

**CITY OF EL PASO, TEXAS
AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Planning and Economic Development Department

AGENDA DATE: Introduction: Feb. 28, 2012
Public Hearing: March 20, 2012

CONTACT PERSON/PHONE: Kimberly Forsyth, (915) 541-4668

DISTRICT(S) AFFECTED: 8

SUBJECT:

Discussion and action on an Ordinance amending Title 19 (Subdivisions), Chapter 19.20 (Parks and Open Space), Section 19.20.060 (Exclusions from Dedication Requirement), of the El Paso City Code to add an exclusion for properties covered under an Adaptive Reuse Overlay. The penalty is as provided in Chapter 19.42 of the City of El Paso City Code.

BACKGROUND / DISCUSSION:

This amendment to Title 19 is part of a comprehensive Adaptive Reuse program that is intended to provide various incentives for redevelopment in the downtown area. It proposes an exclusion from parkland dedication requirements for properties within the El Paso Downtown 2015 Plan area, subject to City Council approval of an Adaptive Reuse Overlay.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

Development Coordinating Committee reviewed with no objections on Feb. 8, 2012
Scheduled for City Plan Commission on Feb. 23, 2012

*****REQUIRED AUTHORIZATION*****

LEGAL: (if required) N/A

FINANCE: (if required) N/A

DEPARTMENT HEAD: Mathew S. McElroy
Deputy Director-Planning and Economic Development



APPROVED FOR AGENDA:

CITY MANAGER: _____

DATE: _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 19 (SUBDIVISIONS), CHAPTER 19.20 (PARKS AND OPEN SPACE), SECTION 19.20.060 (EXCLUSIONS FROM DEDICATION REQUIREMENT), OF THE EL PASO CITY CODE TO ADD AN EXCLUSION FOR PROPERTIES COVERED UNDER AN ADAPTIVE REUSE OVERLAY. THE PENALTY IS AS PROVIDED IN CHAPTER 19.42 OF THE CITY OF EL PASO CITY CODE.

WHEREAS, Title 19 (Subdivisions) of the El Paso City Code (the “Code”) was adopted to promote the health, safety, morals and general welfare of the community; and,

WHEREAS, the Subdivision Ordinance helps guide the physical development of the community by promoting orderly and healthful design, and particularly by providing adequate public facilities; and,

WHEREAS, the Downtown 2015 Plan for the City of El Paso, Texas was adopted on October 31, 2006; and

WHEREAS, the Downtown 2015 Plan encourages mixed use development and increased housing opportunities, redevelopment and adaptive reuse of existing buildings, and incentives to stimulate investment by private developers; and

WHEREAS, parkland dedication requirements in Title 19 (Subdivision and Development Plats) inhibit the redevelopment and reuse of existing buildings within the Downtown 2015 Plan area; and,

WHEREAS, the City Plan Commission has recommended approval of the amendments, and the El Paso City Council finds that the amendments proposed herein will further protect and provide for the public health, safety, morals and general welfare of the community, and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

Section 1. That Title 19, Subdivisions, Chapter 19.20, Parks and Open Space, Section 19.20.060, Exclusions from Dedication Requirement, of the El Paso City Code be amended to add the following exclusion:

19.20.060 - Exclusions from dedication requirement.

- I. Land within a subdivision, whether residential or nonresidential, covered by an Adaptive Reuse Overlay.

Section 2. Except as herein amended, Title 19, Subdivisions, of the El Paso City Code shall remain in full force and effect.

PASSED AND APPROVED this _____ of _____ 2012

THE CITY OF EL PASO

John F. Cook, Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

SIGNATURES CONTINUE ON FOLLOWING PAGE

APPROVED AS TO CONTENT:

APPROVED AS TO FORM:

Mathew McElroy,
Deputy Director
Planning & Economic Development

Lupe Cuellar
Assistant City Attorney

ORDINANCE NO. _____