

STATE OF TEXAS

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS AMENDING THE SEGUIN CODE OF ORDINANCES APPENDIX A, UNIFIED DEVELOPMENT CODE, CHAPTER 1, GENERAL PROVISIONS, BY ADDING A NEW SECTION 1.2.8 - ADMINISTRATIVE CHANGES TO THE TECHNICAL MANUAL; PROVIDING A SEVERABILITY CLAUSE; AUTHORIZING CITY STAFF TO PREPARE THIS ORDINANCE FOR SUBMISSION AS A SUPPLEMENT TO THE CODE OF ORDINANCES; PROVIDING FOR PUBLICATION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Seguin City Council desires to promote the health, safety, morals and general welfare of the citizens of the city, by regulating the land uses within the Seguin City Limits and subdivision development within the Seguin City Limits and Extraterritorial Jurisdiction; and

WHEREAS, the City Council of the City of Seguin adopted the first three chapters of the Unified Development Code ("UDC") on October 21, 2014, and the final three chapters on March 17, 2015, to encourage better planning and development throughout the city and to be easy for the public to use; and

WHEREAS, the UDC references the Technical Manual for detailed technical information; and

WHEREAS, the sections of the Technical Manual are currently administered by the City departments individually; and

WHEREAS, the City of Seguin desires to make the Technical Manual more easily accessible to the public by maintaining a web-based format for the Technical Manual; and

WHEREAS, the City Council of the City of Seguin recognizes that from time to time modifications to the Technical Manual will be necessary to update and improve development standards; and

WHEREAS, on October 9, 2018, after conducting a public hearing, the Planning and Zoning Commission voted to recommend to City Council that amendments to the UDC as described herein be adopted.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Seguin, Texas

SECTION ONE. The Seguin Code of Ordinances, Appendix A, Unified Development Code, Chapter 1, General Provisions, is amended by the addition of a new Section 1.2.8 – *Administrative Changes to the Technical Manual* (underlining indicates added text) as follows:

1.2.8 Administrative Changes to the Technical Manual

- A responsible Department Director, or designee, may initiate a change to the section or sections of the Technical Manual which he or she administers. Prior to becoming effective, the change shall be posted on the City's website for a minimum of fifteen (15) business days to allow for public review and comment. This posting shall identify the proposed change, the Department Director proposing the change, and instructions to the public for providing comments. The Department Director shall consider all public comments received during the comment period prior to the change becoming effective as well as comments from other Directors.

- Changes to applications that do not affect technical requirements shall be posted on the City's website immediately and will not require a comment period.
- The Planning and Zoning Commission and City Council shall receive an annual report with a list of all of the changes made in the previous year and may provide direction to the Department Director(s).

SECTION TWO. If any word, phrase, clause, sentence, or paragraph of this ordinance or the Unified Development Code is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance or the Unified Development Code will continue in force if they can be given effect without the invalid portion.

SECTION THREE. All ordinances and resolution or parts of ordinances or resolutions in conflict with this ordinance are repealed.

SECTION FOUR. City staff is authorized to prepare this Ordinance for submission as a supplement to the Seguin Code of Ordinances.

SECTION FIVE. This ordinance shall be published in a newspaper of general circulation.

SECTION SIX. This ordinance shall be effective upon ten (10) days following passage on second reading.

PASSED AND APPROVED on the first reading this **19th** day of **March, 2019**.

PASSED AND APPROVED AND ADOPTED on the second reading this **2nd** day of **April, 2019**.

DON KEIL
Mayor

ATTEST:

Naomi Manski
City Secretary