

RESOLUTION NO.

WHEREAS, the City of Austin continuously seeks to protect and improve the quality of life of its residents; and

WHEREAS, the City of Austin is committed to safeguarding the public's health and safety; and

WHEREAS, smoke emissions from restaurants and mobile food vendors are not currently regulated by the City; and

WHEREAS, the City of Austin is committed to finding reasonable solutions to quality of life issues that balance the interests of residents and business owners; **NOW, THEREFORE**,

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

Council initiates an amendment to the City Code to require restaurants and mobile food vendors that utilize a wood or charcoal burning stove or grill located within 100 feet of the nearest property line of a property zoned as residential base district or property used for a residential use to take appropriate action to mitigate the impact of smoke emissions on the health and quality of life of surrounding residents by relocating smoke-emitting equipment to exceed the aforementioned distance or installing smoke-mitigating devices.

^{OK} This ~~requirement~~ should ~~exclude~~ any restaurants and mobile food vendors that burn supplemental wood chips and chunks in stove-top box smokers using gas-powered stoves or grills that do not generate a significant amount of smoke.

BE IT FURTHER RESOLVED:

The City Manager is directed to initiate a stakeholder input gathering process to provide an opportunity for affected residents and business owners to provide recommendations and to ~~incorporate these recommendations into the draft ordinance.~~ ^{and other stakeholders to provide recommendations}

BE IT FURTHER RESOLVED:

The City Manager is directed to present the ~~proposed ordinance and associated~~ ^{Economic & Health} recommendations consistent with this resolution to the ~~Planning Commission and the Planning and Neighborhoods Committee~~ of Council for consideration no later than May 21, 2015.

*The first meeting
after July 31, 2015.*

*address smoke from ~~other~~ cookers, restaurants & trucks & their impact on residences
Provisions to consider shall include but not be limited to three to*