ORDINANCE NO.

AN ORDINANCE AMENDING CITY CODE CHAPTER 15-9 RELATING TO SERVICE CONNECTIONS TO CERTAIN LOTS.

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

PART 1. City Code Section 15-9-157 (*Service Connections to Certain Lots*) is amended to read as follows:

§ 15-9-157 - SERVICE CONNECTIONS TO CERTAIN LOTS.

At the request of the owner of a single-family residential lot, the City [The Water and Wastewater Utility] shall install a water or wastewater service connection to the [a] lot if:

 (1)   the lot is to be used for construction of a single-family home for which an impact fee exemption has been approved under Section 25-9-347 (*Exemptions For Certain Affordable Housing*);

 (2)[(1)]   the applicant has a tap permit for the lot; [and]

 (3)[(2)]   the lot is:

    (a)   the result [part] of the [a] resubdivision of one lot into [consisting of] not more than four lots for which the construction of a street, utility main, manhole, or hydrant is not required; and

    (b)   [located in an urban watershed; and

    (c)]   zoned SF-1, SF-2, or SF-3; [and]

 (4)[(3)]   the resubdivision is not in conflict with a neighborhood plan adopted by the city council[.]; and

 (5)   the owner of the lot provides to the City an agreement, a restrictive covenant, a deed of trust, a promissory note, or other documents that are (i) required by Section 25-9-347 (*Exemption For Certain Affordable Housing*) and (ii) determined to be necessary by the city attorney to establish an enforceable obligation by the applicant to repay the City its cost to install the water or wastewater service connection in the event any residential unit on the lot ceases to meet the requirements of Section 25-9-347 (*Exemption For Certain Affordable Housing*) and applicable guidelines.

PART 2. This ordinance takes effect on_____, 2014.

PASSED AND APPROVED

§
§
_____, 2014   § _____
                                                                   Lee Leffingwell
                                                                         Mayor

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