ORDINANCE NO. _____________

AN ORDINANCE AMENDING CITY CODE SECTION 25-13-45 RELATING TO COMPATIBLE RESIDENTIAL USES IN AIRPORT OVERLAY ZONE THREE.

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

PART 1. City Code Section 25-13-45 (Residential and School Uses in Airport Overlay Zone Three) is amended to read as follows:

§ 25-13-45 RESIDENTIAL AND SCHOOL USES IN AIRPORT OVERLAY ZONE THREE.

(A) This section applies to a residential use or a school use located in airport overlay zone three.

(B) A residential use is permitted only on property that is located in a municipal utility district on August 20, 2001.

(C) A school use is permitted only on property that:

(1) is included in a recorded final plat on August 20, 2001;

(2) is located in a municipal utility district on August 20, 2001; or

(3) is located in a neighborhood plan combining district on December 31, 2001.

(D) Except as provided in Subsection (E), the noise level reduction measures prescribed by Section 25-12-12 (Measures To Achieve A Noise Level Reduction Of 25 Decibels) are required.

(E) This subsection applies to a structure constructed before August 20, 2001.

(1) Noise level reduction measures are required. For the original structure, this requirement is satisfied by:

(a) compliance with the Energy Code in effect on August 20, 2001; or

(b) incorporation of measures to achieve an outdoor-to-indoor noise level reduction of at least 25 decibels, as determined by the building official.

(2) A portion of the structure that is replaced, rebuilt, or expanded must comply with the noise level reduction measures prescribed by Section 25-12-12 (Measures To Achieve A Noise Level Reduction Of 25 Decibels).
A use or related structure that does not meet the requirements of this section is prohibited.

PART 2. This ordinance takes effect on ________________, 2020.

PASSED AND APPROVED

_________________________________, 2020

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Steve Adler
Mayor

APPROVED: ___________________________ ATTEST: ___________________________

Anne L. Morgan
City Attorney

Jannette S. Goodall
City Clerk