



**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING TITLE 20 (ZONING), CHAPTER 20.10 (SUPPLEMENTAL USE REGULATIONS), SECTION 20.10.680 (TEMPORARY USES) TO ALLOW FOR A FAIR, FESTIVAL, CARNIVAL OR CONCERT AS A TEMPORARY USE WITHIN AN AREA ZONED COMMERCIAL OR R-F (RANCH AND FARM). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

**WHEREAS**, Title 20 (Zoning) of the El Paso City Code was adopted to promote the health, safety, morals and general welfare of the community; and

**WHEREAS**, the El Paso City Code already allows a fair, festival, carnival or concert as a temporary use in an area zoned commercial; and,

**WHEREAS**, the City Plan Commission recommends that the City Council allow a fair, festival, carnival or concert as a temporary use within an area zoned R-F (Ranch and Farm) provided that such temporary use complies with certain conditions; and,

**WHEREAS**, the City Council has determined that allow a fair, festival, carnival or concert as a temporary use within an area zoned R-F (Ranch and Farm) under certain conditions will not have an adverse impact on other permitted uses within these zoning districts.

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

**SECTION 1.** That Title 20, Zoning, Section 20.10.680.B.4 of the El Paso City Code is amended to add the following:

4. A fair, circus, rodeo, festival, carnival or concert operated at a location other than a stadium, auditorium or other public assembly facility designed to accommodate such an event shall be limited to thirty days in any six-month period. The location shall be within an area zoned commercial or R-F (Ranch and Farm). For property zoned R-F (Ranch and Farm), a temporary permit shall only be issued if the following conditions are met:

- a. The property in which the temporary use will operate is at least three acres or more in size; and,
- b. There shall be at least a 500 foot buffer zone between the area in which the use will operate, to include required parking, and any residential zoning district or use; and,
- c. The temporary event shall comply with the parking requirements of Appendix C of Title 20.

**SECTION 2.** Except as herein amended Title 20 (Zoning) of the El Paso City Code shall remain if full force and effect.

**PASSED AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

**SIGNATURES ON FOLLOWING PAGE**

**THE CITY OF EL PASO**

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John Cook  
Mayor

**ATTEST:**

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Richarda Momsen  
City Clerk

**APPROVED AS TO FORM:**

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Lupe Cuellar  
Assistant City Attorney

**APPROVED AS TO CONTENT:**

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Mathew McElroy, Deputy Director  
Development Services