

ORDINANCE AMENDMENT REVIEW SHEET

Amendment: C20-2023-037

Description: Reconcile outdated Land Development Code SMART fee language with language adopted with the FY24 Fee Schedule.

Background: Initiated by City Council on July 20th, 2023 through Resolution No. [20230720-129](#) staff were directed to amend the Land Development Code Section 25-1-704 to remove outdated, itemized fees and reference the annual Fee Schedule for eligible fees. On August 16, 2023, Council adopted a fee schedule ([Ord 20230816-007](#)) that stated the City Manager, or designee, may waive all or a portion of fees required to develop housing that complies with the requirements of City Code Chapter 25-1, Article 15, Division 2 (S.M.A.R.T. Housing). Proposed Amendment C20-2023-037 aligns the Land Development Code language with the FY23 Fee Schedule.

Further direction was provided on making additional changes as needed to improve the operation and efficacy of the Program. These additional changes will be made through a subsequent phase.

Summary of Proposed Code Amendment:

1. Remove line-item fees eligible for SMART fee waivers.
2. Include language that explains eligible fees are in the annual Fee Schedule.

Code Amendment Text: See attached.

Staff Recommendation: Recommended.

Board and Commission Action: N/A

Council Action: To be considered on January 18, 2024.

Sponsor Department: Development Services Department

City Staff: Keith Mars, Assistant Director, Development Services Department, keith.mars@austintexas.gov, 512-466-4598