



ORDINANCE AMENDING CHAPTER 26 – PARKLAND DEDICATION

OR-23-009

April 18, 2023

Background

2

- On January 10, 2023, the City Council adopted the Parkland Dedication and Development ordinance.
- Sec. 26-129(B) provides for certain exemptions to the requirements of the parkland dedication and development ordinance.

Background

3

Sec. 26-129. Applicability and exceptions.

B. *Exceptions.* The requirements set out in this article do not apply:

1. To the subdivision of nonresidential development;
2. To subdivided lots which were previously subject to these requirements, provided that the new development does not increase in residential intensity; and
3. To subdivided lots within the ETJ platted per Article II, Division 4, Minor Plats.

Background

4

- As written, this section does not provide an exemption for existing lots that were not previously subject to the parkland dedication ordinance.
- This means an applicant for the replat of an existing residential lot that was platted prior to adoption of the Parkland Dedication Ordinance is required to pay fees-in-lieu of parkland dedication and park development fees.
- This amounts to \$1,200 per lot.

Background

5

- If approved, the proposed ordinance would extend the exemption to include minor plats of existing residential lots, even if the lots were not previously subject to the parkland dedication ordinance, provided that the plat does not increase the number of lots.

Proposed Amendment

6

- The proposed ordinance would amend Sec. 26-129(B)(2) as follows:

To ~~subdivided lots which were previously subject to these requirements~~ minor, amending, and development plats of existing lots, provided that the new development does not increase in residential intensity.

Alternatives

7

- ☐ Do not approved the ordinance;
- ☐ Approve the ordinance with modifications; or
- ☐ Approve the ordinance as presented.

Recommendation

8

- Staff recommends approval of the ordinance as presented.