakers may only register to speak on an item once, either in-person or remotely, and will be allowed up to three minutes to provide their comments. Registration no later than noon the day before the meeting is required for remote participation. To register, call or email the board liaison, Jordan Feldman, at 512-974-7288 or [Jordan.Feldman@austintexas.gov](mailto:Jordan.Feldman@austintexas.gov).

**MEMBERS IN ATTENDANCE**

Claire Hempel (Chair)  
Alejandra Flores (Vice-Chair)  
Greg Anderson  
Awais Azhar  
Betsy Greenberg  
Felicity Maxwell  
Carrie Thompson

**CITY STAFF IN ATTENDANCE**

Lisa Rodriguez, Planning Department  
Jordan Feldman, Planning Department  
Paul Books, Planning Department  
Jorge Rousselin, Planning Department  
Zach Lofton, Planning Department  
Jonathan Lee, Planning Department  
Christopher Crain, Planning Department

**CALL TO ORDER**

Vice-Chair Alejandra Flores called the meeting to order at 6:01pm.

**PUBLIC COMMUNICATION: GENERAL**

Speakers signed up prior to commencement of the meeting will be allowed to address their concerns regarding items not posted on the agenda.

No speakers signed up for public communication.

### **APPROVAL OF MINUTES**

1. Approval of the July 19, 2023, and the October 19, 2022, meeting minutes.

**On a motion by Commissioner Greenberg, seconded by Commissioner Thompson, the minutes from the July 19, 2023, and the October 19, 2022, meetings were approved with corrections.**

### **DISCUSSION AND ACTION ITEMS**

2. **C20-2022-012 North Burnet/Gateway Regulating Plan Amendments:** Discussion and possible action on an ordinance to modify the Regulating Plan for the North Burnet/Gateway Zoning District (North Burnet/Gateway Regulating Plan) in response to [Resolution No. 20230504-020](#). City Staff: Jorge Rousselin, Planning Department, 512-974-2975, [Jorge.Rousselin@austintexas.gov](mailto:Jorge.Rousselin@austintexas.gov).

**Jorge Rousselin and Zach Lofton presented. Commissioner Azhar moved to forward the staff recommendation to the Planning Commission. Chair Hempel seconded.**

**Commissioner Azhar moved to consider an amendment to remove the limitation on food sales square footage in the Neighborhood Residential (NR) subdistrict. Commissioner Greenberg seconded, and the amendment passed on a 7-0-0 vote.**

**Commissioner Greenberg moved to consider an amendment to allow lighted signs without moving parts or images. Anderson seconded, and the amendment passed on a 6-1-0 vote, with Commissioner Thompson voting nay.**

**The motion as amended passed on a 6-0-1 vote, with Commissioner Thompson abstaining.**

3. **C20-2023-001A Childcare Services Part 1:** Discussion and possible action on an ordinance to amend Title 25 pertaining to childcare and adult care services to adjust zoning district uses, eliminate minimum parking requirements for childcare services, add childcare services (limited) as an accessory use to a principal residential use, and modify definitions to increase opportunities for childcare services around the city in response to [Resolution No. 20230124-055](#). City Staff: Paul Books, Planning Department, 512-974-3173, [Paul.Books@austintexas.gov](mailto:Paul.Books@austintexas.gov); and Jordan Feldman, Planning Department, 512-974-7288, [Jordan.Feldman@austintexas.gov](mailto:Jordan.Feldman@austintexas.gov).

**Jordan Feldman and Paul Books presented. Commissioner Anderson moved to forward the staff recommendation to the Planning Commission. Commissioner Maxwell seconded.**

**Commissioner Azhar moved to consider an amendment to permit Adult Care Services in all zoning districts where Childcare Services is proposed to be a permitted use and to require a Conditional Use Permit for Childcare Services in industrial zoning districts. Chair Hempel seconded. Commissioner Greenberg moved to consider a secondary amendment to direct**

staff to determine incompatible commercial land uses and add a distance requirement that mirrors City Code Section 25-2-839. Azhar seconded, and the secondary amendment passed on a 7-0-0 vote. The primary amendment passed on a 7-0-0 vote.

Commissioner Azhar moved to consider an amendment to add Childcare and Adult Care Services as a permitted ground floor use in vertical mixed-use development. Vice-Chair Flores seconded. The amendment passed on a 7-0-0 vote.

Vice-Chair Flores moved to consider an amendment to ensure that Childcare or Adult Care Services does not “trigger” compatibility. Commissioner Azhar seconded. The amendment passed on a 7-0-0 vote.

Commissioner Azhar moved to consider an amendment to eliminate parking requirements for Adult Care Services. Vice-Chair Flores seconded. The amendment passed on a 6-0-1 vote, with Commissioner Greenberg abstaining.

Commissioner Azhar moved to consider an amendment to remove “daytime” from the land use definitions for Childcare and Adult Care Services and replace with “less than 24 hours.” Commissioner Thompson seconded. The amendment passed on a 7-0-0 vote.

Commissioner Greenberg moved to consider an amendment to add to the Childcare Services land use definition that it is for children 13 and below. Commissioner Maxwell seconded. The amendment passed on a 7-0-0 vote.

The motion as amended passed on a 7-0-0 vote.

4. **Discussion and possible action** to consider recommending initiation to Planning Commission to remove the February deadline for requesting parking restrictions in § 12-5-29 - FRONT OR SIDE YARD PARKING.

The motion by Commissioner Greenberg, seconded by Commissioner Thompson, to recommend initiation of the code amendment to the Planning Commission passed on a vote of 6-1-0, with Commissioner Anderson voting nay.

5. **Discussion and possible action** to consider recommending initiation to Planning Commission to remove the February deadline for requesting additional distance requirements in § 25-2-812 - MOBILE FOOD ESTABLISHMENTS.

The motion by Commissioner Greenberg, seconded by Commissioner Thompson, to recommend initiation of the code amendment to the Planning Commission passed on a 7-0-0 vote.

## **DISCUSSION ITEMS**

6. **Update on Potential Upcoming and Active Code Amendments:** City Staff: Jordan Feldman, Planning Department, (512) 974-7288, [Jordan.Feldman@austintexas.gov](mailto:Jordan.Feldman@austintexas.gov).

**Jordan Feldman gave the update. One member of the public, Ki Gray, spoke on the item.**

### **FUTURE AGENDA ITEMS**

**Commissioner Maxwell requested an update from staff at the September 20, 2023, meeting on the AISD Interlocal Agreement, accessory dwelling unit code amendment, and student housing report.**

**Commissioner Azhar requested an update from staff at the September 20, 2023, meeting on the timeline of the second phase of the tenant notification and relocation code amendment.**

**Chair Hempel requested an update from the working group at the September 20, 2023, meeting.**

### **ADJOURNMENT**

**Vice-Chair Flores adjourned the meeting at 8:39 pm without objection.**

*The City of Austin is committed to compliance with the American with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request. Meeting locations are planned with wheelchair access. If requiring Sign Language Interpreters or alternative formats, please give notice at least 2 days before the meeting date. Please call Jordan Feldman at 512-974-7228 or [Jordan.Feldman@austintexas.gov](mailto:Jordan.Feldman@austintexas.gov), for additional information; the City receives and accepts Video Relay Service (VRS) calls from people who are Deaf or hard-of-hearing. For more information on the Codes and Ordinances Joint Committee, please contact Jordan Feldman at 512-974-7228 or [Jordan.Feldman@austintexas.gov](mailto:Jordan.Feldman@austintexas.gov)*