	ORDINANCE NO.
REQUIRE IMPLEMI MEASUR REQUIRE AND ADD RECLAIN REQUIRE	
PART 1. Requireme (Developm Section 25-	City Code Section 25-9-413 (Onsite Water Reuse System Int) is renumbered to be Section 25-9-414; Section 25-9-412 (Interpretated int) is renumbered to be Section 25-9-413; Section 25-9-413; Section 25-9-413; Section 25-9-410 (Interpretated interpretated interpretated into 25-9-412; and Section 25-9-410 (Interpretated interpretated interpretated interpretated into 25-9-412.
PART 2. a new Sect	City Code Chapter 25-9 (<i>Water and Wastewater</i>) is amended to add ion 25-9-410 to read:
§ 25-9-410	Applicability.
	e applies to a site that includes multi-family and non-residential buildings and es retail water service from Austin Water or a successor department.
	City Code Section 25-9-411 (<i>Definitions</i>) is amended to add new of Commercial Building, Mixed Use Building, and Multi-Family read as follows and to renumber the existing definitions accordingly:
(1)	COMMERCIAL BUILDING means a building that is developed for industry, commerce, trade, recreation, business, or municipal, institutional, or civic use.
(4)	MIXED USE BUILDING means a building developed for any combination of commercial and multi-family building uses.
(5)	MULTI-FAMILY BUILDING means a building that contains five or more residential housing units.
PART 4. Requireme	City Code Section 25-9-412 (Reclaimed Water Connection nts) is amended to read:
0/20/2022 11 20	D1-54

54 55

57 58

60 61

62 63

64

65 66

§ 25-9-412 Reclaimed Water Connection Requirements.

- A small development project with a property boundary located within (A) 250 feet in horizontal distance of a reclaimed water line, measured based on the closest practicable access route, shall connect to a reclaimed water line and use reclaimed water for irrigation, cooling, toilet flushing, and other significant non-potable water uses identified in the water balance calculator.
- A large development project with a property boundary located within (B) 500 feet in horizontal distance of a reclaimed water line, measured based on the closest practicable access route, shall connect to a reclaimed water line and use reclaimed water for irrigation, cooling, toilet flushing and other significant non-potable water uses identified in the water balance calculator.
- The director may grant a variance for the requirements of this section for (C) Γ÷
 - small development projects if site conditions are such that (1)] compliance would represent a significant financial hardship [or health risk] to the applicant. [or the public;
 - large development projects if site conditions are such that compliance (2) would represent a health risk to the applicant or the public; or
 - municipal uses associated with law enforcement or public health and (3)safety.]
- The director shall grant a variance for the requirements of this section for (D) a large development with a multifamily component that is more than 250 feet from and within 500 feet of a reclaimed water line until April 1, 2024.
- A qualifying development is not required to connect to a reclaimed water (E) line or use reclaimed water if the development is:
 - <u>(1)</u> approved for Low Income Housing Tax Credits for affordable housing as verified by the director of the Housing Department; or
 - a qualifying development that is certified under Section 25-1-724 (2) (Certification) and participating in the Affordability Unlocked Bonus Program.

67 68	PART 5. Requiremen	City Code Section 25-9-414 (Onsite Water Reuse System et) is amended to read:
69	§ 25-9-414	Onsite Water Reuse System Requirement.
70 71 72 73	(A)	Except as provided in Subsection (B), an [An] onsite water reuse system is required for a large development project for which a site plan application is submitted under Chapter 25-5 (Site Plans) as specified in Chapter 15-13 (Regulation of Onsite Water Reuse Systems).
74 75	<u>(B)</u>	A qualifying development is not required to have an onsite water reuse system if the development is:
76 77		(1) approved for Low Income Housing Tax Credits for affordable housing as verified by the director of the Housing Department; or
78 79 80		(2) a qualifying development that is certified under Section 25-1-724 (<i>Certification</i>) and participating in the Affordability Unlocked Bonus Program.
81 82	PART 6. read:	Subsection (15) of City Code Section 25-9-32 (Definitions) is amended to
83 84 85 86	(15)	WATER TRANSMISSION MAIN means a <u>potable</u> water main generally considered to be 24-inches in diameter or larger and to which direct connections for retail service to a property are not allowed, unless an exception is approved by the Director.
87	PART 7 . T	his ordinance takes effect on, 2024.
88 89 90 91 92	PASSED A	ND APPROVED \$ \$ \$ Kirk Watson Mover
93 94 95 96	APPROVE	
97 98 99 100		Anne L. Morgan City Attorney Myrna Rios City Clerk

101 102 103 104 105 106 107 108 9/29/2023 11:30 AM Page 4 of 4 COA Law Department