

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

DEPARTMENT: City Manager's Office

AGENDA DATE: Introduction: May 29, 2012 and Public Hearing: June 5, 2012

CONTACT PERSON/PHONE: Deborah Hamlyn, Deputy City Manager, Community Services (541-4686)

DISTRICT AFFECTED: City Wide

SUBJECT:

An ordinance to amend the El Paso City Code to reflect departmental reorganization by amending Title 13 (Streets, Sidewalks and Public Places) to amend various sections threunder pertaining to the duties which had been assigned to the Engineering and Construction Management Department and the Planning and Economic Development Department, and the staff; the penalty being as provided in sections 1.08.10-1.08.030 of the El Paso City Code.

BACKGROUND / DISCUSSION:

The proposed ordinance forms part of a series of code amendments that formalize the creation of the new City Development Department. These amendments align the appropriate roles and responsibilities that reflect the new departmental structure and address the necessary administrative provisions related thereto. The proposed changes will become effective on June 11, 2012.

PRIOR COUNCIL ACTION:

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

(N/A)

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

DEPARTMENT HEAD: _____



Information copy to appropriate Deputy City Manager

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE EL PASO CITY CODE TO REFLECT DEPARTMENTAL REORGANIZATION BY AMENDING TITLE 13 (STREETS, SIDEWALKS AND PUBLIC PLACES) TO AMEND VARIOUS SECTIONS THEREUNDER PERTAINING TO THE DUTIES WHICH HAD BEEN ASSIGNED TO THE ENGINEERING AND CONSTRUCTION MANAGEMENT DEPARTMENT AND THE PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT, AND THE STAFF; THE PENALTY BEING AS PROVIDED IN SECTIONS 1.08.010 – 1.08.030 OF THE EL PASO CITY CODE.

WHEREAS, the Planning and Economic Development Department and the Building Permits and Inspections Division are being combined into a new department named the City Development Department; and

WHEREAS, various provisions in the City Code need to be amended to reflect the changes.

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

Section 1. That Chapter 13.04 (Street and Sidewalk Construction and Maintenance), Section 13.04.010 (Permit required), Subsection C, of the El Paso City Code, is amended to read as follows:

13.04.010, Subsection C, Permit required.

C. The permit official will issue sidewalk permits and will enforce the requirements of this chapter for all properties. The city manager and his designees, including but not limited to the code enforcement division and the director of the city development department and his designees, will enforce the requirements of this chapter for streets, alleys and other paved portions of street rights-of-way.

Section 2. That Chapter 13.04 (Street and Sidewalk Construction and Maintenance), Section 13.04.045 (Sidewalks in new development), of the El Paso City Code, is amended to read as follows:

13.04.045 Sidewalks in new development.

1. Local Residential Streets.

a. Sidewalks shall be required on all local residential street classifications, except on:

- i. Mountain residential streets within the mountain development area and within an approved subdivision; or
- ii. Alleys within an approved subdivision; or
- iii. Local residential streets within an approved subdivision where all the lots provide a minimum one-half acre lot area, and the adjoining properties have no sidewalks; or
- iv. Local residential streets within an approved subdivision where a determination has been made by the director of the city development department that the sidewalks will impede drainage; or
- v. Local residential streets within an approved subdivision where a street construction project, whether local, state or federal, has been awarded and the project includes construction of the sidewalks; or
- vi. Local residential streets within an approved subdivision which meet all of the following criteria as determined by the city plan commission:
 - (A) A characteristic of the neighborhood is that no sidewalks have been required to date, and
 - (B) The subdivision adjoins or lies within a neighborhood in which buildings or structures have been constructed on at least fifty percent of the lots within the neighborhood, and
 - (C) The type of subdivision and intensity of land use is compatible with the character of the neighborhood; or
- vii. Reserved.
- viii. Local residential streets within an approved planned unit development where pedestrian access is provided within the approved subdivision through an alternative sidewalk design not installed within the street right-of-way.

b. Where required, sidewalks shall be installed on both sides of the local residential street right-of-way and shall be located adjacent to the property line and parallel to the curblines.

c. Required sidewalks may be located adjacent to and parallel with the curblines only under the following circumstances:

- i. On the turnaround portion of a cul-de-sac street; or
- ii. On the rear side of a double-front lot when all of the following apply:
 - (A) The subdivision design provides for single-loaded streets, and
 - (B) Both street frontages are local residential streets, and
 - (C) The sidewalk is flared to a minimum width of seven feet along the curb radius at a street intersection, and
 - (D) The sidewalk is wide enough to provide a minimum clear width of three feet at encroachments, including street lights, traffic signs, neighborhood delivery collection box units, utility installations, or other facilities; or
- iii. On a local residential street where an existing sidewalk on an adjoining property is located adjacent to and parallel to the curblines, and the city plan

commission determines that a public benefit would result from permitting the new sidewalk to be similarly designed and constructed.

d. Where a sidewalk is installed adjacent to the curblin, it shall be allowed to meander between the property line and the curblin to avoid encroachments, such as street lights, traffic signs, neighborhood delivery collection box units, utility installations or other facilities.

2. Arterial Streets.

a. Sidewalks shall be required on all arterial street classifications, except on arterial streets which meet the following criteria as determined by the city plan commission:

i. Arterial streets within an approved subdivision where a street construction project, whether local, state or federal, has been awarded and the project includes construction of the sidewalks; or

ii. Arterial streets within an approved subdivision that is on property zoned C-4, M-1, M-2, M-3 or P-1, and all of the following apply:

(A) No sidewalks exist on the adjoining properties, and

(B) A determination is made by the city plan commission that the development is within an area in which there is no foreseeable need to provide sidewalks for pedestrian traffic, or

iii. Arterial streets within an approved subdivision that is on property zoned C-4, M-1, M-2, M-3 or P-1, and all of the following apply:

(A) The total arterial street right-of-way width is seventy feet or less, and

(B) The arterial street provides access to only one development, and functions as internal circulation within the development, or

iv. Arterial streets where the location of sidewalks would be so unsafe for pedestrians that the risk to the public outweighs the benefits to the public; or

v. Arterial streets where the installation of sidewalks is expressly prohibited by ordinance.

b. Where required, sidewalks shall be installed on both sides of the arterial street right-of-way and shall be located adjacent to the property line and parallel to the curblin. A sidewalk shall be allowed to meander between the curblin and the property line to avoid encroachments, such as street lights, traffic signs, neighborhood delivery collection box units, utility installations, or other facilities.

c. Required sidewalks may be located adjacent to and parallel with the curblin when all of the following apply:

i. The sidewalk is a minimum of seven feet wide; and ii. The sidewalk is wide enough to provide a minimum clear width of three feet at encroachments, including street lights, traffic signs, traffic control devices, utility installations, or other facilities.

B. Sidewalk Construction.

1. Local Residential Streets. Sidewalks required within an approved subdivision shall be installed as soon as reasonably possible after the first building permit is issued for each lot, or portion thereof, within the subdivision. The property owner of the lot, or portion thereof, for which a building permit has been issued shall be responsible for construction of the sidewalk. No certificate of occupancy shall be

issued until the sidewalk has been inspected and approved by the director of the city development department or his designee

2. Arterial Streets.

a. Where sidewalks are required within an approved subdivision, the construction may be deferred until ordered by the city as provided in Section 13.04.040. The city plan commission may, as part of the subdivision approval, approve a deferral of the construction of sidewalks when the arterial street is designed to serve residential double-front lots; and the residential double-front lots are provided primary access through a fully improved local residential street; and the arterial street for which a sidewalk deferral is to be authorized provides frontage to the rear side of the residential double-front lots; and the improvement of the arterial street is delayed due to a partial dedication of the arterial street right-of-way within the approved subdivision.

b. Sidewalks required within an approved subdivision shall be installed as soon as reasonably possible, after the first building permit is issued for each lot, or portion thereof, within the subdivision; except where a sidewalk deferral was approved by the city plan commission as part of the subdivision approval. The property owner of the lot, or portion thereof, for which a building permit has been issued shall be responsible for construction of the sidewalk. No certificate of occupancy shall be issued until the sidewalk has been inspected and approved by the director of the city development department or his designee.

c. Where a sidewalk deferral is approved by the city plan commission as part of an approved subdivision, the property owner of the lot, or portion thereof, for which the deferral was granted, shall be required to deposit the funds necessary to pay the cost for the future installation of the sidewalk by the city or an agent of the city.

i. The amount of the deposit shall be the future value of the sidewalk construction, determined as follows: Three dollars and thirty cents per square foot factored for ten years at an inflation rate of five percent, multiplied by the total lot frontage on the street, multiplied by the width of the sidewalk.

ii. The funds shall be deposited in full with the city prior to the issuance of any building permit. A deposit made pursuant to this subsection shall be tendered in the form of a cash payment, or cashier's check made payable to the City of El Paso. Funds received shall be reserved for sidewalk construction with reference to the individual subdivision involved.

iii. After having deposited funds with the city in accordance with this provision, the owner of the property for which the funds were deposited may at any time, but not more often than once in any twelve-month period, request the city council to determine whether it has become practical for the city to install the sidewalks. From the date of receipt of such a request, the city council shall have ninety days to render its determination. If the city council fails to do so, it shall be deemed practical for the city to install the sidewalk. Construction of a deferred sidewalk within a subdivision shall be completed within one year from the date the city council, after having obtained recommendations from the department heads development coordinating committee and the city plan commission, determines that it is practical for the

city to install the sidewalks. The recommendation shall include an opinion from the city attorney as to whether the city has the legal authority to install the sidewalks under the circumstances. The term "practical," as used in this subsection, does not include consideration of whether the city has funds available to supplement the cost of installing the sidewalks. If it is determined by the city council that it is practical to install the sidewalks, and if the deferred sidewalk is not installed by the city as herein required, the property owner who deposited the funds shall, upon written request, be entitled to a full refund of monies paid within thirty days of receipt by the city of the request for the refund.

Section 3. That Chapter 13.04 (Street and Sidewalk Construction and Maintenance), Section 13.04.070 (Installation of sidewalk on property on which building permit issued), of the El Paso City Code, is amended to read as follows:

13.04.070 Installation of sidewalk on property on which building permit issued.

The director of the city development department or his designee shall inspect each piece of property on which a building permit has been issued or for which a building permit has been applied for, and shall determine whether the property is provided with sidewalks. If there is no sidewalk on the part of the street or streets abutting on the property, the director of the city development department or his designee shall proceed under Section 13.04.040 of this chapter to order such sidewalk installed, unless the city council authorizes that such sidewalk may be waived because of the location of the building, the probable conditions of traffic, or other pertinent conditions existing in the neighborhood. Such finding shall not deprive the city of its authority to order the installation of sidewalks at any subsequent time, as provided in Section 13.04.040 of this chapter.

Section 4. That Chapter 13.30 (Film-Making Events), Section 13.30.040, Introductory paragraph and Subsection A, (Permit application), of the El Paso City Code, is amended to read as follows:

13.30.040, Introductory paragraph and Subsection A, Permit application

An application for a film-making event permit must be made for each film-making event project (including but not limited to, a motion picture, commercial or documentary) on a form provided by the City and filed with the commissioner. Permits issued for a film-making event may include multiple locations. A location information form must be filed for each location proposed on the permit application. The traffic engineer's approval of locations may provide for the use of City rights-of-way or facilities for periods not to exceed forty-eight consecutive hours for each location or an extension thereof not to exceed and additional forty-eight hours. Request for use or closure of rights-of-way or a City facility for more than 48 consecutive hours or the extension thereof at a particular location shall require a special privilege permit or license as provided for in Chapter 15.08.

A. Application Filing & Review. An application shall be filed with the commissioner. No materially incomplete application shall be accepted. Upon receipt of a materially complete application, the Commissioner shall timestamp and assign an application number to the project together with a separate location number for each proposed film-making event location. The applicant, or the Commissioner on behalf of the applicant, shall then be responsible for obtaining a recommendation for each proposed location from all affected departments as outlined below:

1. The Commissioner shall immediately forward the application to all the departments for which application review is required and shall additionally inform the director of the city development department and council members of any locations proposed within their district. The commissioner or applicant shall work with a pre-designated departmental representative to facilitate timely review. A pre-designated department representative for film-making events permitting shall provide a recommendation for approval, approval with modification, or denial for each proposed location along with applicable departmental comments. A pre-designated department representative shall make every effort to provide a recommendation within one business day.

2. Review of the application shall be required from the following departments: fire, police, Sun Metro, environmental services, and transportation. Other departments may be requested to review the application, as determined to be appropriate by the commissioner. Review by and approval by the director of aviation or designee shall be required for any proposed filming on City of El Paso airport property. The use of any police or fire facility shall require approval of the police or fire chief respectively. The traffic engineer shall approve all applications. The city manager or designee shall review and approve all applications for the use in or at non-public areas of City facilities. A pre-designated department representative shall provide written acknowledgment of receipt of the application. Any department required or requested to review the application shall make recommendation and provide comments by no later than the close of business on the third City Hall business day, after receipt of the application. Upon completion of distribution to all departments making a review, the applicant or Commissioner, as the case may be, shall forward application and department recommendations to the traffic engineer. The traffic engineer shall begin his review on the City business day he receives the application and department recommendations and shall approve or deny the permit as required in Section 13.30.050.

Section 5. This ordinance shall take effect on June 11, 2012.

Section 6. Except as herein amended, Title 13 of the El Paso City Code shall remain in full force and effect.

ADOPTED THIS _____ day of _____, 2012.

CITY OF EL PASO

ATTEST:

John F. Cook, Mayor

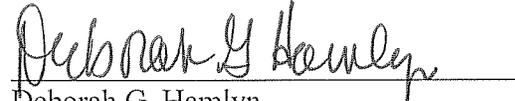
Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Marie A. Taylor
Assistant City Attorney

APPROVED AS TO CONTENT:



Deborah G. Hamlyn
Deputy City Manager

ORDINANCE NO. _____

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WHEREAS, the Planning and Economic Development Department and the Building Permits and Inspections Division are being combined into a new department named the City Development Department; and

WHEREAS, various provisions in the City Code need to be amended to reflect the changes.

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Section 1. That Chapter 13.04 (Street and Sidewalk Construction and Maintenance), Section 13.04.010 (Permit required), Subsection C, of the El Paso City Code, is amended to read as follows:

13.04.010, Subsection C, Permit required.

C. The permit official will issue sidewalk permits and will enforce the requirements of this chapter for all properties. The city manager and his designees, including but not limited to the code enforcement division and the director of the city development department city-engineer and his designees, will enforce the requirements of this chapter for streets, alleys and other paved portions of street rights-of-way.

Section 2. That Chapter 13.04 (Street and Sidewalk Construction and Maintenance), Section 13.04.045 (Sidewalks in new development), of the El Paso City Code, is amended to read as follows:

13.04.045 Sidewalks in new development.

A. Where Required. Sidewalks shall be required within all public and private street rights-of-way within new development as follows:

1. Local Residential Streets.

a. Sidewalks shall be required on all local residential street classifications, except on:

- i. Mountain residential streets within the mountain development area and within an approved subdivision; or
- ii. Alleys within an approved subdivision; or
- iii. Local residential streets within an approved subdivision where all the lots provide a minimum one-half acre lot area, and the adjoining properties have no sidewalks; or
- iv. Local residential streets within an approved subdivision where a determination has been made by the director of the city development department ~~city engineer~~ that the sidewalks will impede drainage; or
- v. Local residential streets within an approved subdivision where a street construction project, whether local, state or federal, has been awarded and the project includes construction of the sidewalks; or
- vi. Local residential streets within an approved subdivision which meet all of the following criteria as determined by the city plan commission:
 - (A) A characteristic of the neighborhood is that no sidewalks have been required to date, and
 - (B) The subdivision adjoins or lies within a neighborhood in which buildings or structures have been constructed on at least fifty percent of the lots within the neighborhood, and
 - (C) The type of subdivision and intensity of land use is compatible with the character of the neighborhood; or

vii. Reserved

viii. Local residential streets within an approved planned unit development where pedestrian access is provided within the approved subdivision through an alternative sidewalk design not installed within the street right-of-way.

b. Where required, sidewalks shall be installed on both sides of the local residential street right-of-way and shall be located adjacent to the property line and parallel to the curblines.

c. Required sidewalks may be located adjacent to and parallel with the curblines only under the following circumstances:

- i. On the turnaround portion of a cul-de-sac street; or
- ii. On the rear side of a double-front lot when all of the following apply:
 - (A) The subdivision design provides for single-loaded streets, and
 - (B) Both street frontages are local residential streets, and
 - (C) The sidewalk is flared to a minimum width of seven feet along the curb radius at a street intersection, and
 - (D) The sidewalk is wide enough to provide a minimum clear width of three feet at encroachments, including street lights, traffic signs, neighborhood delivery collection box units, utility installations, or other facilities; or
- iii. On a local residential street where an existing sidewalk on an adjoining property is located adjacent to and parallel to the curblines, and the city plan

commission determines that a public benefit would result from permitting the new sidewalk to be similarly designed and constructed.

d. Where a sidewalk is installed adjacent to the curblin, it shall be allowed to meander between the property line and the curblin to avoid encroachments, such as street lights, traffic signs, neighborhood delivery collection box units, utility installations or other facilities.

2. Arterial Streets.

a. Sidewalks shall be required on all arterial street classifications, except on arterial streets which meet the following criteria as determined by the city plan commission:

i. Arterial streets within an approved subdivision where a street construction project, whether local, state or federal, has been awarded and the project includes construction of the sidewalks; or

ii. Arterial streets within an approved subdivision that is on property zoned C-4, M-1, M-2, M-3 or P-I, and all of the following apply:

(A) No sidewalks exist on the adjoining properties, and

(B) A determination is made by the city plan commission that the development is within an area in which there is no foreseeable need to provide sidewalks for pedestrian traffic, or

iii. Arterial streets within an approved subdivision that is on property zoned C-4, M-1, M-2, M-3 or P-I, and all of the following apply:

(A) The total arterial street right-of-way width is seventy feet or less, and

(B) The arterial street provides access to only one development, and functions as internal circulation within the development, or

iv. Arterial streets where the location of sidewalks would be so unsafe for pedestrians that the risk to the public outweighs the benefits to the public; or

v. Arterial streets where the installation of sidewalks is expressly prohibited by ordinance.

b. Where required, sidewalks shall be installed on both sides of the arterial street right-of-way and shall be located adjacent to the property line and parallel to the curblin. A sidewalk shall be allowed to meander between the curblin and the property line to avoid encroachments, such as street lights, traffic signs, neighborhood delivery collection box units, utility installations, or other facilities.

c. Required sidewalks may be located adjacent to and parallel with the curblin when all of the following apply:

i. The sidewalk is a minimum of seven feet wide; and ii. The sidewalk is wide enough to provide a minimum clear width of three feet at encroachments, including street lights, traffic signs, traffic control devices, utility installations, or other facilities.

B. Sidewalk Construction.

1. Local Residential Streets. Sidewalks required within an approved subdivision shall be installed as soon as reasonably possible after the first building permit is issued for each lot, or portion thereof, within the subdivision. The property owner of the lot, or portion thereof, for which a building permit has been issued shall be responsible for construction of the sidewalk. No certificate of occupancy shall be

issued until the sidewalk has been inspected and approved by the director of the city development department ~~city engineer~~ or his designee

2. Arterial Streets.

a. Where sidewalks are required within an approved subdivision, the construction may be deferred until ordered by the city as provided in Section 13.04.040. The city plan commission may, as part of the subdivision approval, approve a deferral of the construction of sidewalks when the arterial street is designed to serve residential double-front lots; and the residential double-front lots are provided primary access through a fully improved local residential street; and the arterial street for which a sidewalk deferral is to be authorized provides frontage to the rear side of the residential double-front lots; and the improvement of the arterial street is delayed due to a partial dedication of the arterial street right-of-way within the approved subdivision.

b. Sidewalks required within an approved subdivision shall be installed as soon as reasonably possible, after the first building permit is issued for each lot, or portion thereof, within the subdivision; except where a sidewalk deferral was approved by the city plan commission as part of the subdivision approval. The property owner of the lot, or portion thereof, for which a building permit has been issued shall be responsible for construction of the sidewalk. No certificate of occupancy shall be issued until the sidewalk has been inspected and approved by the director of the city development department ~~city engineer~~ or his designee.

c. Where a sidewalk deferral is approved by the city plan commission as part of an approved subdivision, the property owner of the lot, or portion thereof, for which the deferral was granted, shall be required to deposit the funds necessary to pay the cost for the future installation of the sidewalk by the city or an agent of the city.

i. The amount of the deposit shall be the future value of the sidewalk construction, determined as follows: Three dollars and thirty cents per square foot factored for ten years at an inflation rate of five percent, multiplied by the total lot frontage on the street, multiplied by the width of the sidewalk.

ii. The funds shall be deposited in full with the city prior to the issuance of any building permit. A deposit made pursuant to this subsection shall be tendered in the form of a cash payment, or cashier's check made payable to the City of El Paso. Funds received shall be reserved for sidewalk construction with reference to the individual subdivision involved.

iii. After having deposited funds with the city in accordance with this provision, the owner of the property for which the funds were deposited may at any time, but not more often than once in any twelve-month period, request the city council to determine whether it has become practical for the city to install the sidewalks. From the date of receipt of such a request, the city council shall have ninety days to render its determination. If the city council fails to do so, it shall be deemed practical for the city to install the sidewalk. Construction of a deferred sidewalk within a subdivision shall be completed within one year from the date the city council, after having obtained recommendations from the department heads development coordinating committee and the city plan commission, determines that it is practical for the

city to install the sidewalks. The recommendation shall include an opinion from the city attorney as to whether the city has the legal authority to install the sidewalks under the circumstances. The term "practical," as used in this subsection, does not include consideration of whether the city has funds available to supplement the cost of installing the sidewalks. If it is determined by the city council that it is practical to install the sidewalks, and if the deferred sidewalk is not installed by the city as herein required, the property owner who deposited the funds shall, upon written request, be entitled to a full refund of monies paid within thirty days of receipt by the city of the request for the refund.

Section 3. That Chapter 13.04 (Street and Sidewalk Construction and Maintenance), Section 13.04.070 (Installation of sidewalk on property on which building permit issued), of the El Paso City Code, is amended to read as follows:

13.04.070 Installation of sidewalk on property on which building permit issued.

The director of the city development department ~~city-engineer~~ or his designee shall inspect each piece of property on which a building permit has been issued or for which a building permit has been applied for, and shall determine whether the property is provided with sidewalks. If there is no sidewalk on the part of the street or streets abutting on the property, the ~~city-engineer~~ director of the city development department or his designee shall proceed under Section 13.04.040 of this chapter to order such sidewalk installed, unless the city council authorizes that such sidewalk may be waived because of the location of the building, the probable conditions of traffic, or other pertinent conditions existing in the neighborhood. Such finding shall not deprive the city of its authority to order the installation of sidewalks at any subsequent time, as provided in Section 13.04.040 of this chapter.

Section 4. That Chapter 13.30 (Film-Making Events), Section 13.30.040, Introductory paragraph and Subsection A, (Permit application), of the El Paso City Code, is amended to read as follows:

13.30.040, Introductory paragraph and Subsection A, Permit application

An application for a film-making event permit must be made for each film-making event project (including but not limited to, a motion picture, commercial or documentary) on a form provided by the City and filed with the commissioner. Permits issued for a film-making event may include multiple locations. A location information form must be filed for each location proposed on the permit application. The traffic engineer's approval of locations may provide for the use of City rights-of-way or facilities for periods not to exceed forty-eight consecutive hours for each location or an extension thereof not to exceed and additional forty-eight hours. Request for use or closure of rights-of-way or a City facility

for more than 48 consecutive hours or the extension thereof at a particular location shall require a special privilege permit or license as provided for in Chapter 15.08.

A. Application Filing & Review. An application shall be filed with the commissioner. No materially incomplete application shall be accepted. Upon receipt of a materially complete application, the Commissioner shall timestamp and assign an application number to the project together with a separate location number for each proposed film-making event location. The applicant, or the Commissioner on behalf of the applicant, shall then be responsible for obtaining a recommendation for each proposed location from all affected departments as outlined below:

1. The Commissioner shall immediately forward the application to all the departments for which application review is required and shall additionally inform the director of the ~~Planning and Economic~~ city development department and council members of any locations proposed within their district. The commissioner or applicant shall work with a pre-designated departmental representative to facilitate timely review. A pre-designated department representative for film-making events permitting shall provide a recommendation for approval, approval with modification, or denial for each proposed location along with applicable departmental comments. A pre-designated department representative shall make every effort to provide a recommendation within one business day.

2. Review of the application shall be required from the following departments: fire, police, Sun Metro, environmental services, and transportation. Other departments may be requested to review the application, as determined to be appropriate by the commissioner. Review by and approval by the director of aviation or designee shall be required for any proposed filming on City of El Paso airport property. The use of any police or fire facility shall require approval of the police or fire chief respectively. The traffic engineer shall approve all applications. The city manager or designee shall review and approve all applications for the use in or at non-public areas of City facilities. A pre-designated department representative shall provide written acknowledgment of receipt of the application. Any department required or requested to review the application shall make recommendation and provide comments by no later than the close of business on the third City Hall business day, after receipt of the application. Upon completion of distribution to all departments making a review, the applicant or Commissioner, as the case may be, shall forward application and department recommendations to the traffic engineer. The traffic engineer shall begin his review on the City business day he receives the application and department recommendations and shall approve or deny the permit as required in Section 13.30.050.

Section 5. This ordinance shall take effect on June 11, 2012.

Section 6. Except as herein amended, Title 13 of the El Paso City Code shall remain in full force and effect.

ADOPTED THIS _____ day of _____, 2012.

CITY OF EL PASO

ATTEST:

John F. Cook, Mayor

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Marie A. Taylor
Assistant City Attorney

Deborah G. Hamlyn
Deputy City Manager