

ORDINANCE NO. _____

AN ORDINANCE ADDING SECTION 25-5-5 OF THE CITY CODE RELATING TO REQUIREMENTS OF A SITE PLAN.

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

PART 1. Chapter 25 of the City Code is amended to add a new Section 25-5-5 to read as follows:

§ 25-5-5 WATER OR WASTEWATER FROM A NON-CITY UTILITY.

- (A) This section applies to a site plan for property that is to receive retail water or wastewater service from an entity other than the City's Water and Wastewater Utility.
- (B) A site plan may not be approved unless the applicant for site plan approval has complied with the requirements of this subsection.
 - (1) The applicant for site plan approval shall provide the director with a copy of a contract obligating the utility service provider to install utility lines and furnish adequate utility service to the property.
 - (2) Water or wastewater system plans must comply with the requirements of this title and the Utilities Criteria Manual.
 - (3) Approval of water or wastewater system plans by the director of the City's Water and Wastewater Utility and the Texas Commission on Environmental Quality is required.
- (C) Approval of the construction of water or wastewater facilities by the director of the City's Water and Wastewater Utility is required. A City inspector may inspect the facilities during construction. The director of the City's Water and Wastewater Utility may require that the applicant for site plan approval or owner of the property pay an inspection fee.

PART 2. Part 1 of this ordinance takes effect on _____. Any site plan application filed with the City prior to the effective date of this ordinance is not subject to the amendment to the Code set out in Part 1 of this ordinance.

PASSED AND APPROVED

_____, 2009

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Lee Leffingwell, Mayor

APPROVED: _____

David Allan Smith
City Attorney

ATTEST: _____

Shirley Gentry
City Clerk