

AGENDA



Thursday, May 15, 2008

**Public Hearings and Possible Actions
RECOMMENDATION FOR COUNCIL ACTION****Item No. 33**

Subject: Conduct a public hearing and consider an ordinance amending Article 6 of City Code Chapter 25-1 (Interested Parties, Notice, and Public Hearing Procedures) related to interested party and notice criteria for public hearings, administrative decisions, and applications related to land development.

Fiscal Note: There is no unanticipated fiscal impact. A fiscal note is not required.

For More Information: Bobby Ray, 974-3056; Kathy Haught, 974-2724

Boards and Commission Action: Recommended by the Planning Commission.

Highlights of the ordinance are as follows:

Interested Parties:

A citizen or neighborhood organization that is considered an “interested party” is entitled to notice regarding public hearings and administrative decisions, as required by Title 25, related to proposed development within particular areas. An interested party also has standing to challenge certain administrative decisions.

The proposed amendments expand the list of persons who can become an interested party to include those who have a utility service address within 500 feet of the site of the proposed development, as shown in the City utility records on the date of the filing of the application.

Notice of Public Hearing:

The proposed amendments will change existing notification requirements to include:

- Neighborhood organizations whose declared boundaries are within 500 feet (an increase from 300 feet) of the site of the proposed development; and
- Utility service addresses located within 500 feet of the site of the proposed development, as shown in the city utility records on the date of the filing of the application.

Notice of Applications and Administrative Decisions:

The proposed amendments will increase the notification area to:

- Notice owners of real property located within 500 feet (an increase from 300 feet) of the proposed development;
- include notice to registered environmental or neighborhood organizations whose boundaries are within 500 feet of the site of the proposed development (notice is currently given only to the neighborhood organizations whose boundaries encompass the site of the proposed development); and

- include utility service addresses located within 500 feet of the site of the proposed development, as shown in the City utility records on the date of the filing of the application.