

## **ORDINANCE**

**amending the Unified Development Code by adding a non-voting ex-officio Navy representative to the Planning Commission; providing for severance; providing for penalty; providing for publication; and effective date.**

**WHEREAS**, on September 23, 2013, the City Council adopted the Naval Air Station Corpus Christi ("NASCC") Joint Land Use Study ("JLUS") as an element of the City's Comprehensive Plan.

**WHEREAS**, the JLUS recommends as a high priority Communications Strategy COM-1B to Develop a process to include an ex-officio representative of NASCC to participate on the city's Planning Commission.

**WHEREAS**, the Planning Commission has recommended the City Council approve this amendment of the City of Corpus Christi, Texas ("City") Unified Development Code ("UDC");

**WHEREAS**, with proper notice to the public, public hearings were held on Wednesday, May 3, 2017, during a meeting of the Planning Commission, and on Tuesday, \_\_\_\_\_, 2017, during a meeting of the City Council, in the Council Chambers, at City Hall, in the City of Corpus Christi, during which all interested persons were allowed to appear and be heard; and

**WHEREAS**, the City Council has determined that this amendment would best serve public health, necessity, and convenience and the general welfare of the City of Corpus Christi and its citizens.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:**

**SECTION 1.** Article 2, Section 2.3, subsection 2.3.2 entitled "Establishment, Membership and Procedure" of the UDC is amended by adding the following language that is underlined (added) and deleting the language that is stricken (deleted) as delineated below:

### **2.3.2. Establishment, Membership and Procedure**

- A. Information regarding the establishment, membership, and rules of procedure of the Planning Commission is available in the City Charter and the Municipal Code.
- B. Each member of the Planning Commission shall be required to undergo training provided by the City prior to serving on the Commission or at the beginning of service on the Commission. In addition, the entire Commission shall undergo training every two years.
- C. All recommendations by the Planning Commission shall require an affirmative vote by a majority of the members present and voting, except

as otherwise required in this Unified Development Code or by Texas law.

D. Recognizing the importance of the Naval Air Station Corpus Christi to the community and the region, and to ensure that actions taken by the Commission and recommendations provided to City Council by the Planning Commission contain Navy input where appropriate, a non-voting ex-officio representative of the Navy is added to the Planning Commission.

**SECTION 2.** If for any reason any section, paragraph, subdivision, sentence, clause, phrase, word, or provision of this Ordinance shall be held to be invalid or unconstitutional by final judgment of a court of competent jurisdiction, such judgment shall not affect any other section, paragraph, subdivision, sentence, clause, phrase, word, or provision of this Ordinance, for it is the definite intent of this City Council that every section, paragraph, subdivision, sentence, clause, phrase, word, or provision of this Ordinance be given full force and effect for its purpose. The City Council hereby declares that it would have passed this Ordinance, and each section, paragraph, subdivision, sentence, clause, phrase, word, or provision thereof, irrespective of the fact that any one or more sections, paragraphs, subdivisions, sentences, clauses, phrases, words, or provisions be declared invalid or unconstitutional.

**SECTION 3.** A violation of this ordinance, or requirements implemented under this ordinance, constitutes an offense punishable as provided in Article 1, Section 1.10.1 of the UDC, Article 10 of the UDC, and Section 1-6 of the Corpus Christi Code of Ordinances.

**SECTION 4.** Publication shall be made in the City's official publication as required by the City's Charter.

**SECTION 5.** This ordinance is effective immediately upon passage.

The foregoing ordinance was read for the first time and passed to its second reading on this the \_\_\_\_\_ day of \_\_\_\_\_, 2017, by the following vote:

|                   |       |                |       |
|-------------------|-------|----------------|-------|
| Mayor             | _____ | Ben Molina     | _____ |
| Rudy Garza        | _____ | Lucy Rubio     | _____ |
| Paulette Guajardo | _____ | Greg Smith     | _____ |
| Michael Hunter    | _____ | Carolyn Vaughn | _____ |
| Joe McComb        | _____ |                |       |

That the foregoing ordinance was read for the second time and passed finally on this the \_\_\_\_\_ day of \_\_\_\_\_, 2017, by the following vote:

|                   |       |                |       |
|-------------------|-------|----------------|-------|
| Mayor             | _____ | Ben Molina     | _____ |
| Rudy Garza        | _____ | Lucy Rubio     | _____ |
| Paulette Guajardo | _____ | Greg Smith     | _____ |
| Michael Hunter    | _____ | Carolyn Vaughn | _____ |
| Joe McComb        | _____ |                |       |

PASSED AND APPROVED on this the \_\_\_\_\_ day of \_\_\_\_\_, 2017.

ATTEST:

\_\_\_\_\_  
Rebecca Huerta  
City Secretary

\_\_\_\_\_  
Mayor