Ordinance amending the Unified Development Code subsection 3.1.7.C.2 regarding public notice requirements; and providing penalty

WHEREAS, the Planning Commission has forwarded to the City Council its final report and recommendation regarding this amendment of the City's Unified Development Code ("UDC");

WHEREAS, with proper notice to the public, public hearings were held on Wednesday, February 6, 2019, during a meeting of the Planning Commission when the Planning Commission recommended approval of the proposed UDC amendments, and on Tuesday, March 19, 2019, during a meeting of the City Council, during which all interested persons were allowed to appear and be heard; and

WHEREAS, the City Council has determined that this amendment to the UDC would best serve the public's health, necessity, convenience, and the general welfare of the City and its citizens.

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

SECTION 1. UDC Article 3 "Development Review Procedures", Section 3.1 "Common Review Procedures", Subsection 3.1.7 "Public Notice Requirements", Subsection 3.1.7.C "All Other Procedures", Subsection 3.1.7.C.2 "Posted Notice" is amended by adding the following language that is underlined (added) and deleting the language that is stricken ~~(deleted)~~ as delineated below:

2. Posted Notice

a. For review procedures requiring posted notice, a sign shall be posted on the subject property or at a point visible from the nearest public right-of-way after obtaining permission from the City, according to the following standards:

i. One sign shall be required for tracts with less than 300 feet of street frontage on each such street frontage.

ii. For tracts with greater than 300 feet of street frontage, one sign shall be required at each interval of 1,000 feet on each such street frontage.

iii. The total number of signs shall not be required to exceed a total of four signs per street frontage.

b. Signs shall be posted prior to the 14th day in advance of the public hearing at which the application will be reviewed. ~~The sign shall be posted on the property or at a point visible from the nearest public right-of-way.~~ Signs shall be posted on the subject property and within 10 feet of the property line shared with the right-of-way. Signs shall not be posted on public right-of-way unless there is no public street frontage.

c. The sign shall be a minimum of 4 ~~3~~ square feet in area and 18 inches in height above the ground. (Effective January 2020)

d. City staff ~~The applicant~~ shall be responsible for posting ~~and maintaining~~ the sign. The applicant shall be responsible for maintaining and for removing the sign within five days following the public hearing on the application.

SECTION 2. If for any reason, any section, paragraph, subdivision, clause, phrase, word, or provision of this ordinance is held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it may not affect any other section, paragraph, subdivision, clause, phrase, word, or provision of this ordinance, for it is the definite intent of this City Council that every section, paragraph, subdivision, clause, phrase, word, or provision of this ordinance be given full force and effect for its purpose.

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, and Article 10 of the

UDC.

SECTION 4. Publication shall be made in the official publication of the City of Corpus Christi as required by the City Charter of the City of Corpus Christi.

SECTION 5. This ordinance takes effect after official publication.

That the foregoing ordinance was read for the first time and passed to its second reading on this the _____ day of _____, 2019, by the following vote:

Joe McComb	_____	Michael Hunter	_____
Roland Barrera	_____	Ben Molina	_____
Rudy Garza	_____	Everett Roy	_____
Paulette M. Guajardo	_____	Greg Smith	_____
Gil Hernandez	_____		

That the foregoing ordinance was read for the second time and passed finally on this the _____ day of _____ 2019, by the following vote:

Joe McComb	_____	Michael Hunter	_____
Roland Barrera	_____	Ben Molina	_____
Rudy Garza	_____	Everett Roy	_____
Paulette M. Guajardo	_____	Greg Smith	_____
Gil Hernandez	_____		

PASSED AND APPROVED on this the _____ day of _____, 2019.

ATTEST:

_____	_____
Rebecca Huerta	Joe McComb
City Secretary	Mayor