

ORDINANCE NO. 20080327-039

AN ORDINANCE CREATING THE WATERFRONT OVERLAY TASK FORCE AND WAIVING THE REQUIREMENTS OF CITY CODE SECTIONS 2-7-63 AND 2-7-64.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Findings.

The city council finds that:

- (A) The City of Austin recognized Lady Bird Lake as a treasured resource in the heart of Austin by adopting the citizen led Waterfront Overlay Ordinance to protect Lady Bird Lake's water quality and scenic assets;
- (B) It is imperative to neighborhood residents, property owners, and city staff that the substantive and procedural requirements of the ordinance be clear and unambiguous;
- (C) In order to evaluate potential inconsistencies and ambiguities, the city council passed Resolution No. 20071129-042 on November 29, 2007, directing the city manager to establish a Waterfront Overlay Taskforce to include members from relevant city boards and commissions, neighborhood advocates and members of the development community, as well as a task force action plan; and
- (D) In accordance with the council's direction, the Neighborhood Planning and Zoning Department issued a memorandum on February 19, 2008, with recommendations regarding the membership of the Waterfront Overlay Task Force and a proposed action plan.

PART 2. Creation, Duties, and Resources.

- (A) The Waterfront Overlay Task Force is created. Consistent with recommendations of the Neighborhood Planning and Zoning Department, the Task Force shall consist of 15 members to be appointed by the city council from the following categories:

a representative from the following boards and commissions:

Parks and Recreation Board;

Planning Commission;
Design Commission;
Downtown Commission;
Environmental Board;

a representative from Save Town Lake;

a representative from the Town Lake Trails Foundation;

a representative from the Real Estate Council of Austin; and

Council appointed representatives from City registered neighborhood organizations whose boundaries abut Lady Bird Lake, and business property owners that own property within the Waterfront Overlay combining district.

- (B) Consistent with recommendations of the Neighborhood Planning and Zoning Department, the council adopts following action plan for the Waterfront Overlay Task Force:

March –

April 2008: Identify and contact list of Task Force members appointed by the City Council.

April 2008: Convene Task Force kick-off meeting and establish a work plan.

May-August 2008: Conduct Task Force meetings.

September 2008: Prepare a Waterfront Overlay Task Force Report, including recommended changes, for public review.

November &

December 2008: Board and Commission review and possible action.

January 2009: City Council public hearings and possible action.

- (C) The city manager is directed to provide necessary resources and technical assistance to the Waterfront Overlay Task Force.
- (D) The Waterfront Overlay Task Force is subject to City Code Sections 2-1-43 (*Meeting Requirements*) and 2-1-44 (*Meeting Procedures*).

- (E) The Task Force shall dissolve on the later of one year from the effective date of this ordinance or the date on which the Waterfront Overlay Task Force Report is made available for public review.

PART 3. The council waives the requirements of City Code Sections 2-7-63 (*Prohibition on Conflict of Interest*) and 2-7-64 (*Disclosure of Conflict of Interest*) for the Waterfront Overlay Taskforce.

PART 4. This ordinance takes effect on April 7, 2008.

PASSED AND APPROVED

_____ March 27 _____, 2008

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Will Wynn
Mayor

APPROVED: _____
David Allan Smith
City Attorney

ATTEST: _____
Shirley A. Gentry
City Clerk