

ORDINANCE NO.

AN ORDINANCE GRANTING A LIMITED ADJUSTMENT FOR THE PROMISELAND CHURCH WEST DEVELOPMENT LOCATED AT 8901 S.H. 71 WEST UNDER CITY CODE SECTIONS 25-8-518, 25-1-251, AND 25-1-252.

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

PART 1. After a public hearing as required by City Code Sections 25-8-518 and 25-1-252, the City Council finds that the PromiseLand Church West development, city file number C8-2008-0031.0A, requires a minimum adjustment to the application of Chapter 25-8, Subchapter A, Article 12 (*Save Our Springs Initiative*) as provided in this ordinance to comply with federal and state constitutional provisions and provide maximum protection of water quality.

PART 2. Construction of an access drive from State Highway 71 West is permitted to cross the critical water quality zone and water quality transition zone subject to the following conditions:

1. The access drive shall be located no closer than 250 feet from the West Property line and no closer than 200 feet from the East property line.
2. The area of disturbance associated with construction of the access drive shall be no greater than 100 feet in width.
3. The pavement width of the access drive shall not exceed 60 feet.
4. The access drive shall be constructed in accordance with City of Austin standards and criteria.

PART 4. The limited adjustment granted by this ordinance is conditioned on all development on the property adhering to the Austin Energy Green Building program to achieve at a minimum a 2 star rating.

PART 5. The PromiseLand Church West, city file number C8-2008-0031.0A, must demonstrate to City development review staff that it will result in no increase in average annual loadings of the constituents listed in the City Code Section 25-8-514(A).

PART 6. Approval of this limited adjustment does not constitute approval of a development permit.

PART 7. This ordinance takes effect on _____, 2008.

PASSED AND APPROVED

_____, 2008 §
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Will Wynn
Mayor

APPROVED: _____
David Allan Smith
City Attorney

ATTEST: _____
Shirley A. Gentry
City Clerk