

ORDINANCE NO.

AN ORDINANCE AMENDING CITY CODE SECTION 25-12-172 RELATING TO RESTRICTIONS ON OUTDOOR COOKING; WAIVING THE REQUIREMENTS OF CITY CODE SECTION 25-1-502; AND DECLARING AN EMERGENCY.

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

PART 1. City Code Section 25-12-172 (*Local Amendments to Fire Code*) is amended to add a new Section 308.1.4.1 to read as follows:

308.1.4.1 Outdoor cooking at multi-family residential uses. During a period of drought that has been designated by the Fire Chief as having conditions representing a high risk of wildfires, no person may use any barbecue pit, hibachi or other cooking appliances utilizing charcoal, wood or gas as a fuel on a site or property containing a multi-family residential use, except in an area designated for outdoor cooking purposes by the management of the multi-family residential use. The designated area must be located:

1. at least five feet, measured horizontally, from any portion of a combustible building or combustible vegetation; and
2. at least fifteen feet, measured along the shortest distance, from a combustible building or combustible vegetation, if the area is below any portion of a combustible building or vegetation.

PART 2. The city council waives the requirement of City Code Section 25-1-502(D) (*Amendment; Review*) for technical board review of this ordinance.

PART 3. The Council finds that the need to prevent wildfires in this time of drought constitutes an emergency. Because of this emergency, this ordinance takes effect immediately on its passage for the immediate preservation of public peace, health, and safety.

PASSED AND APPROVED

_____, 2011

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Lee Leffingwell
Mayor

APPROVED: _____
Karen M. Kennard
City Attorney

ATTEST: _____
Shirley A. Gentry
City Clerk