

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

**DEPARTMENT:** City Development Department

**AGENDA DATE:** Introduction: May 7, 2013  
Public Hearing: June 4, 2013

**CONTACT PERSON/PHONE:** Alex Hoffman, (915) 541-4638, [hoffmanap@elpasotexas.gov](mailto:hoffmanap@elpasotexas.gov)

**DISTRICT(S) AFFECTED:** All

**SUBJECT:**

An Ordinance amending Title 20 (Zoning), Chapter 20.02 (General Provisions and Definitions), Article II Definitions of the El Paso City Code to amend the definition of transitional housing and to allow for the expiration of special permits for transitional homes. The penalty is as provided for in Chapter 20.24 of the El Paso City Code (All Districts)

**BACKGROUND / DISCUSSION:**

N/A

**PRIOR COUNCIL ACTION:**

N/A

**AMOUNT AND SOURCE OF FUNDING:**

N/A

**BOARD / COMMISSION ACTION:**

City Plan Commission (CPC) Pending – scheduled May 30, 2013

\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**LEGAL:** (if required) N/A

**FINANCE:** (if required) N/A

**DEPARTMENT HEAD:**

Mathew S. McElroy  
Director, City Development Department

**APPROVED FOR AGENDA:**

**CITY MANAGER:** \_\_\_\_\_

**DATE:** \_\_\_\_\_

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

**AN ORDINANCE AMENDING TITLE 20 (ZONING), CHAPTER 20.02 (GENERAL PROVISIONS AND DEFINITIONS), ARTICLE II DEFINITIONS OF THE EL PASO CITY CODE TO AMEND THE DEFINITION OF TRANSITIONAL HOUSING AND TO ALLOW FOR THE EXPIRATION OF SPECIAL PERMITS FOR TRANSITIONAL HOMES. 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, it is necessary to amend the definition of transitional housing to clarify the type of housing and services it provides to the community and to allow for the special permits issued for this use to expire; and,

WHEREAS, a public hearing regarding the proposed amendment was held before the City Plan Commission, and the Commission recommended approval of the amendment; and

WHEREAS, the El Paso City Council has determined that this amendment is in the best interest of the public and will promote the public health, safety and welfare of the City;

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

SECTION 1. That Title 20 Zoning, Chapter 20.02 General Provisions and Definitions, TITLE II Definitions, Section 20.02.115 Transitional Housing of the El Paso City Code be amended as follows:

Transitional Housing means:

- A. A facility that provides temporary housing and appropriate supportive services to the homeless, persons with substance abuse addiction, domestic violence victims, or pre-parole detainees, in order to facilitate their transition to independent living; and,
- B. Provides room and board to more than four persons on a temporary basis while those persons are transitioning to a more permanent form of housing; and,
- C. This use includes homeless shelters, homeless shelters for battered women and children, halfway houses for adult or juveniles, and drug addiction recovery centers; and,
- D. A special permit issued for these uses shall expire when the use for which the permit was issued (i.e. homeless shelter for battered women and children) changes to another use listed herein (i.e. halfway house for adults), or when the use changes to another use entirely, when the facility ceases to operate for 120 days or more, or when the facility has a change in ownership.

ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2013.

**SIGNATURES ON THE FOLLOWING PAGE**

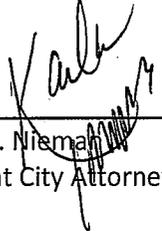
CITY OF EL PASO

\_\_\_\_\_  
John F. Cook, Mayor

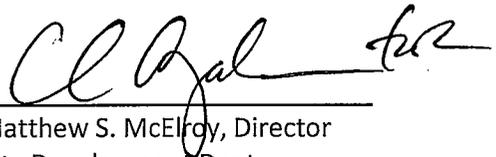
ATTEST:

\_\_\_\_\_  
Richarda Duffy Momsen, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Karla M. Nieman  
Assistant City Attorney

APPROVED AS TO CONTENT:

  
\_\_\_\_\_  
Matthew S. McElroy, Director  
City Development Dept.

**MEMORANDUM**

**DATE:** April 30, 2013

**TO:** The Honorable Mayor and City Council  
Joyce A. Wilson, City Manager

**FROM:** Alex Hoffman, Lead Planner

**SUBJECT:** **Transitional Housing Definition Amendments**

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This amendment is pending consideration by the City Plan Commission (CPC) - scheduled May 30, 2013