

ORDINANCE NO. 20110609-056

AN ORDINANCE AMENDING THE CITY CODE TO WAIVE ZONING APPLICATION FEES FOR ONE YEAR FOR CERTAIN PROPERTIES; AND TO ALLOW THE CITY COUNCIL OR LAND USE COMMISSION TO INITIATE A SINGLE ZONING CASE FOR CERTAIN MULTIPLE NON-CONTIGUOUS PROPERTIES.

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

PART 1. City Code Section 25-2-222 (*Designation of Annexed Land*) is amended to add a new subsection to read:

- (6) The director of the Planning & Development Review Department may not collect a base zoning application fee between the date of approval of an annexation ordinance and a date one year following the effective date of annexation for property formerly in the ETJ and within the annexed area that:
 - (a) has an existing use or planned use as defined by Texas Local Government Code Section 43.002(a) that is not allowed by the interim zoning designated for the property under this Section; and
 - (b) is smaller than 25 acres in size.

PART 2. Section 25-2-243 (*Proposed District Boundaries Must Be Contiguous*) is amended to read:

- (A) Except as provided in Subsection (B), the [The] boundaries of the districts proposed in a zoning or rezoning application must be contiguous.
- (B) The boundaries of the districts proposed in a zoning application may be noncontiguous if the zoning is initiated by the Council or the Land Use Commission.

PART 3. This ordinance takes effect on June 20, 2011.

PASSED AND APPROVED

_____, June 9 _____, 2011 §
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 Lee Leffingwell
 Mayor

APPROVED: _____ **ATTEST:** _____
 Karen M. Kennard Shirley A. Gentry
 City Attorney City Clerk