

ORDINANCE NO. 20051103-032**AN ORDINANCE AMENDING SECTION 25-9-347 OF THE CITY CODE
RELATING TO AN IMPACT FEE EXEMPTION FOR CERTAIN
AFFORDABLE HOUSING.****BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:****PART 1.** Sections 25-9-347(A) and (E) of the Code are amended to read:

- (A) The community development officer may exempt not more than 1,500 ~~[1,000]~~ service units of affordable housing constructed each fiscal year from the requirement to pay impact fees under this article.
- (E) To retain an exemption under this section, ~~[for a period of five years following the signing of the documents prescribed by Subsection (D),]~~ a unit of affordable housing must be available for use by a person with a gross household income that does not exceed 80 percent of the median household income for the Austin Standard Metropolitan Statistical Area for the following period of time, beginning when the documents prescribed by Subsection (D) are signed:
 - (1) in the university neighborhood overlay district, a period of fifteen years;
or
 - (2) outside the university neighborhood overlay district:
 - (a) for rental housing, a period of five years; or
 - (b) for owner-occupied housing:
 - (i) a period of one year; or
 - (ii) if the owner is receiving federal housing assistance, a period of five years.

PART 2. This ordinance takes effect on November 13, 2005.

PASSED AND APPROVED

_____	§	_____
November 3	§	
, 2005	§	Will Wynn
		Mayor

APPROVED: _____
David Allan Smith
City Attorney

ATTEST: _____
Shirley A. Brown
City Clerk