

MOTION SHEET – CM R. Alter

I move to amend the draft ordinance to add a new Section 4-18-33 that authorizes a waiver process for the replacement requirement and reads:

§ 4-18-33 WAIVER OF REPLACEMENT REQUIREMENT

- (A) After a public hearing, the council may waive the replacement requirement in Section 4-18-32 (*Existing Multi-Family Structure*) if the council determines that replacing the units in a particular instance:
- (1) is not in the best interest of the public;
 - (2) constitutes waste or the inefficient use of land or other resources;
 - (3) does not serve its intended purpose;
 - (4) is not effective or necessary; or
 - (5) for any other reason the council, after consideration of the health, safety, and welfare of the public and the equities of the situation, determines is in the best interest of the community.
- (B) To request a waiver under this section, an applicant must submit an application to the director of the Housing Department that, at a minimum, specifies the applicable grounds for the waiver under Subsection (A). The director of the Housing Department approves the form of an application required by this subsection.
- (C) If the city council denies a waiver request under this section, the director of the Housing Department may not accept an application for the same or a substantially similar waiver request for at least 18 months after the date the previous waiver request was denied.
- (D) If the city council indefinitely postpones a waiver request submitted under this section, the director of the Housing Department shall not schedule a public hearing for the same or a substantially similar waiver request for at least 12 months after the date of the postponement.