

**ORDINANCE NO.**

**AN ADMINISTRATIVE VARIANCE TO THE DRAINAGE EASEMENT  
DEDICATION REQUIREMENT FOR PARK IMPROVEMENTS ON CITY OF  
AUSTIN PARKLAND.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** Subsection (E) of City Code Section 25-7-152 (*Dedication of Easements and Rights-Of-Way*) is amended to read:

- (E) For property in the full-purpose limits of the city, the director may grant a variance to Subsection (A) if the director determines:
- (1) development with the variance does not result in additional adverse flooding of other property; and
  - (2) the development:
    - (a) is permitted by a variance granted under Section 25-7-92(C) (*Encroachments on Floodplain Prohibited*);
    - (b) is permitted in a floodplain under Section 25-7-93 (General Exceptions), Section 25-7-94 (*Exceptions in Central Business Area*), Section 25-7-95 (*Exceptions for Parking Areas*), or Section 25-7-96 (*Exceptions in the 25-Year Floodplain*);
    - (c) is not a building or parking area; [or]
    - (d) is a non-conforming use, as defined by Chapter 25-12, Article 3 (*Flood Hazard Areas*)[.]; or
    - (e) is for park improvements on City of Austin parkland.

**PASSED AND APPROVED**

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Kirk Watson  
Mayor

**ATTEST:**

Erika Brady  
City Clerk