

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

AN ORDINANCE

**APPROVING AND ADOPTING A BROWNFIELD REDEVELOPMENT
POLICY AND PROGRAM GUIDELINES FOR THE CITY OF SAN
ANTONIO TO PROVIDE ASSISTANCE TO PROPERTY OWNERS
WITH ASSESSMENT, CLEANUP AND REDEVELOPMENT OF SITES
WITH POTENTIAL ENVIRONMENTAL CONTAMINATION**

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WHEREAS, a brownfield is a property on which expansion, redevelopment, or reuse may be complicated by the possibility of environmental contamination; and

WHEREAS, the City has been involved in brownfield assessment and redevelopment efforts over the past two decades through various programs and funding sources, including grants from the U.S. Environmental Protection Agency (EPA) to assess potential brownfield sites in San Antonio; and

WHEREAS, in 2015, the City of San Antonio was awarded federal funding for brownfield assessment and cleanup activities; and

WHEREAS, an official policy and guidelines are necessary to guide the brownfields activities, communicate the public benefits and necessity of a Brownfield Redevelopment Program, and better position the City to secure future grant funding for brownfield activities; and

WHEREAS, the proposed Brownfield Redevelopment Policy outlines the City's commitment to identify, assess, clean-up, and redevelop brownfield sites; details the public benefits of such activities, presents the policy goals, strategic approach, implementation plan, and measures to gauge program performance; and

WHEREAS, the proposed Brownfield Redevelopment Program Guidelines outline the types of assistance available, project eligibility, and the application process; and

WHEREAS, this Ordinance approves and adopts the proposed Brownfield Redevelopment Policy and Program Guidelines to assist with the identification, assessment, cleanup, and redevelopment of sites with potential environmental contamination; **NOW THEREFORE:**

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

SECTION 1. The City Council approves and adopts the Brownfield Redevelopment Policy and Program Guidelines as presented by the City Manager and the Director, Center City

Development & Operations Department (CCDO), for the City's Brownfield Redevelopment Program. A copy of the approved Brownfield Redevelopment Policy and Program Guidelines is attached as **Exhibits "A" and "B,"** respectively, and made a part hereof and incorporated herein for all purposes.

SECTION 2. The City Manager, or her designee, or the Director, Center City Development & Operations Department (CCDO), or his designee, is authorized to develop all necessary procedures to implement the Brownfield Redevelopment Program in accordance with the Brownfield Redevelopment Policy and Program Guidelines approved by the City Council. The Director, or his designee, shall administer the Brownfield Redevelopment Program for the City and is authorized to develop all necessary forms, applications and other required documents, and to require the submission of any information necessary to review and develop a Brownfield Redevelopment Program application.

SECTION 3. Substantive modifications to the Brownfield Redevelopment Program Guidelines will be reviewed and approved by the appropriate Council Committee.

SECTION 4. Should any Article, Section, Part, Paragraph, Sentence, Phrase, Clause, or Word of this Ordinance, for any reason be held illegal, inoperative, or invalid, or if any exception to or limitation upon any general provision herein contained be held to be unconstitutional or invalid or ineffective, the remainder shall, nevertheless, stand effective and valid as if it had been enacted and ordained without the portion held to be unconstitutional or invalid or ineffective.

SECTION 5. This Ordinance shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

PASSED and APPROVED this ____th day of _____, 2016.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney