## ORDINANCE NO.

### AN ORDINANCE AMENDING SECTION 25-2-1503 OF THE CITY CODE RELATING TO NEIGHBORHOOD MIXED USE BUILDINGS.

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

**PART 1.** Section 25-2-1503 (*Residential Uses Permitted In Neighborhood Mixed Use Building*) is amended to read:

# § 25-2-1503 RESIDENTIAL USES [PERMITTED] IN NEIGHBORHOOD MIXED USE BUILDING.

(A) A neighborhood mixed use building special use must contain a residential use.

- (B) A residential use in a [A] neighborhood mixed use building special use may <u>be</u> <u>located</u> [contain dwelling units]:
  - (1) above the ground floor; and
  - (2) in not more than 50 percent of the gross floor area of the ground floor.
- (C) For a multi-story building, not less than 50 percent of the gross floor area above the ground floor must be used for a residential use.

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PART 2. This ordinance takes effect on

### PASSED AND APPROVED

APPROVED: \_\_\_\_\_ AT David Allan Smith City Attorney

ATTEST:

Shirley A. Gentry City Clerk

Will Wynn

Mayor

Date: 2/21/2008 3:36 PM Page 1 of 1 L:\Research-Opinions\GC\City Code\me code amendments\Neighborhood mixed use\building draft B.doc

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COA Law Department Responsible Att'y:

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