

AN ORDINANCE

2015-10-01-0846

**AMENDING THE REGULATORY PLAN FOR THE SOUTH SAN ANTONIO LIMITED PURPOSE AREAS WHICH WOULD ALLOW THE SALES OF FIREWORKS IN THE AREAS ANNEXED FOR LIMITED PURPOSES UNDER CERTAIN CONDITIONS.**

\* \* \* \* \*

**WHEREAS**, the City of San Antonio passed Ordinance No. 2014-01-09-0001 effective January 19, 2014 providing for the extension of San Antonio's City limits by limited purpose annexation of approximately 18,729 acres of land, and adopting a Regulatory Plan for such area; and

**WHEREAS**, the City Council now finds it necessary for the orderly transition of the City's development regulations, including planning, zoning, health and safety within the limited purpose annexation areas; **NOW THEREFORE**;

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The Regulatory Plan for the South San Antonio Limited Purposes Annexation Areas, adopted by Ordinance Number 2014-01-09-0001 on January 9, 2014 as **EXHIBIT C**, is hereby amended.

**SECTION 2.** The Regulatory Plan for the South San Antonio Areas Limited Purposes Annexation Area relating to the sales and possession of fireworks in areas annexed for limited purposes in **EXHIBIT C** is hereby amended by adding the language that is underlined (added) below and deleting the language that is stricken (deleted):

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*Development Regulations Following Limited Purpose Annexation*

**The following planning, zoning, health and safety ordinances will be enforced in the areas upon completion of annexation for limited purposes:**

- Building Code (Chapter 6 of the Municipal Code)
- Electricity Code (Chapter 10 of the Municipal Code)
- Fire Prevention Code (Articles III and IV of Chapter 11 of the Municipal Code)
- Solid Waste Code, specifically pertaining to Lot Clearance (Article V of Chapter 14 of the Municipal Code)
- Licenses and Business Regulations specifically pertaining to Salvage Yards and Auto Dismantlers (Article VII of Chapter 16 of the Municipal Code)
- Plumbing Code (Chapter 24 of the Municipal Code)
- Signs and Billboards (Chapter 28 of the Municipal Code)
- Water and Sewers (Chapter 34 of the Municipal Code)

- Unified Development Code (Chapter 35 of the Municipal Code), including, but not limited to, zoning regulations and all subsequent amendments, replacement ordinances, and related technical and illustrative manuals to these ordinances.


Notwithstanding the Municipal Code references above, the following exceptions shall be established if this area is annexed for limited purposes:

- Property owners will be allowed to erect, maintain, and repair traditional barbed wire or electric fences used in conjunction with agricultural, farming or ranching operations.
- Existing businesses that sell fireworks in the area for Limited Purpose Annexation prior to the effective date of annexation shall be allowed to continue to store, sell, offer for sale, and transport fireworks within the limited purpose area for the duration of the limited purpose annexation; however, the sale of fireworks will be prohibited in the limited purpose annexation area once the area annexed for full purposes. Limited sales and possession of fireworks is permitted in areas annexed for limited purposes in accordance with Ordinance No. 97683.
- Fees will be waived for property owners seeking to register existing uses as non-conforming rights.

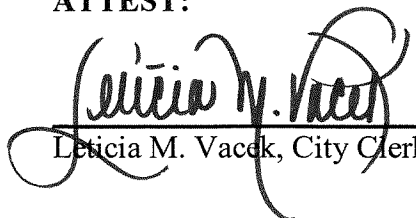
**SECTION 3.** All other provisions of the cited Regulatory Plan shall remain in full force and effect.

**SECTION 4.** This Ordinance will be effective on October 11, 2015.


**PASSED and APPROVED** this 1<sup>st</sup> day of October, 2015.

  
M A Y O R  
Ivy R. Taylor

**ATTEST:**

  
Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**

  
for Martha G. Sepeda, Acting City Attorney

<b>Agenda Item:</b>	<b>15 ( in consent vote: 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 )</b>						
<b>Date:</b>	10/01/2015						
<b>Time:</b>	03:32:10 PM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance amending the Regulatory Plan regarding fireworks sales within the South San Antonio Limited Purpose Annexation Areas. [Peter Zanoni, Deputy City Manager; John Dugan, Director, Planning and Community Development]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Ivy R. Taylor	Mayor		x				
Roberto C. Treviño	District 1		x				
Alan Warrick	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				x
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x			x	
Joe Krier	District 9	x					
Michael Gallagher	District 10		x				