

**ORDINANCE NO. 2018-**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS AMENDING SECTION 2.3.1.1(G) OF THE CITY'S DEVELOPMENT CODE, SUBPART B, OF THE SAN MARCOS CITY CODE, REGARDING NEIGHBORHOOD PRESENTATION MEETINGS, TO REQUIRE: PARTICIPANTS TO FOLLOW RULES OF DECORUM; TO CONDUCT THE MEETING ON OR IN CLOSE PROXIMITY TO THE SUBJECT PROPERTY; AND TO CONDUCT THE MEETING WITHIN 20-28 DAYS BEFORE THE PLANNING AND ZONING COMMISSION CONSIDERS THE MATTER THAT IS THE SUBJECT OF THE MEETING; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF ANY CONFLICTING PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.**

**RECITALS:**

1. Following a public hearing, the Planning and Zoning Commission considered and recommended amendments to the regulations regarding Neighborhood Presentation Meetings under the City's Development Code, Subpart B of the San Marcos City Code.
2. Following a public hearing, the City Council considered the recommendations of the Planning and Zoning Commission.
3. All requirements for amending the City's Development Code have been satisfied.
4. The City Council hereby finds and determines that the adoption of amendments to the regulations regarding Neighborhood Presentation Meetings is in the interest of the public health, welfare and safety.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:**

**SECTION 1.** Section 2.3.1.1(G) of the City's Development Code, Subpart B, of the San Marcos City Code is amended as set forth below. Added text is indicated by underlining.

- G.** When a neighborhood presentation meeting is required:
1. An applicant or authorized representative must schedule and facilitate a minimum of one neighborhood presentation meeting to discuss the proposed application.
  2. Within 12 days of application submittal the Responsible Official shall send electronic notification of the meeting to all parties

requesting notification of a submitted application within that region and post the meeting date and location on the City's website.

3. The Responsible Official shall be present to take notes and report the number of participants included in the neighborhood presentation meeting in any subsequent staff reports. Meeting decorum should follow protocol as stated in section 2.045(h) of the City Code.
4. The neighborhood presentation meeting shall be held on or in close proximity to the area of the request.
5. The neighborhood presentation meeting shall be held 20-28 days prior to the Planning and Zoning Commission meeting.

**SECTION 2.** In codifying the changes authorized by this ordinance, paragraphs, sections and subsections may be renumbered and reformatted as appropriate consistent with the numbering and formatting of the San Marcos City Code.

**SECTION 3.** If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

**SECTION 4.** All ordinances and resolutions or parts of ordinances or resolutions in conflict with this ordinance are repealed.

**SECTION 5.** This ordinance will take effect after its passage, approval and adoption on second reading.

**PASSED AND APPROVED** on first reading on October 16, 2018.

**PASSED, APPROVED AND ADOPTED** on second reading on November 7, 2018.

John Thomaides  
Mayor

Attest:

Approved:

Jamie Lee Case  
City Clerk

Michael J. Cosentino  
City Attorney

