DRAFT: 3/20/13

ORDINANCE NO.

AN ORDINANCE AMENDING SECTION 25-8-514 AND GRANTING VARIANCES TO SECTIONS 25-8-482 AND 25-8-483 OF THE CITY CODE TO ALLOW CONSTRUCTION OF THE BARTON SPRINGS POOL GENERAL GROUNDS IMPROVEMENTS IN THE CRITICAL WATER QUALITY ZONE AND WATER QUALITY TRANSITION ZONE AND TO EXCEED IMPERVIOUS COVER LIMITATION.

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

PART 1. This ordinance grants a code amendment and specific variances necessary to allow construction of sidewalks, underground utilities, ticket booth, hardscape, and a water quality control in the critical water quality zone, and to allow paved parking and a water quality control in the water quality transition zone of Barton Creek, subject to Site Plan Number SPC-2012-0104D to facilitate general ground improvements at Barton Springs Pool (hereinafter the "Grounds Improvement Project").

PART 2. CRITICAL WATER QUALITY ZONE.

A variance is granted from Section 25-8-482(*Critical Water Quality Zone*) and Section 25-8-514 (*Pollution Prevention Required*) of the City Code is amended to allow construction in the critical water quality zone of:

(A) Sidewalks located along the western edge of the south lawn of the pool to provide or improve accessible routes, more particularly described in the attached and incorporated **EXHIBIT A**.

(B) Underground irrigation and utilities as necessary to serve the irrigated landscape areas and provide lighting, more particularly described in the attached and incorporated **EXHIBIT B**.

(C) A ticket booth located at the south entry gate, more particularly described in the attached and incorporated **EXHIBIT C**.

(D) An overlook deck, new sidewalk and hardscape within the "tree court" area adjacent to the existing bathhouse to improve the soil conditions for the health of the heritage pecan trees, more particularly described in the attached and incorporated **EXHIBIT D**.

(E) A portion of a water quality control located east of the existing gravel parking lot on the south side of the pool providing water quality for the parking lot, more particularly described in the attached and incorporated **EXHIBIT E**.

PART 3. IMPERVIOUS COVER.

Section 25-8-514 (*Pollution Prevention Required*) is amended to allow impervious cover in excess of 15%.

PART 4. TRANSITION ZONE.

A variance is granted from Section 25-8-483 (*Water Quality Transition Zone*) to allow construction in the water quality transition zone of:

    (A) Concrete parking facility to improve the existing gravel parking lot located on the south side of Barton Springs pool, and a water quality control to serve the parking lot on the south side of Barton Springs pool ("south parking lot"), more particularly described in **EXHIBIT E**.

    (B) Sidewalk providing an accessible route from the Robert E. Lee Right of Way and the south parking lot to the south entry to the pool, more particularly described in **EXHIBIT E.**

PART 5. CONDITIONS.

Construction in the critical water quality zone and water quality transition zone authorized by this ordinance must adhere to the following conditions:

    (A) After the Grounds Improvement Project is complete, restore the soil and the site with vegetation or other materials consistent with previous uses.

    (B) Remove sufficient existing impervious cover from the site to result in no net increase in impervious cover in the Barton Springs Zone as a result of the Grounds Improvement Project

    (C) Provide water quality control as described in **EXHIBIT E** and maintain the water quality control in accordance with the attached and incorporated **EXHIBIT F**.

    (D) Provide not less than 2,000 square feet of restored riparian area on the south side of Barton Springs pool, upstream of Parthenia (main Barton) Springs, as described in **EXHIBIT E**.

    (E) Provide no fewer than 80 bicycle parking spaces on the south parking lot.

(F) Provide not less than 15,000 square feet of additional landscape in addition to landscaping required under City Code. Native plants shall be planted outside of turf areas.

PART 6.   The requirements imposed by Section 25-8-41 (*Land Use Commission Variances*) regarding the processing and granting of variances are hereby waived for the variances granted in this Ordinance.

PART 7. This ordinance takes effect on _____, 2013.

PASSED AND APPROVED

§
§
_____, 2013   § _____
                                                                      Lee Leffingwell
                                                                      Mayor

APPROVED: _____   **ATTEST:** _____
                    Karen M. Kennard   Jannette S. Goodall
                    City Attorney   City Clerk