

**THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.**

**AN ORDINANCE**

**AMENDING CHAPTER 35 UNIFIED DEVELOPMENT CODE OF THE CITY CODE OF SAN ANTONIO, TEXAS SECTION 35-335 AND BY AMENDING AND RESTATING THE BEACON HILL AREA NEIGHBORHOOD CONSERVATION DISTRICT "NCD-5" AS REQUESTED BY COUNCILMAN TREVINO, DISTRICT 5.**

\* \* \* \* \*

**WHEREAS**, the Beacon Hill Area Neighborhood Conservation District was adopted by the City Council in 2005; and

**WHEREAS**, on March 30, 2016 Councilman Trevino, District 1, submitted a Council Consideration Request to review and update Section 35-335 of the San Antonio City Code regarding the Beacon Hill Area Neighborhood Conservation District "NCD-5"; and

**WHEREAS**, the San Antonio Planning Commission reviewed the amended and restated Beacon Hill Area Neighborhood Plan "NCD-5"; on March 27, 2017 and found the plan to be consistent with City policies, plans and regulations and in conformance with the *Unified Development Code*, §35-420, therefore meeting all requirements; and

**WHEREAS**, a public hearing was held by the Zoning Commission on June 6, 2017 regarding this amendment to Chapter 35, Article III, Section 35-335 ( c ) E. of the San Antonio City Code and the amended and restated Beacon Hill Area Neighborhood Conservation District "NCD-5" at which time parties in interest and citizens were given an opportunity to be heard; and

**WHEREAS**, the Zoning Commission has submitted a final report to the City Council regarding this amendment; **NOW THEREFORE**,

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

**SECTION 1.** Chapter 35, Article III, Section 35-335 ( c ) E. of the San Antonio City Code is amended by adding language that is underlined (added) and deleting the language that is stricken (~~deleted~~) to the as set forth below.:

**Sec. 35-335. - "NCD" Neighborhood Conservation District.**

(c) **Zoning Authority.** Separate ordinances are required to designate each "NCD" neighborhood conservation district. Ordinances designating each district shall identify the designated boundaries, applicable designation criteria and design standards for that district, and be consistent with any existing neighborhood and/or community plans. Adopted neighborhood conservation district plans referenced herein by their title and date of adoption are:

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E. Beacon Hill Area "NCD-5," December 15, 2005, Amended and Restated June 22, 2017

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**SECTION 2.** The Beacon Hill Area Neighborhood Conservation District "NCD-5" is amended and restated in **Attachment "I"**. A copy of **Attachment "I"** is attached hereto and incorporated herein for all purposes.

**SECTION 3.** All other provisions of Chapter 35 except those expressly amended by this ordinance shall remain in full force and effect including the penalties for violations as made and provided for in Section 35-491.

**SECTION 4.** This ordinance shall take effect the 2<sup>nd</sup> day of July 2017.

**PASSED AND APPROVED** on this 22<sup>nd</sup> day of July 2017.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney