



OPEN SPACE ADVISORY BOARD

Wednesday, April 13, 2011, 1:30 P.M.

8th Floor Conference Room

City Hall Building, 2 Civic Center Plaza

AGENDA

1. Meeting Called to Order

2. Call to the Public (items not listed on the agenda)

3. Discussion and Action

a. Approval of Minutes: March 30, 2011

b. Changes to the Agenda

c. Review and comment on current zoning applications, as indicated below:

- (1) **PZDS11-00003:** Lot 1, Block 42, Ridge View Estates Unit 16, City of El Paso, El Paso County, Texas
- LOCATION: 1451 Redd Road
- REQUEST: Detailed Site Plan Review per Ordinance No. 9363, dated April 26, 1988
- ZONING: C-1/sc (Commercial/special contract) and C-3/sc (Commercial/special contract)
- PROPOSED USE: Private Recreation Facility
- PROPERTY OWNER: EZAR Properties, L.P.
- APPLICANT: Elsa Esther Carrillo
- REPRESENTATIVE: Jeff Huff, Design Alliance, LLC
- DISTRICT: 1
- STAFF CONTACT: Andrew Salloum, (915) 541-4633, salloumam@elpasotexas.gov

- (2) **PZRZ11-00004:** Lots 4 and 5, Block 1, El Paso West Unit Two, Replat A, City of El Paso, El Paso County, Texas; and a portion Lot 3, Block 1, El Paso West Unit Two, City of El Paso, El Paso County, Texas
- LOCATION: 1345 New Harvest Place
- REQUEST: From M-1 (Manufacturing) to C-2 (Commercial)
- PROPERTY OWNER: Helen of Troy, LP
- REPRESENTATIVE: Georges Halloul, SLI Engineering
- DISTRICT: 1
- STAFF CONTACT: Esther Guerrero, (915) 541-4720, guerreroex@elpasotexas.gov

Mayor
John F. Cook

City Council

District 1
Ann Morgan Lilly

District 2
Susannah M. Byrd

District 3
Emma Acosta

District 4
Carl L. Robinson

District 5
Rachel Quintana

District 6
Eddie Holguin Jr.

District 7
Steve Ortega

District 8
Beto O'Rourke

City Manager
Joyce A. Wilson



- (3) **PZRZ11-00013:** S. J. Larkin Survey 267 and a portion of S.J. Larkin Survey 268, Abstract 10069, and portions of S.J. Larkin Survey 269, Abstract 10070, and portions of Nellie D. Mundy Survey 246, City of El Paso, El Paso County, Texas
- LOCATION: North and South of Transmountain Drive and East of Franklin Mountains State Park
- ZONING: R-3 (Residential) and PMD (Planned Mountain Development)
- REQUEST: Rezone to RGD (Restricted Growth District)
- EXISTING USE: Vacant
- PROPOSED USE: Reserved for future development
- PROPERTY OWNER: City of El Paso
- REPRESENTATIVE: City of El Paso
- DISTRICT: 1
- STAFF CONTACT: Linda Castle, (915) 541-4029, castlelj@elpasotexas.gov

d. Review and comment on current subdivision applications, as indicated below:

- (1) **SUSU11-00020:** Cimarron Sage Unit Four - Being a portion of Tracts 1 and 1B4, Nellie D. Mundy Survey 242, City of El Paso, El Paso County, Texas
- LOCATION: South of Northern Pass and East of Resler
- PROPERTY OWNER: Cimarron Hunt Communities, LLC
- REPRESENTATIVE: CSA Design Group
- DISTRICT: 1
- APPLICATION TYPE: Major Preliminary
- STAFF CONTACT: Melissa Granado, (915) 541-4730, granadom@elpasotexas.gov

4. **Discussion and Action:** Update on the Loop 276 and Transmountain East Project.
Contact: Chuck Berry, Texas Department of Transportation
5. **Discussion and Action:** Presentation on criteria for wildlife corridors.
Contact: Kareem Dallo, (915) 541-4425, dallokx@elpasotexas.gov
6. **Discussion and Action:** Appointment of subcommittee to review and make recommendations on revisions to the landscape ordinance contained in Title 18 (Building and Construction) of the El Paso City Code.
Contact: Charlie Wakeem, charliewak@sbcglobal.net
7. **Discussion and action** on an Ordinance amending Title 20 (Zoning), Chapter 20.06 (Zoning Districts and Maps), Section 20.06.10, (Districts Established and Enumerated), Section 20.06.020 (Purpose of Districts) and Chapter 20.10 (Supplemental Use Regulations) and Appendix A (Table of Permissible Uses) of the El Paso City Code to add a restricted growth district and establish standards for the district to include uses allowed in the district. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.
Staff Contact: Kimberly Forsyth, (915) 541-4668, forsythkl@elpasotexas.gov



8. **Discussion and Action** on an Ordinance Amending Title 21, (SmartCode), Chapter 21.10 (General To All Plans), Chapter 21.30 (New Community Plans), Chapter 21.40 (Infill Community Scale Plans), Chapter 21.50 (Building Scale Plans), Chapter 21.70 (Definitions of Terms), and Chapter 21.80 (Tables) of the El Paso City Code to clarify the code and add standards for new zones. The penalty is as provided for in Chapter 21.60 of the El Paso City Code.
Staff Contact: David A. Coronado, (915) 541-4632, coronadoda@elpasotexas.gov
9. **Discussion and Action:** Items for Future Agendas
10. **Adjournment**

EXECUTIVE SESSION

The Open Space Advisory Board of the City of El Paso may retire into EXECUTIVE SESSION pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the items on this agenda, consistent with the terms of the Open Meetings Act. The Open Space Advisory Board will return to open session to take any final action.

Section 551.071 CONSULTATION WITH ATTORNEY
Section 551.072 DELIBERATION REGARDING REAL PROPERTY
Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074 PERSONNEL MATTERS
Section 551.076 DELIBERATION REGARDING SECURITY DEVICES
Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

*Posted this _____ day of April, 2011 at _____ P.M.,
Basement Bulletin Board, City Hall, 2 Civic Center Plaza, by Armida R. Martinez, Planning and Economic Development*





ADVISORY BOARD MINUTES

Wednesday, March 30, 2011, 1:30 P.M.

8th Floor Conference Room

City Hall Building, 2 Civic Center Plaza

Members Present: 7

Bill Addington, Robert Ardivino, Lois Balin, Terry Bilderback, James H. Tolbert, Kevin T. von Finger, and Charlie S. Wakeem

Members Absent: 2

Luis Ruiz and Richard Thomas

Member Vacancies: 0

Planning and Economic Development Staff Present:

Philip Etiwe, Development Review Manager; David Coronado, Lead Planner; Eddie Garcia, Lead Planner; Melissa Granado, Senior Planner; Todd Taylor, Planner; Justin Bass, Planner; Kevin Smith, Planner

Others Present:

Lupe Cuellar, Assistant City Attorney, Legal Department; Kareem Dallo, Engineering & Construction Management, Engineering Division Manager; Rudy Valdez, EPWU-PSB; Richard Garcia, Land Operations Manager, Parks and Recreation; Gonzalo Cedillos, EPWU-PSB, StormWater; Conrad Conde, Conde, Inc.

1. Meeting Called to Order

Chair Wakeem called the meeting to order.

2. Call to the Public (items not listed on the agenda)

None

3. Discussion and Action

a. Approval of Minutes: March 16, 2011

Chair Wakeem asked Board Members if there were any additions, corrections, or revisions.

1. Ms. Balin noted the following:

- ✓ Page 6, second paragraph, second line revise “**ego system**” to “**ecosystem.**”
- ✓ Page 9, second to the last paragraph, revised “**it’s the house, yard and park, which is great**” to “**it’s the house, yard and park, which are great**”.

2. Chair Wakeem noted the following:
 - ✓ Page 7, last paragraph, first line, revise “Walter P. Moody” to “Walter P. Moore”
 - ✓ Page 10, third paragraph, revise “Birkelback” to “Bilderback”
 - ✓ Page 10, fifth paragraph, add the word “harvesting” to the following “Chair Wakeem noted there are alternatives to irrigation such as stormwater *harvesting* ...”

No further requests from the Board.

MOTION:

Motion made by Mr. von Finger, seconded by Mr. Tolbert and UNANIMOUSLY CARRIED TO APPROVE THE MINUTES FOR MARCH 16, 2011, AS AMENDED.

b. Changes to the Agenda

Chair Wakeem requested:

1. Item 4 be postponed four weeks to the April 27th OSAB meeting.
2. Item 7 be deleted

No further requests from the Board.

MOTION:

Motion made by Mr. Tolbert, seconded by Ms. Balin and UNANIMOUSLY CARRIED TO APPROVE THE AGENDA AS REVISED.

c. Review and comment on current subdivision applications, as indicated below:

- | | |
|--------------------------|--|
| (1) SUSU11-00012: | Coronado Towers – Being Tracts 15J1, 15J2, 15J3, 15L, 15L1, 15L2, 15L3, 15M, and 15M2, A.F. Miller Survey No. 214, and a portion of Lots 1 and 2, Block 1, Coronado Center, City of El Paso, El Paso County, Texas |
| LOCATION: | North of Mesa Street and West of Shadow Mountain Drive |
| PROPERTY OWNER: | Coronado Towers |
| REPRESENTATIVE: | Conde, Inc. |
| DISTRICT: | 1 |
| APPLICATION TYPE: | Minor (No vesting requested) |
| STAFF CONTACT: | Kevin Smith, (915) 541-4903, smithkw@elpasotexas.gov |

Mr. Smith gave a PowerPoint presentation and explained the property is located within the Hillside Development Area (HDA). The applicant is proposing two commercial sites; additionally, there are two existing commercial buildings which will remain on site. Mr. Smith explained one site is 1.4 acres and the other site is 1.6 acres. Staff received no adverse comments and recommends approval of the request.

Mr. Conrad Conde, Conde, Inc., was present.

No questions or comments from the Board.

MOTION:

*Motion made by Mr. von Finger, seconded by Mr. Ardovino and **UNANIMOUSLY CARRIED TO APPROVE.***

- (2) **SUSU11-00015:** Resler Ponding Area One – Being a portion of S.J. Larkin Survey No. 266, City of El Paso, El Paso County, Texas
- LOCATION: East of Resler Road and South of Hermoso Del Sol Drive
- PROPERTY OWNER: Hunt Communities Holdings, LLC
- REPRESENTATIVE: Conde, Inc.
- DISTRICT: 1
- APPLICATION TYPE: Major Combination
- STAFF CONTACT: Justin Bass, (915) 541-4930, bassjd@elpasotexas.gov

Mr. Bass gave a PowerPoint presentation and explained the area is approximately 7.56 acres. The request was previously presented to the Board, as an extension request, and approved by the City Plan Commission; however, while building the public improvements in the Northeastern quadrant, the developer built outside the original plat boundaries. The developer is now including that portion in the original plat and will later dedicate that to the city. Staff received no adverse comments and recommends approval of the request.

Mr. Conrad Conde, Conde, Inc., explained these ponds were done 10 years ago; Hunt Companies would be able to explain whether or not the ponds would be left open for wildlife. Additionally, Hunt Companies would be able to explain why access to the mountains had been cut off. He noted this area was part of or tied into the Cimarron Land Study.

Mr. Dallo noted the vertical to horizontal slope is 2 to 1, very steep. Staff and Board Members discussed issues regarding the fencing.

FOR CLARIFICATION

Mr. Conde explained the existing and current pond boundaries. Additionally, it was his understanding that the existing boundary, not the new boundary, would be totally enclosed and that the structures going north would not be enclosed.

Ms. Balin suggested some kind of entrance and exit, a ladder for example, for wildlife to access the ponds.

Mr. Gonzalo Cedillos and Mr. David Coronado commented.

Ms. Cuellar explained after approving the request, Board Members can direct Staff to look at providing trail access through or adjacent to the pond area, taking into consideration health, safety and welfare of the public, and direct Staff to consider these options when it actually becomes a part of the city.

No further comments/questions from the Board.

MOTION:

*Motion made by Mr. Bilderback, seconded by Mr. Ardovino and **UNANIMOUSLY CARRIED TO APPROVE.***

After the vote, Mr. Valdez emphasized, regarding the slope, assurances should be made to ensure there will not be any compromises, i.e. liability issues, etc.

Regarding Master Planned Communities and providing access to the State Park, Mr. Conde explained, currently the State Park does not allow that because they want control of the access points. He asked if anyone had recently looked into this and suggested Master Planned Communities work with the State Parks to allow access.

Mr. Richard Garcia explained he had recently met with Franklin Mountain State Park officials to discuss and identify future trailheads.

4. **Discussion and Action:** Presentation on the “Healthy Families Live Outside the Box” proposal. Contact: Rick L. LoBello, (915) 217-4233, lobellorl@elpasotexas.gov

Chair Wakeem requested the item be postponed four weeks.

*Motion made by Mr. Tolbert, seconded by Ms. Balin and **UNANIMOUSLY CARRIED TO APPROVE THE AGENDA AS REVISED.***

5. **Discussion and Action:** Possible amendments to the Natural Open Space (NOS) Ordinance. Contact: Lupe Cuellar, cuellarlm@elpasotexas.gov

Ms. Cuellar requested additional information from Board Members regarding:

1. When a piece of property has been designated natural open space and a wildlife sanctuary, what type of activity do you want to allow/not allow in these spaces.
2. Would any of the proposed wildlife sanctuary sites have archaeological sites.

Ms. Cuellar explained the current code does allow for major studies, it does not; however, allow for Nature Studies. The current code does need amending and she would like to meet with Board Members to clarify what types of activities would/would not be allowed in the wildlife sanctuary sites. In conclusion, the current code is very broad, major studies are allowed but what exactly that entails must be defined in the code. She suggested Mr. von Finger and Ms. Balin meet with her.

She recommended the following:

1. amending the Code; being careful as to what type(s) of amendments are in the Code;
2. input/expertise from Board Member(s)/individuals regarding the standards/type of wildlife sanctuary sites;

No further comments/questions from the Board.

MOTION:

Motion made by Mr. von Finger, seconded by Ms. Balin AND UNANIMOUSLY CARRIED TO BRING BACK THE RECOMMENDED CHANGES TO THE NOS.

6. **Discussion and Information:** Presentation on all approved Land Studies within the Mountain Development Area (MDA) and Hillside Development Area (HDA).
Contact: Eddie Garcia, (915) 541-4638, garciaez2@elpasotexas.gov

Mr. Garcia gave a PowerPoint presentation regarding approved Land Studies within the Mountain Development Area (MDA) and Hillside Development Area (HDA) since 2003.

Mr. Addington requested Staff forward him the presentation.

Ms. Balin wondered if Staff could include what percentage of the open space is Natural Open Space.

Prior to forwarding the presentation to Board Members Mr. Garcia would include the percentages of open space.

7. **Discussion and Action** on possible modifications to the Grading Ordinance.
Contact: Charlie Wakeem, charliewak@sbcglobal.net

Chair Wakeem requested the item be deleted.

Motion made by Mr. Tolbert, seconded by Ms. Balin and UNANIMOUSLY CARRIED TO APPROVE THE AGENDA AS REVISED.

8. **Discussion and Action:** Items for Future Agendas

Chair Wakeem requested:

1. Mr. Chuck Berry, Texas Department of Transportation, presentation and update on Loop 276 and presentation on Transmountain Northeast section.
2. Mr. Kareem Dallo, Engineering & Construction Management, Engineering Division Manager, wildlife corridors and what the criteria should be.

9. **Adjournment**

MOTION:

*Motion made by Mr. von Finger, seconded by Mr. Ardovino and **UNANIMOUSLY CARRIED TO ADJOURN THE MEETING.***

Minutes prepared by Donna Martinez



City of El Paso – Open Space Advisory Board Staff Report

Case No: PZDS11-00003
Application Type Detailed Site Development Plan Review
OSAB Hearing Date April 13, 2011
Staff Planner Andrew Salloum, 915-541-4633, salloumam@elpasotexas.gov

Location 1451 Redd Road
Legal Description Lot 1, Block 42, Ridge View Estates Unit 16, City of El Paso, El Paso County, Texas
Acreage 3.30 acres
Rep District 1
Existing Use Vacant
Existing Zoning C-1/sc (Commercial/special contract) and C-3/sc (Commercial/special contract)
Request Detailed Site Plan Review per Ordinance No. 9363 (Condition No. 9)
Propose Use Private Recreation Facility

Property Owner EZAR Properties, L.P.
Applicant Elsa Esther Carrillo
Representative Design Alliance, LLC c/o Jeff Huff

SURROUNDING ZONING AND LAND USE

North: C-3/c (Commercial/conditions) / Pond Area
South: R-3A/sc (Residential/special contract) / Single-family dwellings
East: C-3/sc (Commercial/special contract) / South Dakota Park
West: R-3A/sc (Residential/special contract) / Single-family dwellings

THE PLAN FOR EL PASO DESIGNATION: Residential (Northwest Planning Area)

Nearest Park: South Dakota Park (525feet)

Nearest School: Tippin Elementary (3,174 feet)

NEIGHBORHOOD INPUT

Detailed Site Development Plan Review does not require public notification as per Section 20.04.520, Notice.

APPLICATION DESCRIPTION

The request is for a Detailed Site Development Plan Review as required by Ordinance No. 9363 (see condition no. 9). The site plan proposes a private recreation facility including a clubhouse, indoor racquetball courts and gym, outdoor tennis court, outdoor basketball court, waterslide pool, swimming pool, playing field, restrooms and changing areas, and caretaker's house. The site plan is requiring 35 parking spaces. The applicant is proposing 35 parking spaces and 4 bicycle spaces. Access to the subject property is proposed from Redd Road.

The following condition was imposed by City Council on June 8, 2010 which includes a landscaped buffer on the southerly portion of the subject property abutting the residential district when it was rezoned from R-3A/sc to C-1/sc (Commercial):

That a ten (10) foot landscaped buffer with high-profile native trees of at least two (2) inch caliper and ten (10) feet in height shall be placed at fifteen (15) feet on center along the southerly property line adjacent to any residential or apartment zoning district. The landscaped buffer shall be in

addition to the landscape requirements of Title 18 of the El Paso City Code, shall be irrigated and maintained by the property owner at all times, and shall be installed prior to the issuance of any certificates of occupancy. The existing slope shall be preserved within the ten (10) feet of the property line in order to accommodate the landscaped buffer.

PLANNING DIVISION RECOMMENDATION

The Planning Division recommends **APPROVAL** of the detailed site development plan request as it meets all the requirements of Section 20.04.150, Detailed Site Development Plan.

The Plan for El Paso-City-Wide Land Use Goals

All applications for detailed site development plan shall demonstrate compliance with the following criteria:

- a. Goal: provide a pattern of commercial and office development which best serves community needs and which complements and serves all other land uses
- b. Goal: develop a balanced and complete community which contains a mix of land uses and densities, housing types and styles, economic development, job opportunities, educational opportunities, and outlets for social and cultural expression.
- c. Goal: protect residential areas from incompatible land uses and encroachment which may have a negative impact on the residential living environment.
- d. Goal: preserve, protect, and enhance the integrity, economic vitality and livability of the city's neighborhoods.

The purpose of the C-1 (Commercial) district is to serve the needs of surrounding residential neighborhoods by providing compatible neighborhood convenience goods and services that serve day-to-day needs. The regulations of the districts will permit location of business and professional offices and retail category uses within adjacent residential areas of medium and high densities.

The purpose of the C-3 (Commercial) district is to accommodate establishments providing goods or rendering services which are used in support of the community's trade and service establishments and serving multi-neighborhoods within a planning area of the city. The regulations of the districts will permit intensities designed to be compatible with each other and to provide for a wide range of types of commercial activity, including light automobile related uses.

Development Coordinating Committee Review

The DCC reviewed and discussed the application for detailed site development plan review and offered no objections to Planning Staff's recommendation for approval.

Engineering & Construction Management Services Department – Plan Review

Plan review has no objections.

Engineering & Construction Management Service Department – Landscaping

This project does not meet the landscape ordinance as submitted.

Engineering & Construction Management Services Department – Land Development

Comments: 1. Provide driveways width (25' min, 35' max.), driveways must comply with design standards for construction.

- ADA accessible Sidewalks, Wheel-chair ramp(s), and Driveway(s) will be required.*
- Grading plan and permit shall be required.*
- Storm Water Pollution Prevention Plan and/or permit required.*
- Drainage plans must be approved by the Engineering and Construction Management Department, Land Development Section.*
- The Subdivision is within Flood Zone C-“Areas of minimal flooding” – Panel # 480212 0017C, dated October 15, 1982.

* This requirement will be applied at the time of development.

Department of Transportation

Department of Transportation requires that following comments be addressed in order to provide an affirmative recommendation:

1. Show driveway widths, parking stall and aisle dimensions on plan. All dimensions shall be compliant with city standards.
2. Show width of service cart path.

Notes: - Service cart path driveway is not recommended for safety reasons. - All existing / proposed paths of travel, accessible sidewalks, wheel chair access curb ramps, and driveways within public rights-of-way shall be in compliance with current ADA /TAS rules and regulations and Current City of El Paso Design Standards for Construction.

Fire Department

El Paso Fire Department has no objections.

Sun Metro

Sun Metro does not oppose this request. Sun Metro does recommend the placement of sidewalks to provide accessibility to public transit services.

El Paso Water Utilities

We have reviewed the site plan request above and provide the following comments:

1. EPWU does not object to this request.

EPWU-PSB Comments

Water:

2. There is an existing 24-inch diameter water transmission main on the east side of Redd Road. Also, there is an existing 16-inch diameter water transmission main along the west side of Redd Road. No direct service connections are allowed to these mains as per the El Paso Water Utilities – Public Service Board Rules and Regulations. A water distribution main extension will be required to provide service to the subject property.

Sewer:

3. There is an existing 8-inch diameter sanitary sewer main along Redd Road fronting the subject property.

General:

4. New service applications are available at 1154 Hawkins, 3rd Floor. The following items are required at the time of application: (1) hard copy of subdivision plat with street names and addresses; (2) finalized set of street improvement plans, including storm sewer; (3) digital copy of subdivision plat; (4) benchmark check; and (5) construction schedule. Service will be provided in accordance with the current EPWU – PSB Rules and Regulations. The owner is responsible for the costs of any necessary on-site and off-site extensions, relocations or adjustments of water and sanitary sewer lines and appurtenances.

CITY PLAN COMMISSION OPTIONS

The City Plan Commission may consider the following options and additional options that it identifies when reviewing the special permit and detailed site development plan application:

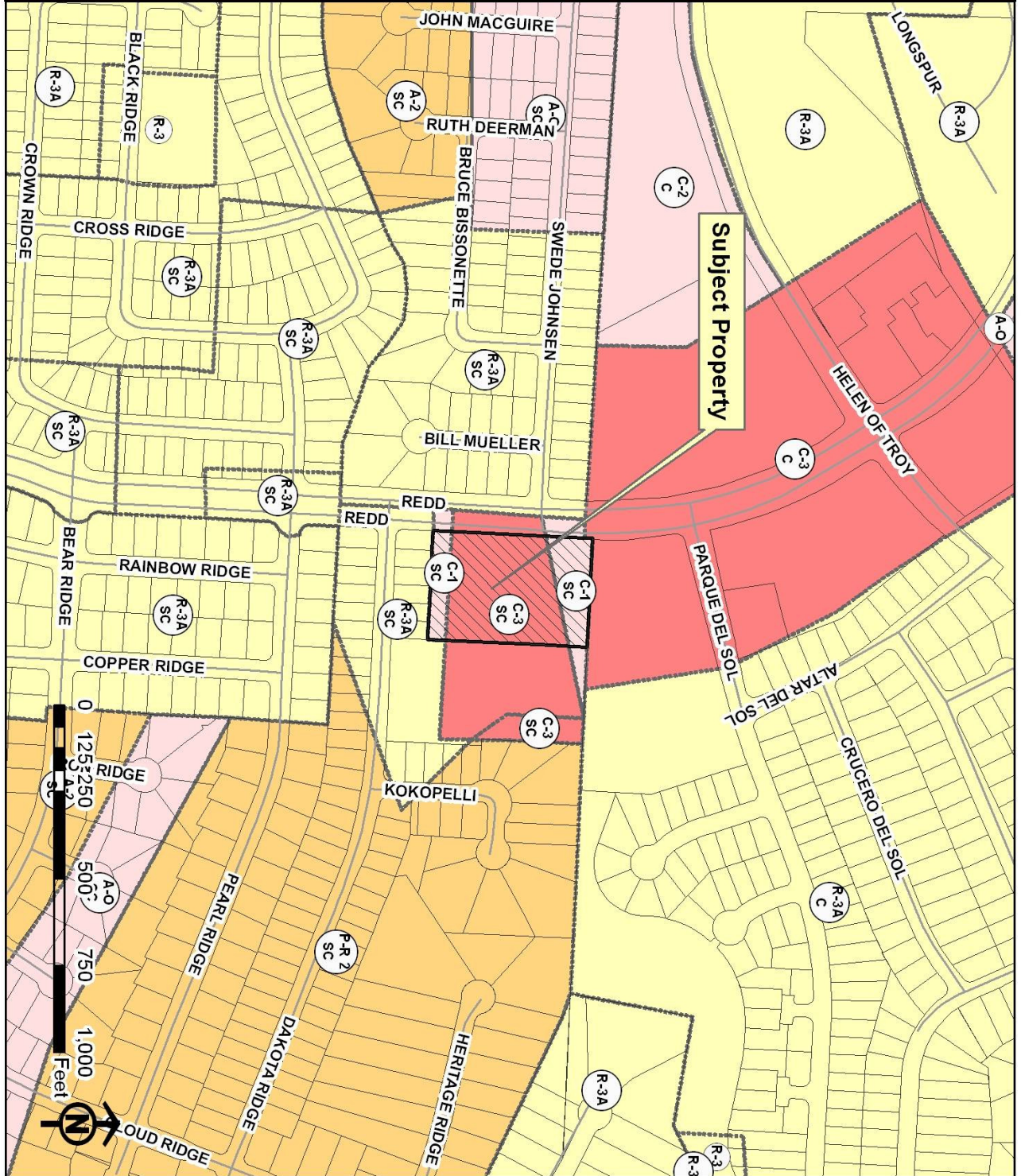
1. Recommend approval of the application finding that the detailed site development plan is in conformance with the review criteria of The Plan for El Paso as reflected in CPC report or other criteria that the CPC identifies from the Plan
2. Recommend approval of the application with modifications to bring the detailed site development plan into conformance with the review criteria in The Plan for El Paso as reflected in CPC report or other criteria from the Plan as identified by the CPC.
3. Deny the application finding that the detailed site development plan does not conform to the review criteria in The Plan for El Paso as reflected in CPC report or other criteria identified from the Plan by the CPC.

Attachments

1. Zoning Map
2. Aerial Map
3. Proposed Detailed Site Development Plan
4. Elevations
5. Detailed Site Plan Review per Ordinance No. 9363, dated April 26, 1988

ATTACHMENT 1: ZONING MAP

PZDS11-00003

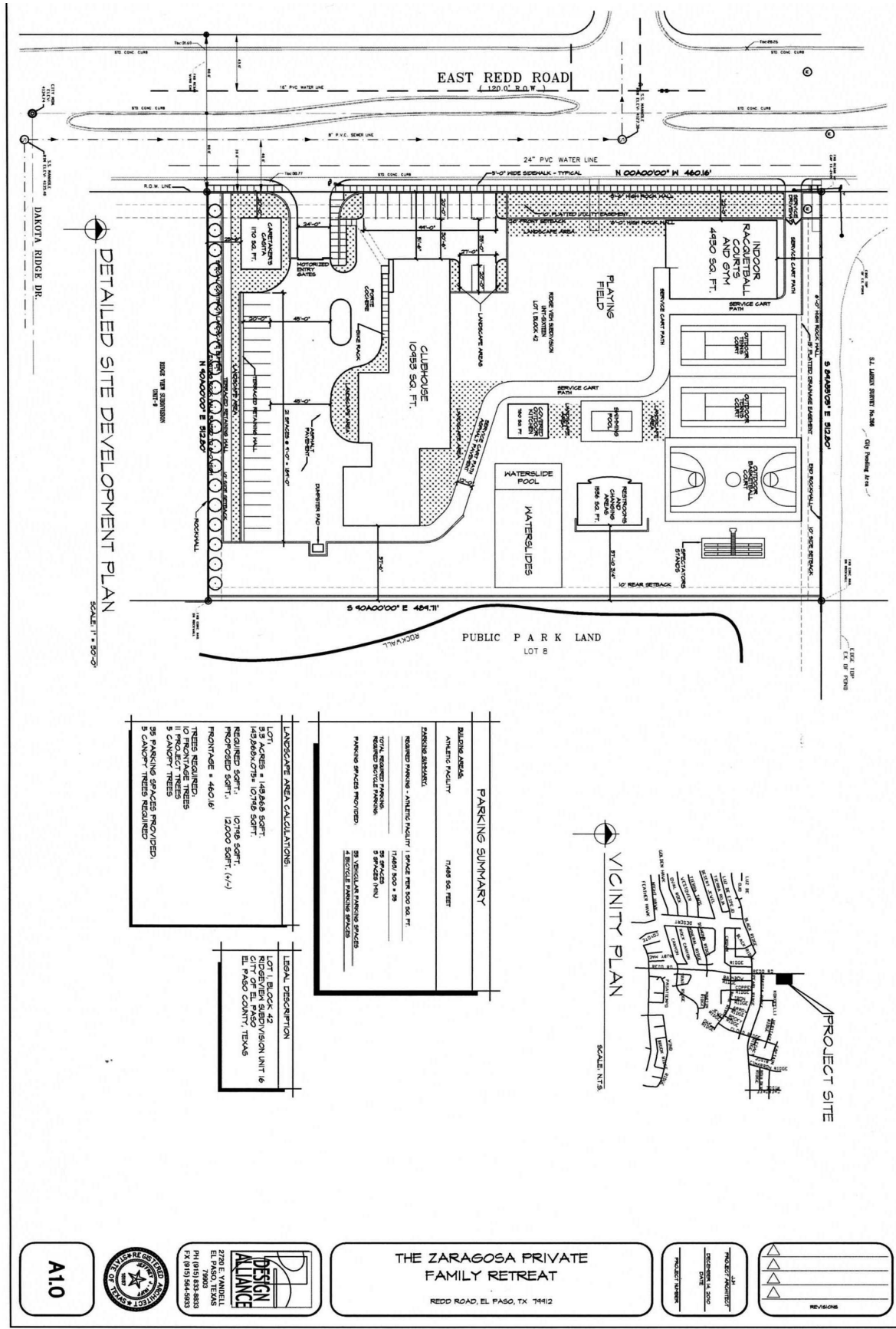


ATTACHMENT 2: AERIAL MAP

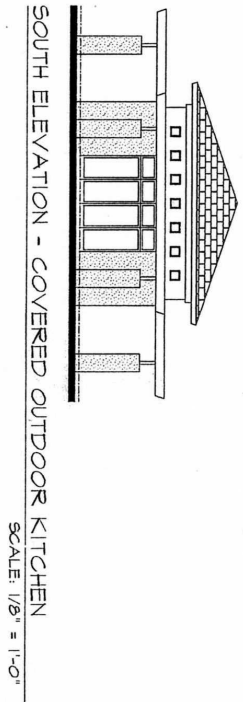
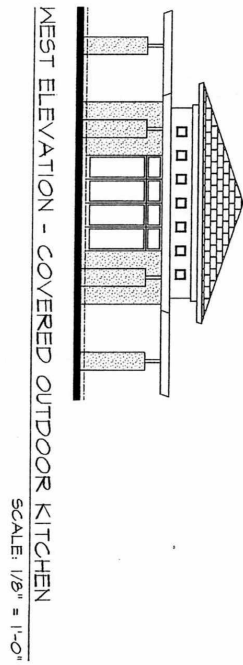
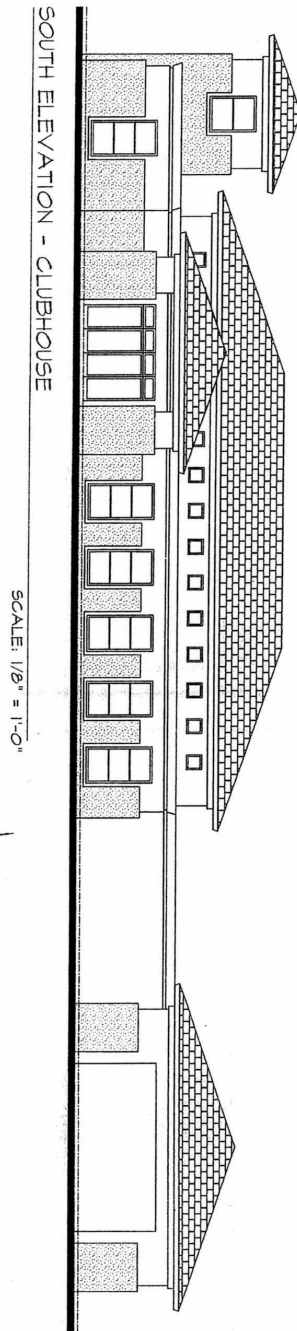
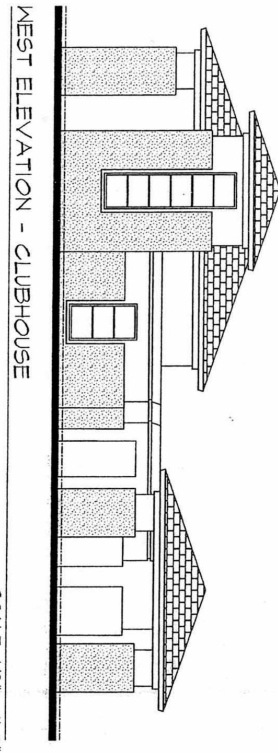
PZDS11-00003



ATTACHMENT 3: DETAILED SITE DEVELOPMENT PLAN



ATTACHMENT 4: ELEVATIONS



A3.0

DESIGN
ALLIANCE

2700 E. VANDERBILT
EL PASO, TEXAS
PH (915) 833-4833
FX (915) 834-9333

**THE ZARAGOSA PRIVATE
FAMILY RETREAT**

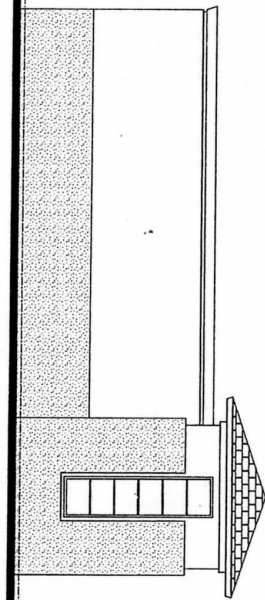
REDD ROAD, EL PASO, TX 79912

**THE ZARAGOSA PRIVATE
FAMILY RETREAT**

DESIGNED BY: [Signature]
DATE: [Blank]
PROJECT LOCATION: [Blank]

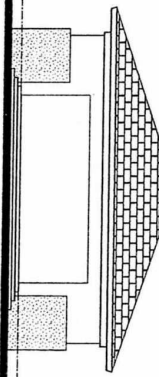
REVISIONS

NO.	DATE	DESCRIPTION



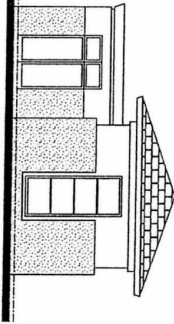
WEST ELEVATION - RACQUETBALL COURTS & GYM

SCALE: 1/8" = 1'-0"



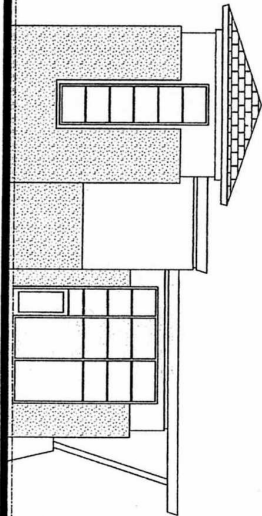
WEST ELEVATION - RESTROOMS & CHANGING AREA

SCALE: 1/8" = 1'-0"



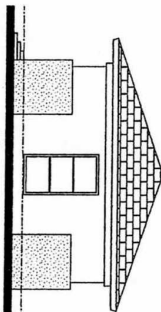
NORTH ELEVATION - CARETAKERS CASITA

SCALE: 1/8" = 1'-0"



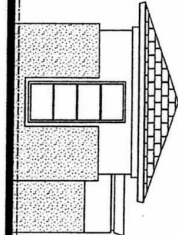
SOUTH ELEVATION - RACQUETBALL COURTS & GYM

SCALE: 1/8" = 1'-0"



SOUTH ELEV. - RESTROOMS & CHANGING AREA

SCALE: 1/8" = 1'-0"



WEST ELEVATION - CARETAKERS CASITA

SCALE: 1/8" = 1'-0"

A3.1

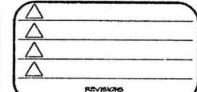


2700 E. VANDERBILT
EL PASO, TEXAS 79903
PH (915) 833-8823
FX (915) 564-8929



THE ZARAGOSA PRIVATE
FAMILY RETREAT

REDDO ROAD, EL PASO, TX 79912



ATTACHMENT 5: ORDINANCE NO. 9363, DATED APRIL 26, 1988

9363
009363

AN ORDINANCE CHANGING THE ZONING OF
A PORTION OF TRACT 1A, S.J. LARKIN SURVEY NO. 265.
THE PENALTY BEING AS PROVIDED IN
SECTION 20.68.010 OF THE EL PASO CITY CODE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the zoning of a portion of Tract 1A, S.J. Larkin Survey
No. 265, as more particularly described by metes and bounds in
the attached Exhibit "A", be changed as follows:

Parcels 1, 11, 12, 13 and 17: from R-3 (Residential)
to A-O (Apartment/Office)

Parcels 2, 3, 6, 9 and 10: from R-3 (Residential) to
C-1 (Commercial)

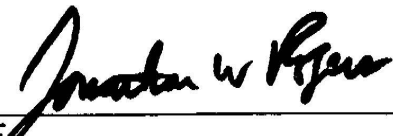
Parcel 4: from R-3 (Residential) to PR-11 (Planned
Residential)

Parcel 7: from R-3 (Residential) to C-3 (Commercial)

Parcels 5, 8, 14, 15 and 16: from R-3 (Residential) to
A-2 (Apartment)

within the meaning of the zoning ordinance, subject to a special
contract placing certain restrictions, conditions and covenants
on the property, and that the zoning map of the City of El Paso
be revised accordingly.

PASSED AND APPROVED this 26th day of April,
1988.


Mayor

SIGNATURES CONTINUED ON NEXT PAGE

Contract (4-26-88)
009363
Ord. 9363

87-5316
RECEIVED

AUG 3 1988

PLANNING DEPT.
LAND DEVELOPMENT

TEST:
Carole Hunter

City Clerk

APPROVED AS TO FORM:

C. Thomas

Assistant City Attorney

APPROVED AS TO CONTENT:

Department of Planning,
Research and Development

ZNG6:5316.87

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

CONTRACT

THIS CONTRACT made this 26th day of April,
1988, by and between DERRICK & SCHAEFER, INC., First Party,
MORTGAGE & TRUST, INC., Second Party, and the CITY OF EL PASO,
Third Party, witnesseth:

Application has been made to the City of El Paso for the
rezoning of a portion of Tract 1A, S.J. Larkin Survey No. 265,
City and County of El Paso, Texas, which is more particularly
described by metes and bounds in the attached Exhibit "A" which
is made a part hereof by reference. To remove certain objections
to such rezoning, First Party covenants that if the property is
rezoned as follows:

Parcels 1, 11, 12, 13 and 17: from R-3 (Residential)
to A-0 (Apartment/Office)

Parcels 2, 3, 6, 9 and 10: from R-3 (Residential) to
C-1 (Commercial)

Parcel 4: from R-3 (Residential) to PR-11 (Planned
Residential)

Parcel 7: from R-3 (Residential) to C-3 (Commercial)

Parcels 5, 8, 14, 15 and 16: from R-3 (Residential) to
A-2 (Apartment)

within the meaning of the zoning ordinance of the City of El
Paso, it shall be subject to the following restrictions,
conditions and covenants:

Ordinance # 9363

RECEIVED

AUG 3 1988

PLANNING DEPT.
LAND DEVELOPMENT

1. Any residential uses, including apartments, constructed on Parcels 5, 8, 14, 15 and 16 (A-2, Apartment), or Parcels 1, 11, 12, 13 and 17 (A-O, Apartment), shall be limited to a density of fourteen dwelling units per acre.
2. No single family or duplex uses shall front ~~on~~ a major or minor arterial.
3. ^{WRE} Prior to the issuance of a building permit for any parcel, Redd Road or Westport Drive must be improved and extended through the adjacent properties to give access to the properties being rezoned by this ordinance.
4. Prior to the issuance of a building permit for any parcel, Resler Drive or Westwind Drive must be connected to Redd Road.
5. Prior to the issuance of a building permit for any parcel, the property owners shall dedicate to the City a fire station site (175 feet frontage x 158 feet deep), the exact location of which shall be determined by the City and the property owners.
6. Prior to the issuance of a building permit for any parcel, a subdivision plat must be filed for record for said parcel.
7. Prior to the issuance of a building permit for Parcels 2, 3, 6, 7, 9, 10, 11 and 17, the property owners must obtain a Special Privilege from the City to landscape the parkway adjacent to Redd Road.
8. Prior to the issuance of a building permit for Parcel 4 (PR-II), adequate and useable access must be provided to Tract 2, S.J. Larkin Survey No. 266 (110.64 +/- acres).
9. Prior to the issuance of any building permits for the C-1 (Parcels 2, 3, 6, 9 and 10) and C-3 (Parcel 7) zoned properties, a detailed site development plan must be approved by the Mayor and City Council, upon recommendation by the City Plan Commission.


This agreement is a restriction, condition and covenant running with the land and a charge and servitude thereon, and shall bind First Party and its successors in title. Any future conveyance of the land shall contain this restriction, condition and covenant and shall embody this agreement by express reference.

The City may enforce this agreement by injunction or any other legal or equitable remedy. The City Council of the City of El Paso may amend or release the above restrictions, conditions and covenants in its discretion without the consent of any third person who may be benefited thereby, and without affecting the validity or necessitating the amendment of the ordinance passed by the City Council embodying this change of zoning and subject to this contract.


Second party is the owner and holder of a recorded lien on the property and consents to this contract.

WITNESS THE FOLLOWING SIGNATURES AND SEALS:

FIRST PARTY:
DERRICK & SCHAEFER, INC.

By 
Title PRESIDENT

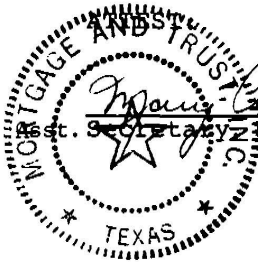
ATTEST:


Secretary (NO SEAL REQUIRED)

SIGNATURES CONTINUED ON NEXT PAGE

SECOND PARTY:
MORTGAGE & TRUST, INC.

By J. Dickson Rogers
Title Sr. Vice President



THIRD PARTY:
THE CITY OF EL PASO

By [Signature]
Mayor

ATTEST:

[Signature]
City Clerk

APPROVED AS TO FORM:

[Signature]
Assistant City Attorney

APPROVED AS TO CONTENT:

[Signature]
Department of Planning,
Research and Development

THE STATE OF TEXAS)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this 11th day
of May, 1988, by William Schaefer as
President on behalf of DERRICK & SCHAEFER,
INC.

[Signature]
Notary Public, State of Texas

My Commission Expires:

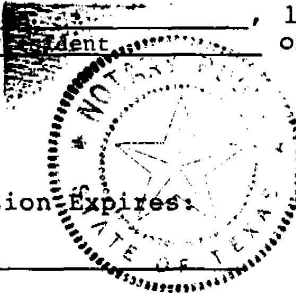
7-3-89

SIGNATURES CONTINUED ON NEXT PAGE

THE STATE OF TEXAS)
HARRIS)
COUNTY OF ~~EL PASO~~)

This instrument is acknowledged before me on this 1st day
of June, 1988, by J. Dickson Rogers as
Sr. Vice President on behalf of MORTGAGE & TRUST, INC.

My Commission Expires:



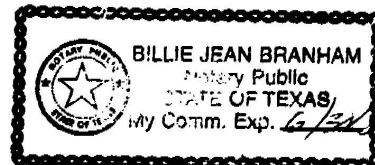
Tammy L. Woolson
Notary Public, State of Texas

THE STATE OF TEXAS)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this 2nd day
of May, 1988, by JONATHAN W. ROGERS, as Mayor
of THE CITY OF EL PASO.

My Commission Expires:

Billie Jean Branham
Notary Public, State of Texas



ZNG6:5316.87

THE STATE OF TEXAS }
COUNTY OF EL PASO }

PARTIAL RELEASE OF CONTRACT

WHEREAS, a contract was entered into between Derrick & Schaefer, Inc., First Party, Mortgage and Trust, Inc., Second Party, and the City of El Paso, Third Party, on 26 April 1988, on certain property in El Paso County, Texas, more fully described below; and

WHEREAS, application for partial release of the conditions placed on the property described herein has been made by ACRO Development II Limited Partnership, the successor in title and interest to the property;

WHEREAS, the City Council of the City of El Paso has determined that the restrictions, conditions and covenants contained in said contract should be released in part because the provision sought to be released is no longer necessary or the conditions have been fulfilled; and

NOW, THEREFORE, BE IT KNOWN ALL MEN BY THESE PRESENTS:

That the City of El Paso has released, and by these presents does hereby release the condition listed as number 5 (five) in that Contract dated 26 April 1988 between Derrick & Schaefer, Inc., First Party, Mortgage and Trust, Inc., Second Party, and the City of El Paso, Third Party, requiring the dedication of a fire station site (175 feet by 158 feet), the location of which was to be determined at a later date by mutual agreement, and which was to be located within Tract 1A, S.J. Larking Survey # 265, City and County of El Paso, Texas.

Reference is hereby made to the Contract, attached as Exhibit "A", and incorporated herein for all purposes, for the provisions thereof.

PARTIAL RELEASE OF SIC
TO ORD # 9363

Except as herein provided, all terms and conditions remain in effect as to any other property included in the terms of the Contract. This instrument shall not release the restrictions, conditions and covenants contained in any zoning contract other than specifically listed above.

ATTEST:

Barbara Hunter
City Clerk

Raymond R. Telles
Mayor
PRO-TEM

ACRO Development II Limited
Partnership

BY: _____
TITLE: _____

APPROVED AS TO FORM:

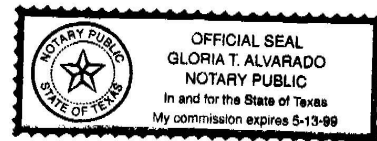
Kimberley Mickelson
Kimberley Mickelson,
Assistant City Attorney

APPROVED AS TO CONTENT:

Department of Planning
Department of Planning

ACKNOWLEDGMENT

THE STATE OF TEXAS)
COUNTY OF EL PASO)



This instrument is acknowledged before me on this 20th day of October, 1995, RAYMOND R. TELLES as Mayor of the City of El Paso, a municipal corporation.

My Commission Expires:
May 13, 1999

Gloria T. Alvarado
Notary Public, State of Texas
Notary's Printed or Typed Name:
GLORIA T. ALVARADO



City of El Paso – Open Space Advisory Board Staff Report

Case No: PZRZ11-00004
Application Type: Rezoning
OSAB Meeting Date: April 13, 2011
Staff Planner: Esther Guerrero, 915-541-4720, guerreroex@elpasotexas.gov

Location: 1345 Harvest Place
Legal Description: Lots 4 and 5, Block 1, El Paso West Unit Two, Replat A, City of El Paso, El Paso County, Texas; and a portion Lot 3, Block 1, El Paso West Unit Two, City of El Paso, El Paso County, Texas
Acreage: 7.635 acres
Rep District: 1
Zoning: M-1 (Manufacturing)
Existing Use: Vacant
Request: C-2 (Commercial)

Proposed Use: Multi-family (Apartments)
Property Owner: Helen of Troy LP
Representative: George Halloul, SLI Engineering

SURROUNDING ZONING AND LAND USE

North: C-3 (Commercial), M-1 (Manufacturing) / Manufacturing
South: M-1 (Manufacturing) / Manufacturing
East: C-4/sc (Commercial/special contract) / Middle School
West: M-1 (Manufacturing) / Vacant

The Plan for El Paso Designation: Industrial (Northwest Planning Area)

Nearest Park: Proposed Park (unnamed) (6,286 feet)

Nearest School: Hut Brown Middle (89 feet)

NEIGHBORHOOD ASSOCIATIONS

Save the Valley, Coronado Neighborhood Association, Upper Mesa Hills Neighborhood Association, Upper Valley Improvement Association

NEIGHBORHOOD INPUT

Notices of a Public Hearing will be mailed to all property owners within 300 feet of the subject property on April 20, 2010.

APPLICATION DESCRIPTION

The request is to change the zoning from M-1 (Manufacturing) to C-2 (Commercial) to allow an apartment complex. Apartments are not permitted in manufacturing zoning districts. The conceptual site plan shows seven (7) apartment buildings with approximately 156 units, playground with gazebo, club house with pool, and access via New Harvest Place and Northwestern Drive.

PLANNING AND ECONOMIC DEVELOPMENT-PLANNING DIVISION RECOMMENDATION

The Planning Division recommends **approval** of the rezoning request.

The Plan for El Paso-City-Wide Land Use Goals

All applications for rezoning shall demonstrate compliance with the following criteria:

- a. Goal: establish a balanced and complete community which contains a mix of land uses and densities, housing types and styles, economic development, job opportunities, educational opportunities and outlets for social and cultural expression.
- b. Goal: provide a wide range of housing types that respond to the needs of all economic segments of the community.
- c. Goal: provide a pattern of commercial and office development which best serves community needs and which complements and serves all other land uses.

The purpose of the Community Commercial District C-2 (Commercial) District is to accommodate establishments providing goods or rendering services which are used in support of the community's trade and service establishments and serving multi-neighborhoods within a planning area of the City. The regulations of the districts will permit intensities designed to be compatible with each other and to provide for a wide range of types of commercial activity, including light automobile related uses.

Development Coordinating Committee Review

The DCC reviewed and discussed the application for rezoning and offered no objections to Planning Staff's recommendation for approval.

Transportation Department

No objections.

Engineering – Construction Management Division-Plan Review

No objections.

Engineering – Land Development

No objections.

The property is within Flood Zone C, "Areas of minimal flooding"- Panel # 480214 0016C, date February 5, 1986.

Fire Department

No objections.

Sun Metro

Sun Metro does not oppose this request. Sun Metro does recommend the placement of sidewalks to provide accessibility to public transit services.

El Paso Water Utilities

We have reviewed the zoning change request reference above and provide the following comments:

1. EPWU does not object to this request.

Water:

2. There is an existing 8-inch diameter water main extending along New Harvest that is available for service, the water main is located approximately 10-feet east from the center right of way line.
3. There is an existing 12-inch diameter water main extending along Northwest Drive that is available for service, the water main is located approximately 10-feet east from the center right of way line.
4. Previous water pressure from fire hydrant #6403 located approximately 348-ft north from the southwest property line has yield a static pressure of 120 (psi), a residual pressure of 118 (psi), and a discharge of 1,592 (gpm).
5. The owner should, for his own protection and at his own expense, install at the discharge side of each water meter a pressure regulator, strainer and relief valve, to be set for pressure as desired by the customer. The Lot owner shall be responsible for the operation and maintenance of the above-described water pressure regulating device.

Sewer:

6. There is an existing 8-inch diameter sanitary sewer main extending along New Harvest that is available for service, the sewer main is located approximately 5-feet west from the center right of way line.
7. There is an existing 12-inch diameter sanitary sewer main extending along Northwest Drive, the sewer main is located approximately 5-feet west from the center right of way line.

General:

8. EPWU requires a new service application to provide service to the property. New service applications are available at 1154 Hawkins, 3rd floor and should be made 6 to 8 weeks in advance of construction to ensure water for construction work. A site plan, utility plan, grading and drainage plans, landscaping plan, the legal description of the property and a certificate-of-compliance are required at the time of application. Service will be provided in accordance with the current EPWU – PSB Rules and Regulations. The applicant is responsible for the costs of any necessary on-site and off-site extensions, relocations or adjustments of water and sanitary sewer lines and appurtenances.

CITY PLAN COMMISSION OPTIONS

The City Plan Commission may consider the following options and additional options that it identifies when reviewing the change of zoning application:

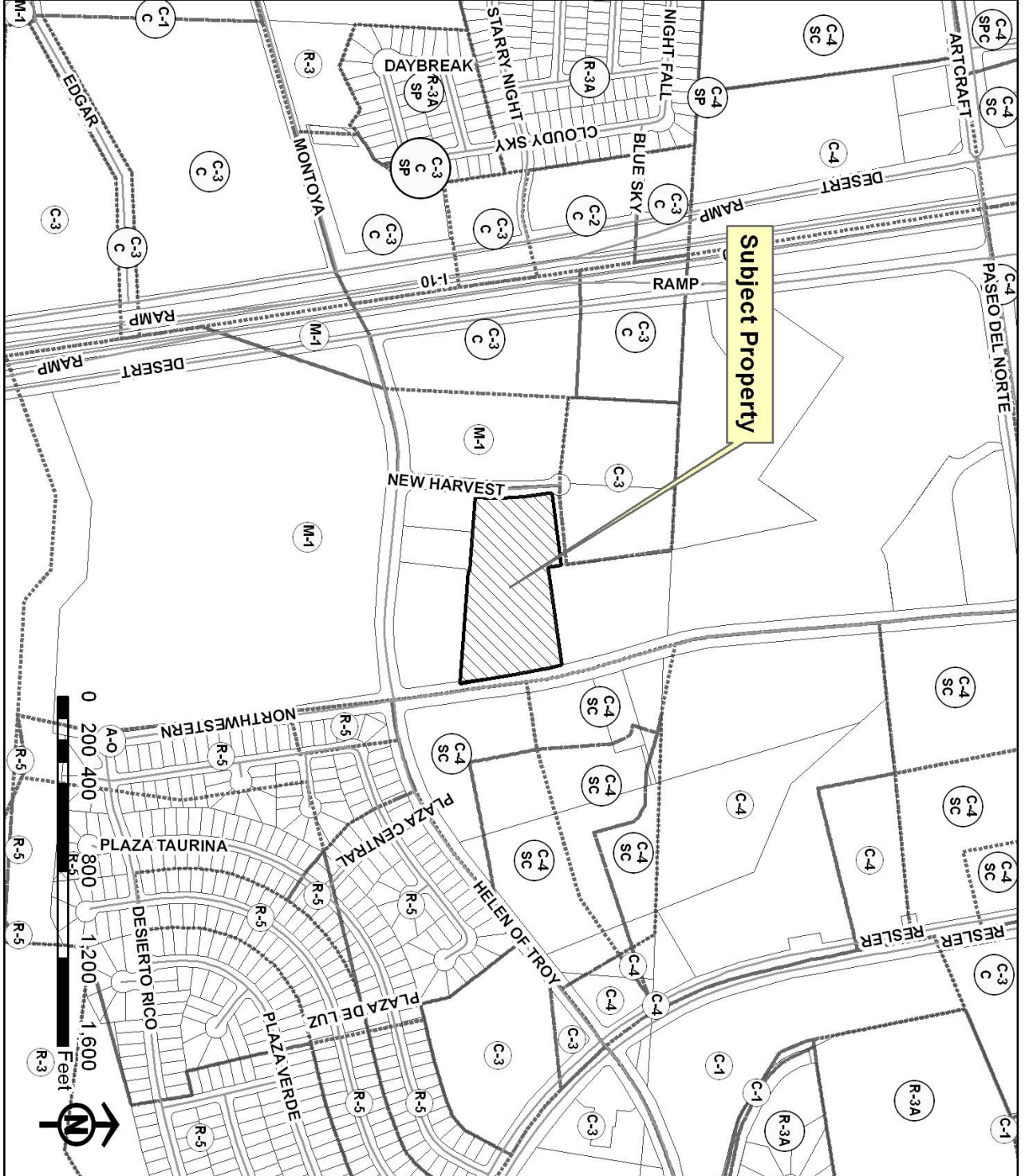
1. Recommend approval of the application finding that the rezoning is in conformance with the review criteria of The Plan for El Paso as reflected in CPC report or other criteria that the CPC identifies from the Plan.
2. Recommend approval of the application with modifications to bring the rezoning into conformance with the review criteria in The Plan for El Paso as reflected in CPC report or other criteria from the Plan as identified by the CPC.
3. Deny the application finding that the rezoning does not conform to the review criteria in The Plan for El Paso as reflected in CPC report or other criteria identified from the Plan by the CPC.

Attachments

1. Zoning Map
2. Aerial Map
3. Conceptual Site Plan

ATTACHMENT 1: ZONING MAP

PZRZ11-00004



ATTACHMENT 2: AERIAL MAP

PZRZ11-00004



ATTACHMENT 3: CONCEPTUAL SITE PLAN





City of El Paso – Open Space Advisory Board Staff Report

Case No: PZRZ11-00013
Application Type: Rezoning
OSAB Date: April 13, 2011
Staff Planner: Linda Castle, 915-541-4029, castlelj@elpasotexas.gov

Location: North and south of Transmountain Road, west of Franklin Mountains State Park
Legal Description: Parcel 1 – S.J. Larkin Survey 267, and a portion of S.J. Larkin Survey 268, City of El Paso, El Paso County, Texas
Parcel 2 – Portion of Nellie D. Mundy Survey 246, City of El Paso, El Paso County, Texas
Parcel 3 – Portion of Nellie D. Mundy Survey 246, City of El Paso, El Paso County, Texas
Parcel 4 – Portion of S.J. Larkin Survey 269, City of El Paso, El Paso County, Texas
Parcel 5 – Portion of S.J. Larkin Survey 269, City of El Paso, El Paso County, Texas

Acreage: Approximately 1,587 acres
Rep District: 1
Existing Zoning: Parcel 1 – from R-3 (Residential) and PMD (Planned Mountain Development) to RGD (Restricted Growth District)
Parcel 2 – from R-3 (Residential) and PMD (Planned Mountain Development) to RGD (Restricted Growth District)
Parcel 3 – from R-3 (Residential) and PMD (Planned Mountain Development) to RGD (Restricted Growth District)
Parcel 4 – from PMD (Planned Mountain Development) to RGD (Restricted Growth District)
Parcel 5 – from PMD (Planned Mountain Development) to RGD (Restricted Growth District)

Existing Use: Vacant
Request: RGD (Restricted Growth District)
Proposed Use: Reserved for future development
Property Owner: City of El Paso
Representative: City of El Paso

SURROUNDING ZONING AND LAND USE

North: R-3 (Residential) / Vacant
South: R-3 (Residential) and R-3A/c (Residential/conditions) / Single-family dwellings / Vacant
East: PMD (Planned Mountain Development) / Vacant
West: C-3/c (Commercial/conditions) / R-3A/c (Residential/conditions) / Single-family dwellings / Vacant

Plan for El Paso Designation: Open Space, Commercial, Residential, and Mixed Use (EPWU Westside Master Plan Area)

Nearest Park: South Dakota Park (3,434 feet)

Nearest School: Tippin Elementary (6,089 feet)

NEIGHBORHOOD ASSOCIATIONS

Coronado Neighborhood Association
Mountain Arroyos Neighborhood Association
Save the Valley Neighborhood Association
Upper Mesa Hills Neighborhood Association
Upper Valley Improvement Association

NEIGHBORHOOD INPUT

Notice of a Public Hearing was mailed to all property owners within 300 feet of the subject property on April 5, 2011.

APPLICATION DESCRIPTION

This is a City-initiated rezoning for approximately 1,587 acres of property located north and south of Transmountain Road, and west of Franklin Mountains State Park. On March 29, 2011, the City Council directed the City Manager and staff to prepare and process this rezoning application. This property was included in the EPWU Westside Master Plan that was approved by City Council on May 24, 2005. The entire Master Plan area was 1,850 acres. Since that time the Public Service Board has deeded land to the Franklin Mountains State Park, and the area is now approximately 1,587 acres. It includes six roadways that are designated as arterials in the city's Major Thoroughfare Plan; Paseo del Norte is a designated major arterial that is proposed to intersect with Transmountain Road, and is included in the Texas Department of Transportation design for road improvements on Transmountain Road.

The purpose for the rezoning is to ensure that any future development in the RGD is planned and developed in accordance with Title 21, SmartCode, or in accordance with the provisions under a residential or general mixed use zoning plan that meets the LEED (Leadership in Energy & Environmental Design) certification for a Neighborhood Development Silver Rating. Prior to development RGD will be rezoned to SmartCode, GMU or RMU. RGD zoned land may be used as necessary for utility facilities and thoroughfare construction projects. Any thoroughfare construction projects shall comply with the Institute for Transportation Engineers (ITE) *Designing Walkable Urban Thoroughfares: A Context Sensitive Approach, An ITE Recommended Practice*, as amended.

The Plan for El Paso-City-Wide Land Use Goals

All applications for rezoning shall demonstrate compliance with the following criteria:

- a. Goal: preserve, protect, and enhance the integrity, economic vitality, and livability of the city's neighborhoods.
- b. Goal: provide a wide range of housing types that respond to the needs of all economic segments of the community.
- c. Goal: provide a pattern of commercial and office development which best serves community needs and which complements and serves all other land uses.

The RGD means an area that has value as open space but is still subject to development. The land may not be available for development either due to a lack of necessary infrastructure to support development or because the land is owned by the City. Portions of RGD zoned land may have intrinsic value as open space and may contain such features as scenic corridors, view sheds, arroyos, steep slopes, or protected habitat that should remain in its natural state once development occurs. Land may also be zoned RGD as a means of preserving the land for sustainable, transit served, form based code development and redevelopment when such land becomes necessary to serve growth in the region.

PLANNING DIVISION RECOMMENDATION

The Planning Division recommends approval of this City initiated rezoning.

Development Coordinating Committee Review

The DCC is scheduled to review this request on April 13, 2011.

El Paso Water Utilities

Comments pending.

Transportation Department

Comments pending.

Fire Department

Comments pending.

Engineering & Construction Management Services Department

Comments pending.

EPPD

Comments pending.

CITY PLAN COMMISSION OPTIONS

The City Plan Commission may consider the following options and additional options that it identifies when reviewing the rezoning application:

1. Recommend approval of the application finding that the rezoning is in conformance with the review criteria of The Plan for El Paso as reflected in CPC report or other criteria that the CPC identifies from the Plan.
2. Recommend approval of the application with modifications to bring the rezoning into conformance with the review criteria in The Plan for El Paso as reflected in CPC report or other criteria from the Plan as identified by the CPC.
3. Deny the application finding that the rezoning does not conform to the review criteria in The Plan for El Paso as reflected in CPC report or other criteria identified in the Plan by the CPC.

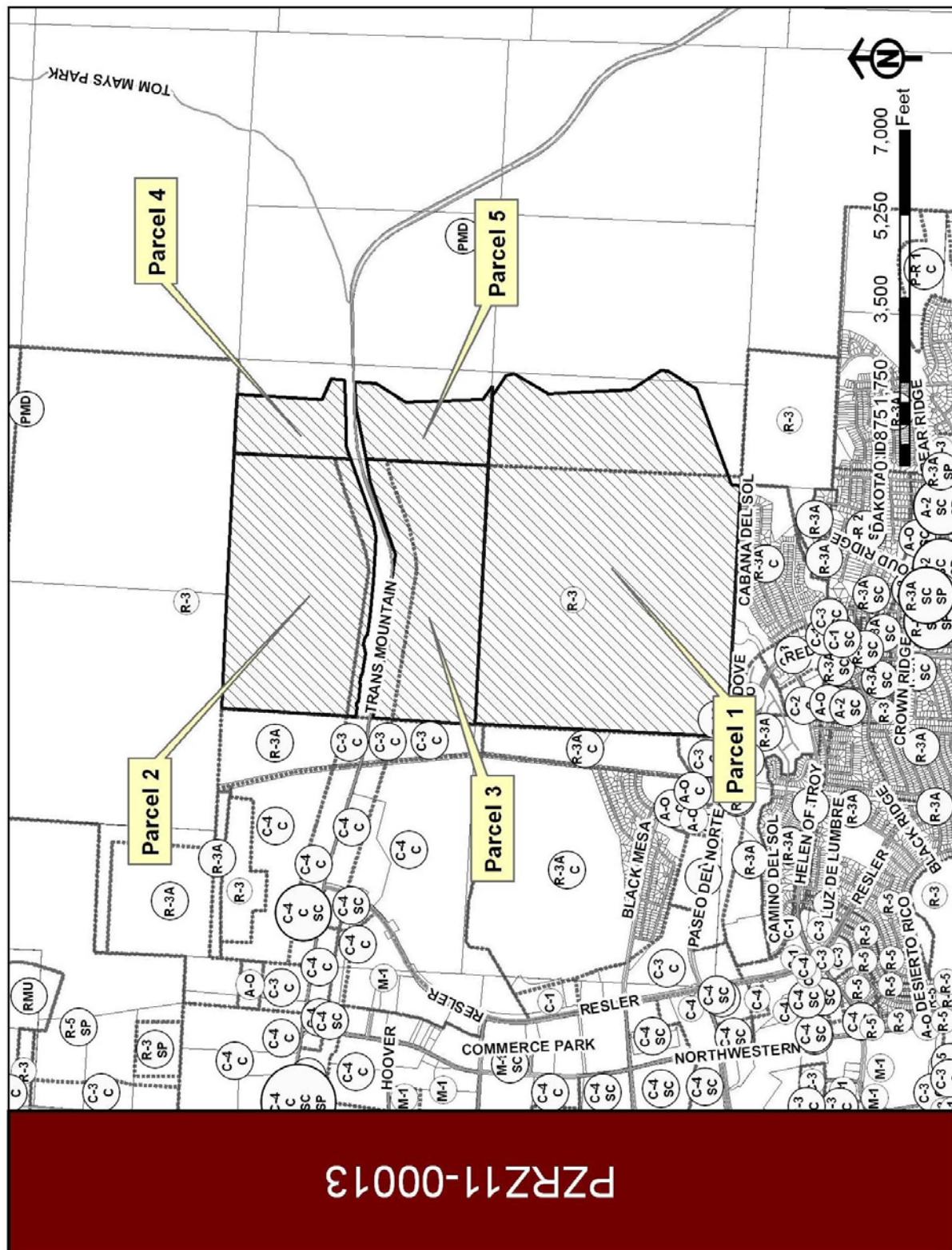
Attachments:

Attachment 1: Zoning Map

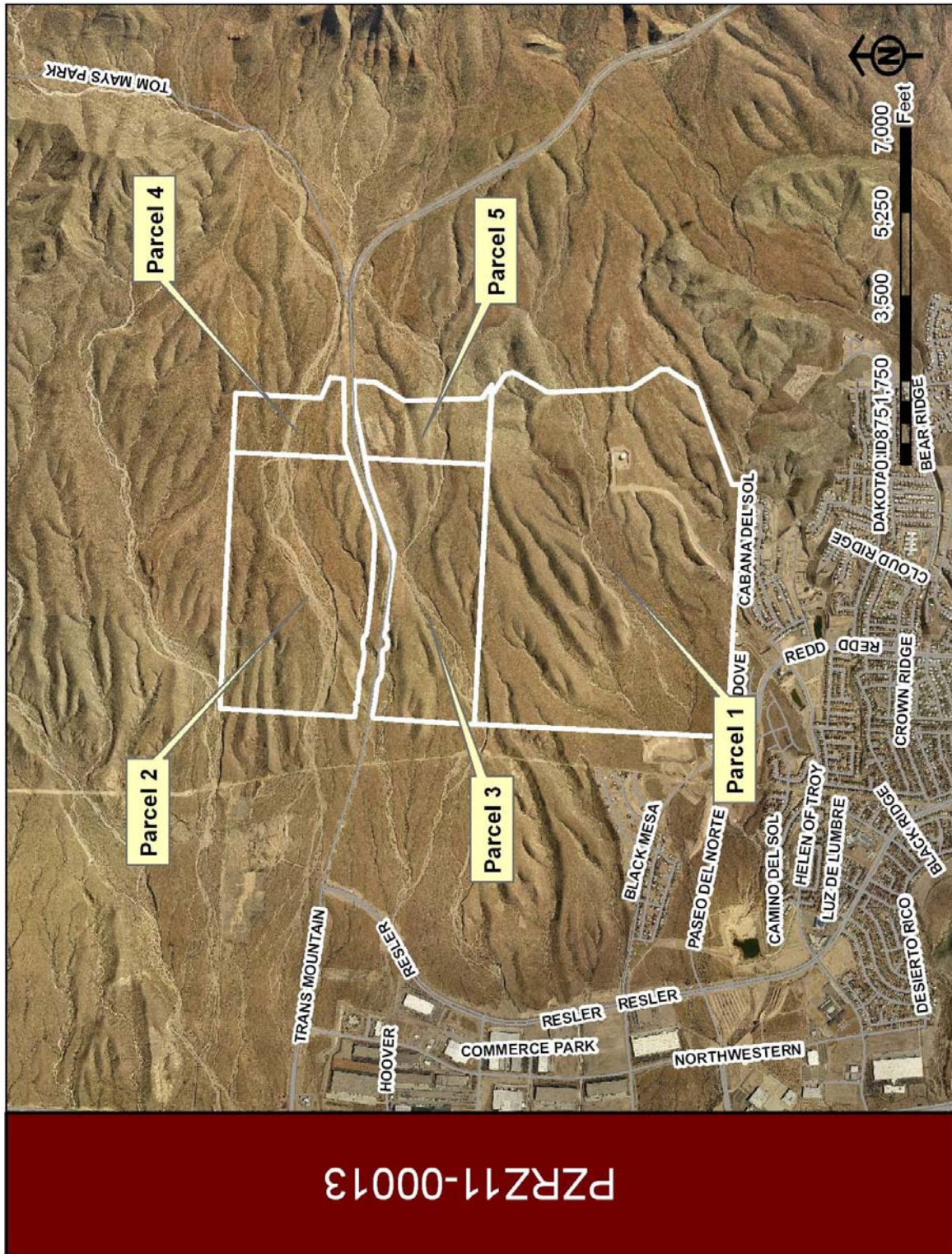
Attachment 2: Aerial Map

Attachment 3: EPWU Northwest Master Plan

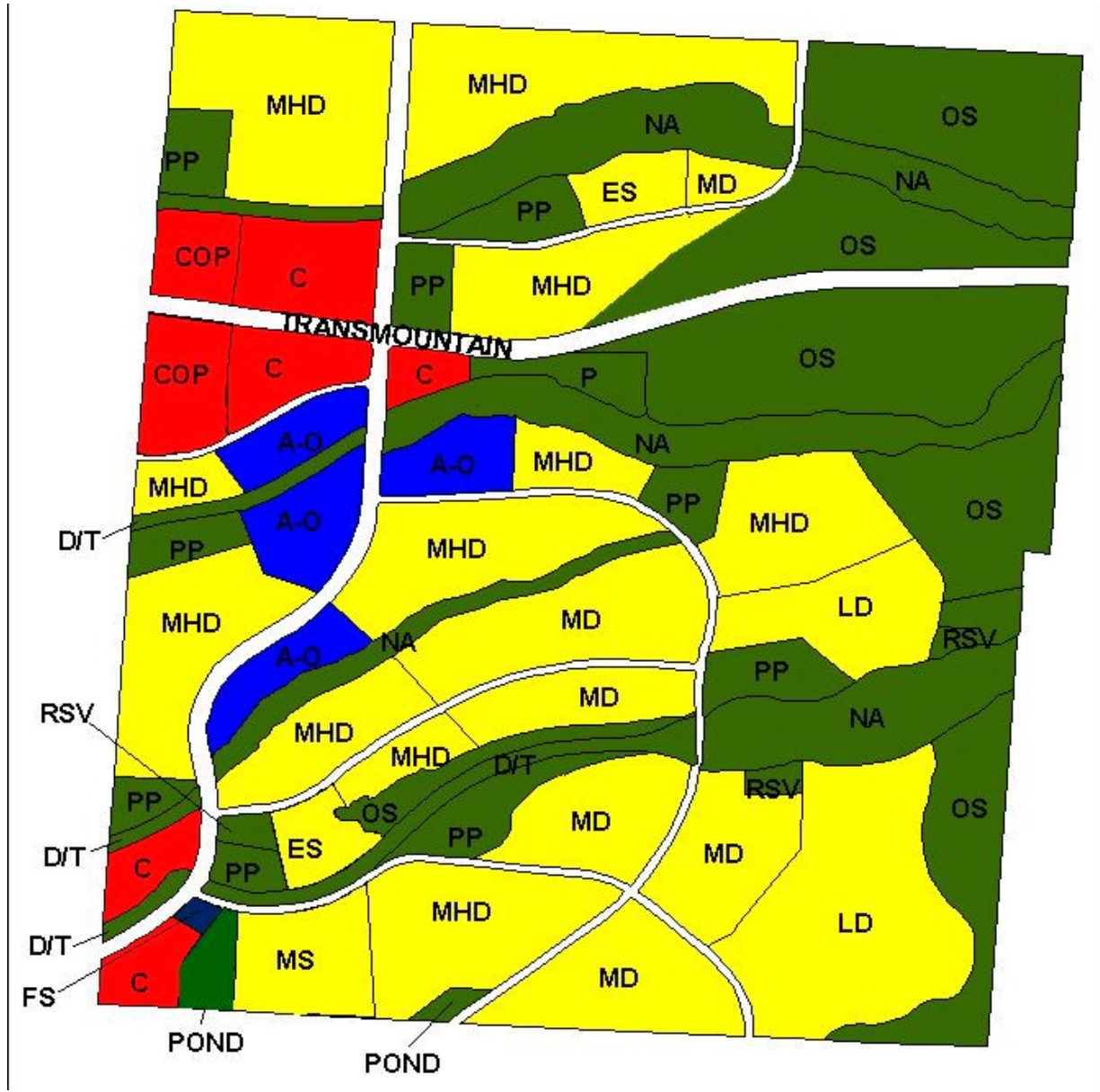
ATTACHMENT 1: ZONING MAP



ATTACHMENT 2: AERIAL MAP



ATTACHMENT 3: Northwest Master Plan





City of El Paso – Open Space Advisory Board Staff Report

Case No: SUSU11-00020 Cimarron Sage Unit Four
Application Type: Major Preliminary

Staff Planner: Melissa Granado, 915-541-4730, granadom@elpasotexas.gov
Location: South of Northern Pass and East of Resler
Legal Description Acreage: 23.298 acres
Rep District: 1
Existing Use: Vacant
Existing Zoning: A-O, C-1, C-3
Proposed Zoning: N/A

Nearest Park: South Dakota Park (0.93 miles)
Nearest School: Kohlberg Elementary (1.40 miles)
Impact Fee Area: Not in Impact Fee Area

Property Owner: Cimarron Hunt Communities, LLC
Applicant: CSA Design Group
Representative: CSA Design Group

SURROUNDING ZONING AND LAND USE:

North: R-3A/c (Residential)/ Vacant, Single-family development

South: R-3A (Residential)/ Vacant

East: R-3A/c (Residential), C-3/c (Commercial)/ Vacant

West: R-3A (Residential), R-3A/c (Residential)/ Vacant, Single-family development

THE PLAN FOR EL PASO DESIGNATION: Mixed Use, Residential

APPLICATION DESCRIPTION

The subdivider is proposing to develop one lot for a proposed school site. The proposed subdivision is within Park Zone NW-10. The nearest existing park to the proposed subdivision is South Dakota Park, which is approximately 0.93 miles from the proposed subdivision. The nearest existing school is Kohlberg Elementary, which is approximately 1.40 miles from the subdivision.

The applicant is submitting Cimarron Sage Unit Four on a Major Preliminary basis.

This subdivision is located within the Hillside Development Area (HDA).

CASE HISTORY

The Cimarron Sage Land Study was approved by City Plan Commission on March 10, 2011.

Planning Division Recommendation

Pending.

Engineering and Construction Management – Land Development

No comments received

El Paso DOT

No comments received.

El Paso Water Utilities

No comments received.

PSB - Stormwater

No comments received.

Parks and Recreation Department

No comments received

Texas Gas Service

No comments received.

Central Appraisal District

No comments received

El Paso Electric Company

No comments received.

911 District

No comments received.

Fire Department

No comments received.

Geographic Information Systems

No comments received.

El Paso Independent School District

No comments received.

Additional Requirements and General Comments:

1. Submit to the Planning & Economic Development Department – Planning Division the following prior to recording of the subdivision.
 - a. Current certified tax certificate(s)

- b. Current proof of ownership
 - c. Release of access document, if applicable
 - d. Set of restrictive covenants, if applicable
2. Every subdivision shall provide for postal delivery service. The subdivider shall coordinate the installation and construction with the United States Postal Service in determining the type of delivery service for the proposed subdivision. In all cases, the type and location of delivery service shall be subject to the approval of the United States Postal Service.

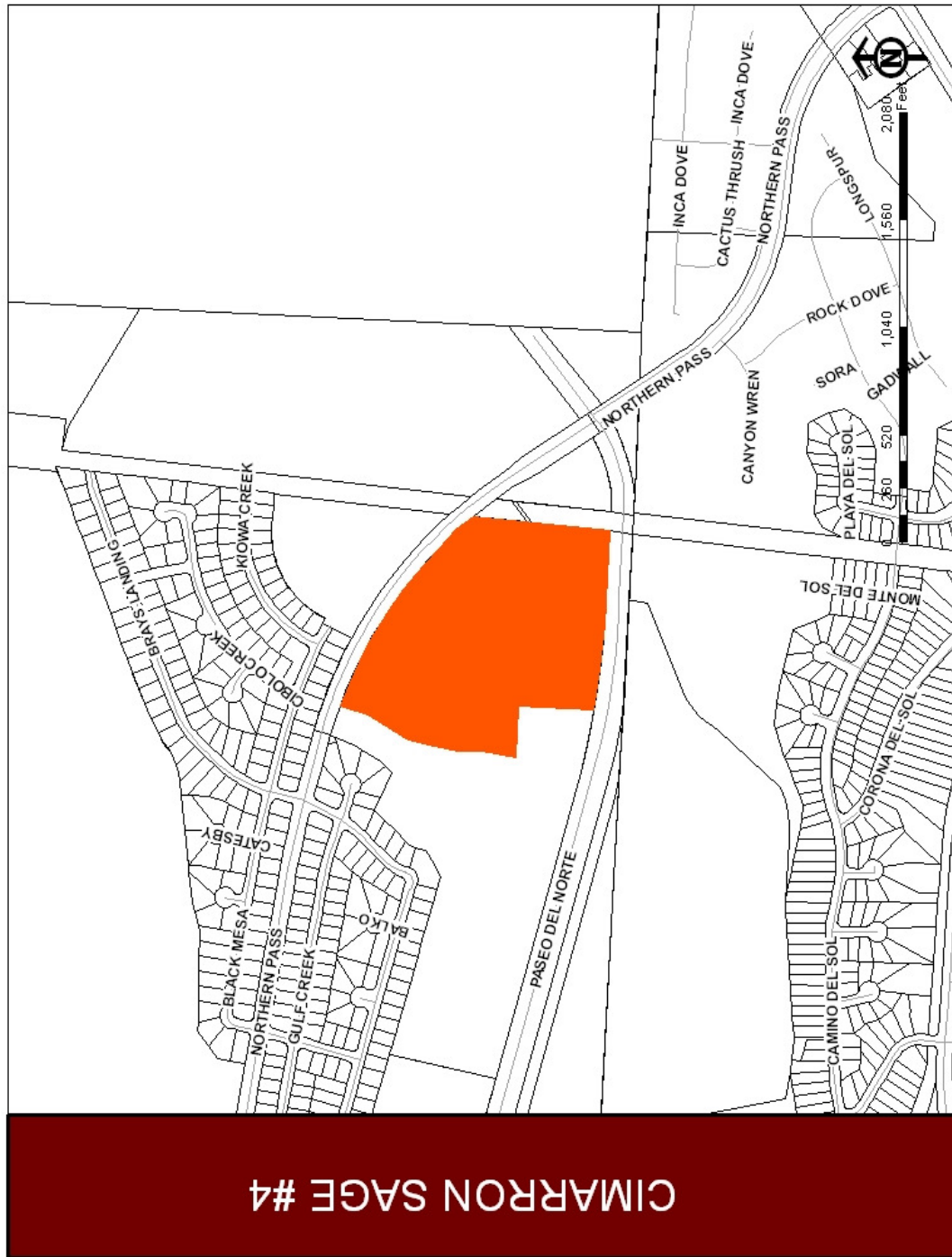
Attachments

1. Location map zoomed out
2. Location map
3. Aerial map zoomed out
4. Aerial map
5. Arroyos map zoomed out
6. Arroyos map
7. Preliminary Plat
8. Application

ATTACHMENT 1



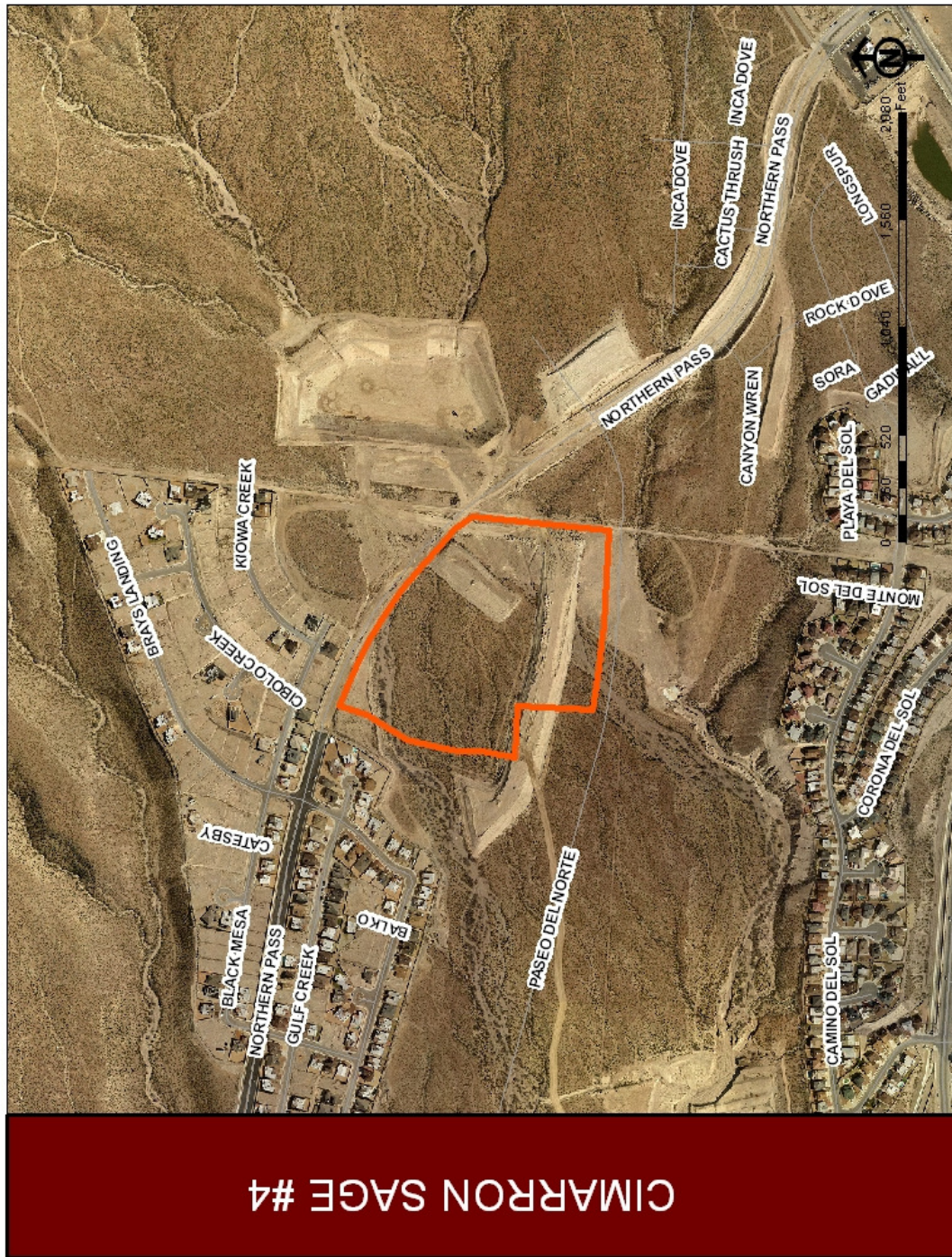
ATTACHMENT 2



ATTACHMENT 3



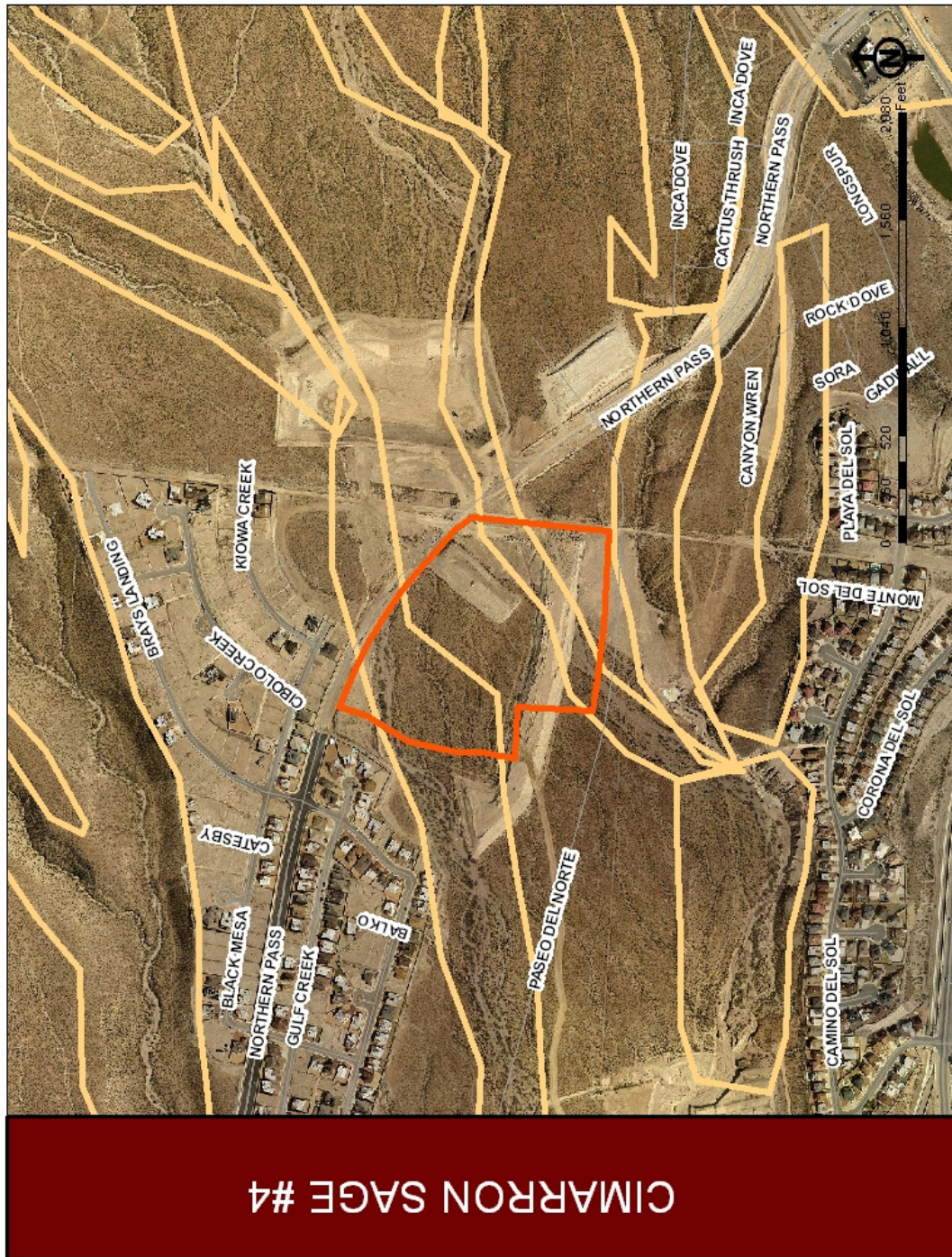
ATTACHMENT 4



ATTACHMENT 5



ATTACHMENT 6



[illegible]

ATTACHMENT 8



CITY PLAN COMMISSION APPLICATION FOR MAJOR SUBDIVISION PRELIMINARY APPROVAL

DATE: April 5, 2011

FILE NO. SUSU11-00020

SUBDIVISION NAME: Cimarron Sage Unit Four

1. Legal description for the area included on this plat (Tract, Block, Grant, etc.)
Being a Portion of Tracts 1 and 1B4, Nellie D. Mundy Survey 242,
City of El Paso, El Paso County, Texas.

2. Property Land Uses:

	ACRES	SITES		ACRES	SITES
Single-family	_____	_____	Office	_____	_____
Duplex	_____	_____	Street & Alley	_____	_____
Apartment	_____	_____	Ponding & Drainage	_____	_____
Mobile Home	_____	_____	Institutional	_____	_____
P.U.D.	_____	_____	Other (specify below)	_____	_____
Park	_____	_____	_____	_____	_____
School	<u>23.298</u>	<u>1</u>	Total No. Sites	_____	_____
Commercial	_____	_____	Total (Gross) Acreage	<u>23.298</u>	_____
Industrial	_____	_____			

3. What is existing zoning of the above described property? A-0, C-1, C-3 Proposed zoning? _____
4. Will the residential sites, as proposed, permit development in full compliance with all zoning requirements of the existing residential zone(s)? Yes X No _____
5. What type of utility easements are proposed: Underground _____ Overhead _____ Combination of Both X
6. What type of drainage is proposed? (If applicable, list more than one)
Sheet Flow, Drainage Structures
7. Are special public improvements proposed in connection with development? Yes _____ No X
8. Is a modification or exception of any portion of the Subdivision Ordinance proposed? Yes _____ No X
If answer is "Yes", please explain the nature of the modification or exception _____
9. Remarks and/or explanation of special circumstances: _____
10. Improvement Plans submitted? Yes X No _____
11. Will the proposed subdivision require the city to review and decide whether this application is subject to the standards in effect prior to the effective date of the current applicable standards? Yes _____ No X
If yes, please submit a vested rights petition in accordance with Section 19.47- Vested Rights (See Attached).

12. Owner of record Cimarron Hunt Communities, LLC (c/14)
(Name & Address) (Zip) (Phone)

12. Developer _____
(Name & Address) (Zip) (Phone)

14. Engineer CSA Design Group, 1845 Northwestern Dr. Suite C 79912 877-4155
(Name & Address) salonzo@csaengineers.com (Zip) (Phone)

CASHIER'S VALIDATION
FEE: \$1,901.00

OWNER SIGNATURE: _____
REPRESENTATIVE _____

[Handwritten signature: Steve Saltonstall]
[Handwritten text: Steve Saltonstall]

NOTE: SUBMITTAL OF AN APPLICATION DOES NOT CONSTITUTE ACCEPTANCE FOR PROCESSING UNTIL THE PLANNING DEPARTMENT REVIEWS THE APPLICATION FOR ACCURACY AND COMPLETENESS.

Preservation of Wild Life

The purpose of this section is to promote an environment that benefits wildlife on the land and to improve habitat and plant diversity in order to increase food and cover and also to discourage the alteration of environment for the benefit of the wildlife.

Wildlife has four basic needs; food, water, cover, and space. The arrangement of these elements is often equally important. Each species of wildlife has its own specific habitat needs for reproduction and survival. If one of these components is missing, that is the limiting factor for that species.

As a result, any modification to existing natural estate such as drainage paths, corridors, mountains, etc. shall be designed to achieve a restored wild life in order

- To have a better opportunity of finding the basic necessities they need food, water, shelter and places to raise young.
 - To require large territories can access new habitats and maintain a healthy territories size.
 - To move safely over long distance without having to come into contact with human developments or cars.
 - To promote genetic biodiversity. When more individual of a species are interconnected, the gene pool becomes larger with more viability.
-
- To provide range enhancement: means to establish native plants such as weeds and wildflowers that provide food and cover for wildlife and help to control erosion. The plants chosen and the methods for establishing the plants should be appropriate to the area. No-native species are generally not recommended, but if required for a specific purpose, non native species should not exceed 25 percent of the seeding mix. The seeding mixtures should provide for maximum native plant diversity. Many plants such as weeds and wildflowers provide forage for wildlife and also seed production.
 - To protect, restore and manage native plants are considered range enhancement.
 - To encourage the design of wildlife habitat by providing natural parks and watershed planning.

During the land study submittals or prior preliminary plat approval by CPC, or grading permit issuance, an assessment report prepared by experienced biologist should be submitted to the city for the affected area for approval. The assessment report should include the following;

- 1- Name of the Developer/owner
- 2- Address and telephone number
- 3- Project title and site location
- 4- Scope of project
 - a- What and where is the project site?
 - b- What activities will be conducted at the site? (Especially activity types, extent, boundaries, length and width, waterways, vegetation disturbance, and total acreage of the site that will be disturbed)
 - c- Schedule of activities- Approximately when (which calendar months, how many years) will the project be active on the site?
- 5- Vegetation: Species, dominant plants, height of plants and natural vegetation types.
- 6- Natural resources/Physical Features: soil types, geology, watercourses, flood zones, etc. Also, Habitat, animals and other sensitive features, etc.
- 7- Existing Site Development: Extent of pavement, gravel, or other cover: Buildings, landscaped, drainage system, etc.
- 8- Explain the Historic use/Function of Site
- 9- Could current on-site or adjacent habitat support species? Explain
- 10- Provide a description of potential negative direct and indirect impacts from proposed project activities or former and current site activities, such as types of habitat and acreage to be graded or lost, temporarily and permanently.
- 11- Provide a description of planned beneficial mitigation and enhancements or restoration efforts. Be sure to note avoidance, minimization, and compensatory mitigation measures planned to address the threat of negative impacts (e.g. which erosion control measures will be used, what will site restoration activities encompass, etc.
- 12- Clearly delineate exact location of site and its boundaries using best map available. The map must contain identifiable features and a scale that allows us to find your site and accurately pinpoint your site boundaries.
- 13- Originals or color copy photographs of site and surrounding area with captions or narratives.
- 14- Aerial photographs with pertinent features labeled. Aerials should show the year photograph was taken.

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 20 (ZONING), CHAPTER 20.06 (ZONING DISTRICTS AND MAPS), SECTION 20.06.10, (DISTRICTS ESTABLISHED AND ENUMERATED), SECTION 20.06.020 (PURPOSE OF DISTRICTS) AND CHAPTER 20.10 (SUPPLEMENTAL USE REGULATIONS) AND APPENDIX A (TABLE OF PERMISSIBLE USES) OF THE EL PASO CITY CODE TO ADD A RESTRICTED GROWTH DISTRICT AND ESTABLISH STANDARDS FOR THE DISTRICT TO INCLUDE USES ALLOWED IN THE DISTRICT. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.

WHEREAS, Title 20 (Zoning) of the El Paso City Code was adopted to promote the health, safety, morals and general welfare of the community; and,

WHEREAS, the El Paso City Council has determined that development under SmartCode or mixed use development provides for sustainable, transit served, pedestrian friendly growth while preserving natural open space; and,

WHEREAS, the El Paso City Code does not have a zoning district for land within the city limit that is not ready for full development but when development is ready to occur the land should be developed as a transit served, pedestrian friendly development under SmartCode or mixed use development; and,

WHEREAS, the El Paso City Council desires to add a new zoning district that will reserve land for development under SmartCode or mixed use; and,

WHEREAS, a public hearing regarding the proposed amendment was held before the City Plan Commission, and the Commission recommended approval of the amendment; and,

WHEREAS, the El Paso City Council finds that the proposed amendment as herein provided will have a positive impact upon the public health, safety, morals and general welfare of the community;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

SECTION 1. That Title 20, Zoning, Chapter 20.06, Zoning Districts and Maps, Section 20.06.10, Districts Established and Enumerated, Paragraph D, of the El Paso City Code be amended to add the following District:

D. Special Purpose District

“RGD”

Restricted Growth District

SECTION 2. That Title 20, Zoning, Chapter 20.06, Zoning Districts and Maps, Section 20.06.020, Purpose of District, Paragraph D, Special Districts, of the El Paso City Code be amended to add the following subparagraph:

20.06.020 Purpose of District

D. Special Districts

14. Restricted Growth District (RGD)

A. Restricted Growth District means an area that has value as open space but is still subject to development. The land may not be available for development either due to a lack of necessary infrastructure to support development or because the land is owned by the City.

B. Portions of RGD zoned land may have intrinsic value as open space and may contain such features as scenic corridors, view sheds, arroyos, steep slopes, or protected habitat that should remain in its natural state once development occurs. Land may also be zoned RGD as a means of preserving the land for sustainable, transit served, form based code development and redevelopment when such land becomes necessary to serve growth in the region.

SECTION 3. That Title 20, Zoning, Chapter 20.10, Supplemental Use Regulations, of the El Paso City Code be amended to add the following section:

20.10.555 Restricted Growth District (RGD)

A. In order to preserve the open space identified within land zoned RGD, when development is proposed on land zoned RGD, the land shall be developed in accordance with provisions of Title 21 – SmartCode or in accordance with the provisions under a residential or general mixed use zoning plan meeting the LEED for Neighborhood Development Silver Rating standard. Prior to development RGD will be rezoned either SmartCode, GMU, or RMU.

B. Utility Facilities and Thoroughfares within an RGD Zone. Land zoned RGD may be used as necessary for utility facilities and thoroughfare construction projects. Permissible uses and uses allowed by special permit are identified in Appendix A. Any thoroughfare construction projects shall comply with the Institute for Transportation Engineers (ITE) *Designing Walkable Urban Thoroughfares: A Context Sensitive Approach*, An ITE Recommended Practice as amended.

SECTION 4. That Title 20, Zoning, Appendix A, Table of Permissible Uses, of the El Paso City Code be amended as follows:

APPENDIX A

Add RGD to the table of permissible uses, after NOS.

Add “X” to all uses listed under the “Use” column except for the following

Open Space “P”

Minor Utility facility “P”

Major utility facility “S”

Streets and ROW (public or private) "S"
Detention Basin "S"
Stormwater retention pond (public/private) "S"
Transfer of Development Rights "S"

Add §20.10.555 to the "Supplemental Standards" column for the used identified above as "S" above.

SECTION 4. Except as expressly herein amended, Title 20, Zoning, of the El Paso City Code shall remain in full force and effect.

ADOPTED THIS _____ day of _____ 2011.

CITY OF EL PASO

ATTEST:

John F. Cook, Mayor

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Lupe Cuellar
Assistant City Attorney

Mathew S. McElroy, Deputy Director
Planning and Economic Development
Dept.

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 21, (SMARTCODE), CHAPTER 21.10 (GENERAL TO ALL PLANS), CHAPTER 21.30 (NEW COMMUNITY PLANS), CHAPTER 21.40 (INFILL COMMUNITY SCALE PLANS), CHAPTER 21.50 (BUILDING SCALE PLANS), AND CHAPTER 21.70 (DEFINITIONS OF TERMS), OF THE EL PASO CITY CODE TO CLARIFY THE CODE AND ADD STANDARDS FOR NEW ZONES. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 21.60 OF THE EL PASO CITY CODE

WHEREAS, the City Council of the City of El Paso, by Ordinance 016945 approved on June 29, 2008, adopted Title 21 (SmartCode), and added Title 21 to the El Paso City Code; and,

WHEREAS, Title 21 of the El Paso City Code was adopted to promote the health, safety, morals and general welfare of the community; and

WHEREAS, the El Paso City Council, having considered the recommendations and held a public hearing at which the public was allowed to comment on the proposed ordinance amendments, finds that the amendments will further protect and provide for the public health, safety, morals and general welfare of the community, and will carry out the purpose and spirit of the policies expressed in The Plan for El Paso; and

WHEREAS, the El Paso City Council finds that the regulations established by this amendment have been adopted with reasonable consideration, among other things, for the character of each district and its peculiar suitability for the particular uses; with a view of conserving property values and encouraging the most appropriate use of land in the City; and

WHEREAS, the City of El Paso's SmartCode requires calibration to the local character of the place and local conditions;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

SECTION 1. That Title 21 (SmartCode), Chapter 21.10 (General to All Plans), Section 21.10.010 (Authority), Paragraph A, of the El Paso City Code is amended as follows:

21.10.010 - Authority.

- A. The adoption of this ~~(title or chapter)~~ is authorized under Chapter 211 and Chapter 212 of the Texas Local Government Code.

SECTION 2. That Title 21 (SmartCode), Chapter 21.10 (General to All Plans), Section 21.10.020 (Applicability), of the El Paso City Code is amended as follows:

21.10.020 - Applicability.

- A. The following general rules of construction shall apply to the regulations of this title:
 1. The singular number includes the plural and the plural the singular, unless the context clearly indicates the contrary;
 2. Words used in the present tense include the past and future tenses, and the future the present;
 3. The word “shall” is always mandatory. The word “may” is permissive;
 4. The word “building” or “structure” includes any part thereof, and the word “structure” includes the word “building”;
 5. Words and terms not defined herein shall be interpreted in accord with Merriam-Webster’s Collegiate Dictionary, Tenth Edition;
 6. ~~Italicized~~ Terms used throughout this ~~title code~~ may be defined in Chapter 21.70, Definitions of Terms. Chapter 21.70 contains regulatory language that is integral to this ~~title code~~. In the event of conflicts between these definitions and those of the existing local land development codes, those of this ~~title code~~ shall take precedence.
- B. Title 19 (Subdivision) and Title 20 (Zoning) of ~~this~~ the El Paso City Code ~~code~~ ("Existing Local Land Development Codes") shall continue to be applicable to issues not covered by this ~~title code~~. The requirement for land studies are superseded by the regulating plan, as approved by City Council, for new community plans and infill community plans. The landscaping provisions of this title shall take precedence over similar provisions in ~~this~~ title 18, Sections 18.46.060, 18.46.080, 18.46.090, 18.46.140 and 18.46.150 ~~Chapter 21.40~~, Alternative Compliance.

SECTION 3. That Title 21 (SmartCode), Chapter 21.10 (General to All Plans), Section 21.10.030 (Intent), of the El Paso City Code is amended as follows:

21.10.030 - Intent.

The intent and purpose of this ~~title code~~ is to enable, encourage and qualify the implementation of the following policies:

- A. The Region.
 1. The region should retain its natural infrastructure and visual character derived from topography, ~~Chihuahuan~~ Chihuahuan Desert habitat, farmlands, riparian corridors, arroyos and mountains.
 2. New development should be organized in the patterns of clustered land development (CLD), traditional neighborhood development (TND), or regional center development (RCD) as defined in this ~~title code~~.
 3. Affordable housing should be distributed throughout the region to match job opportunities and to avoid concentrations of poverty.
 4. Transportation corridors should be planned and reserved in coordination with land use.
 5. Green corridors should be used to define and connect the urbanized areas.

6. The region should include a framework of transit, pedestrian, and bicycle systems that provide alternatives to the automobile.
 7. Chapter 21.40 of this title is most appropriate for application in the areas including downtown, transit corridors, future TODs and previously urbanized mixed use centers.
- B. The Community.
1. TNDs and regional centers should be compact, pedestrian-oriented and mixed use.
 2. TNDs and regional centers should be the preferred pattern of development and that districts specializing in a single use should be the exception.
 3. Ordinary activities of daily living should occur within walking distance of most dwellings, allowing independence to those who do not drive.
 4. Interconnected networks of thoroughfares should be designed to disperse and reduce the length of automobile trips.
 5. Within neighborhoods, a range of housing types and price levels should be provided to accommodate diverse ages and incomes.
 6. Appropriate building densities and land uses should be provided within walking distance of transit stops.
 7. Civic, institutional, and commercial activity should be embedded in down-towns, not isolated in remote single-use complexes.
 8. Schools should be sized and located to enable children to walk or bicycle to them.
 9. A range of open space including parks, plazas, and playgrounds should be distributed within neighborhoods and downtowns.
- C. The Transect.
1. Communities should provide meaningful choices in living arrangements as manifested by distinct physical environments.
 2. The transect zone descriptions on Table 1 shall constitute the intent of this title with regard to the general character of each of these environments.
 3. The transect zones' characteristics, as set forth in this title, were determined through a process of public hearing with approval by the ~~city council~~ City Council. Therefore, since these transect zones have been properly incorporated into this ~~title code~~, projects within SmartCode Zoning districts that require no variances shall be processed administratively without further council approval.
- D. The Block and the Building.
1. Buildings and landscaping should contribute to the physical definition of thoroughfares as civic places.
 2. Development should adequately accommodate automobiles while respecting the pedestrian and the spatial form of public areas.
 3. The design of streets and buildings should reinforce safe environments, but not at the expense of accessibility.
 4. Architecture and landscape design should grow from local climate, topography, history, and building practice.
 5. Buildings should provide their inhabitants with a clear sense of geography and climate through energy efficient methods.

6. Civic buildings and public gathering places should be provided as locations that reinforce community identity and support self-government.
7. Civic buildings should be distinctive and appropriate to a role more important than the other buildings that constitute the fabric of the city.
8. The preservation and renewal of historic buildings should be facilitated, to affirm the continuity and evolution of society.
9. The harmonious and orderly evolution of urban areas should be secured through form-based codes.

SECTION 4. That Title 21 (SmartCode), Chapter 21.10 (General to All Plans), Section 21.10.040 (Process), of the El Paso City Code is amended as follows:

21.10.040 - Process.

- A. Any property to be developed under this title ~~code~~ must be part of an approved new community plan or an infill community plan as defined and set forth in Chapter 21.30 or Chapter 21.40 of this title respectively.
- B. Any property to be developed under this title must first be zoned "SmartCode Zone." The rezoning application shall include the following:
 1. A site plan drawn to scale in black and white, and not less than eight and one-half inches by eleven inches and not more than twenty-four inches by thirty-six inches, showing the boundaries of the property proposed for rezoning, names of streets immediately adjacent to the property proposed for rezoning, the north point, the legal description of the property proposed for rezoning and the amount of land included. When over eight and one-half inches by eleven inches, the drawing shall be on paper suitable for reproduction;
 - ~~2. One copy of the regulating plan demonstrating compliance with this Title and consisting of the following:~~
 - ~~a. For New Community Plans. A map or set of maps showing:~~
 - ~~(1) The locations of transect zones, civic zones including playgrounds. The locations of the transect zones shall be in conformance with the regulations set forth in this title;~~
 - ~~(2) Special districts if any; (Section 21.30.060)~~
 - ~~(3) Special requirements if any; (Section 21.30.090)~~
 - ~~(4) The thoroughfare networks and block layout; and,~~
 - ~~(5) The lettering shall be so placed on the plans so as to be read from the bottom or from the right hand side of the sheet, and the north point shall be directed away from the reader.~~
 - ~~b. For Infill Community Scale Plans. A map or set of maps showing the following:~~
 - ~~(1) The outline(s) of the pedestrian shed(s) and the boundaries of the community or communities;~~
 - ~~(2) The locations of transect zones and civic zones including playgrounds within each pedestrian shed, assigned according to an analysis of existing conditions~~

- and future needs. The locations of the transect zones shall be in conformance with the regulations set forth in this title;
- (3) A thoroughfare network, existing or planned (Table 3A, Table 3B, Table 4A, Table 4B and Table 4C);
 - (4) Special districts, if any (Section 21.40.050);
 - (5) Special requirements, if any (Section 21.40.070); and,
 - (6) The lettering of the zoning map(s) shall be so placed on the plans so as to be read from the bottom or from the right hand side of the sheet, and the north point shall be directed away from the reader;
- 3. ~~Any requests for warrants or variances; and,~~
 - 4. ~~Proof of notice of proposed application to any recognized neighborhood association required to receive notice pursuant to Chapter 2.102 of the city code.~~
2. A proposed regulating plan for the land being rezoned that complies with this title, consisting of one or more maps showing the following:
- a. For New Community Plans, regulating plans designate the precise location of:
 - (1) Transect zones (Section 21.30.040);
 - (2) Civic zones, including civic spaces and civic buildings (Section 21.30.050);
 - (3) Special districts, if any (Section 21.30.060);
 - (4) Thoroughfare network and block layout (Section 21.30.070);
 - (5) Special requirements, if any (Section 21.30.090);
 - b. For Infill Community Plans, regulating plans designate the precise location of:
 - (1) Transect zones (Section 21.40.030);
 - (2) Civic zones, including civic spaces and civic buildings (Section 21.40.040);
 - (3) Special districts, if any (Section 21.40.050);
 - (4) Thoroughfare network, existing or planned (Table 3A, Table 3B);
 - (5) Special requirements, if any (Section 21.40.070);
3. Submittals of new community plans and infill community plans shall also include additional information required by this title, such as:
- a. Identification of pedestrian sheds and community types;
 - b. Requests for warrants or variances, if any (Section 21.10.050).
 - c. ~~7.~~ Proof of notice of proposed application to any recognized neighborhood association required to receive notice pursuant to Chapter 2.102 of this the City Code.
4. C. ~~The process and procedure once an application is submitted shall be in accordance with the provisions of Article VI of Title 20, Zoning, Section 20.04, of the City Code, except that the application requirements specified in Section 21.10.040(B) paragraph 1.4.1 above shall supersede the application requirements stated in Article VI of Section 20.04.380, Zoning.~~
- C. Once the property is rezoned to “SmartCode Zone” (SCZ), the property owner is authorized to proceed under ~~Article 3 or Article 4~~ Chapters 21.30 and 21.40, whichever is applicable, and ~~Article 5 plans~~ Chapter 21.50 under ~~Title 21 this title~~. El Paso City Council, hereby creates a Consolidated Review Committee (“CRC”) comprised of a designated member or designated alternate member from each City Department or other agency represented by the

Development Coordinating Committee. The CRC shall be responsible for approving adjustments to New Community Plans as defined in ~~Article 3 and 4~~ Chapter 21.30 or Infill Community Plans as defined in Chapter 21.40 of this ~~title code~~ and approving Building Scale Plans as defined in ~~Article 5~~ Chapter 21.50 of this ~~title code~~. ~~Building Scale Plans are defined and set forth in Article 5 of this code.~~ Building Scale Plans shall not be approved unless a New Community Plan or an Infill Community Plan for the property has been approved. An owner may appeal a decision of the CRC to the City Council.

- D. Once the property owner receives approval of a preliminary ~~the required~~ building scale plans from the CRC (see Section 21.50.010), the property owner must comply with the provisions of Title 19 Subdivisions to receive plat approval, provided that any provisions concerning platting requirements that are specifically addressed in this title, shall take precedence over similar requirements in Title 19. Prior to the submission of any plat, the property to be developed under this ~~title code~~ must be part of an approved preliminary building scale plan. When reviewing a plat submitted in compliance with the provisions of this title, to include approval of the building scale plan, the CPC shall determine whether ~~the community scale plans and the~~ preliminary building scale plans were approved by the CRC and whether the plat provisions contained in Title 19 which are not addressed in this title have been complied with. The city plan commission shall have no authority over the building scale plans ~~or community scale plans~~, other than to determine whether such preliminary plans comply with both Title 21 and Title 19. ~~were approved by the CRC.~~

1. Applications for plat approval under this title may request to reduce the scope of, or eliminate, the Traffic Impact Analysis requirement of Title 19. The city manager or designee, upon review of such request, may modify this requirement if the applicant can adequately demonstrate that the New Community Plan or Infill Community Plan will not necessitate street infrastructure improvements to the adjacent street network or neighborhoods.

- ~~E. Once the property owner receives approval of the required building scale plans from the CRC, the property owner must comply with the provisions of Title 19 Subdivisions to receive plat approval, provided that any provisions concerning platting requirements that are specifically addressed in this title, shall take precedence over similar requirements in Title 19. Prior to the submission of any plat, the property to be developed under this code must be part of an approved building scale plan. When reviewing a plat submitted in compliance with the provisions of this title, to include approval of the building scale, the CRC shall determine whether the community scale plans and the building scale plans were approved by the CRC and whether the plat provisions contained in Title 19 which are not addressed in this title have been complied with. The city plan commission shall have no authority over the building scale plans or community scale plans, other than to determine whether such plans were approved by the CRC.~~
- E. Once a plat is approved, building permits may be issued only after approval of a final ~~complete~~ building scale plan submitted in accordance with Section 21.50.010(C).
- F. Should a violation of an approved new community regulating plan, infill regulating plan or building scale plan occur during construction, or should any construction, site work, or development be commenced without such an approved plan, the city engineer or designee ~~planning division~~ has the right to require the owner to stop, remove, and/or mitigate the violation, or to require the owner to secure a variance to cover the violation.

SECTION 5. That Title 21 (SmartCode), Chapter 21.10 (General to All Plans), Section 21.10.050 (Warrants and variances), of the El Paso City Code is amended as follows:

21.10.050 – Warrants, ~~and~~ variances, and adjustments.

- A. There shall be ~~two~~ three types of modifications from the requirements of this title: warrants, ~~and~~ variances, and adjustments.
- B. A warrant is a modification of a standard that may be granted administratively by the CRC only where specifically stated within Title 21 as allowable and may be approved only if the applicant has complied with criteria contained in Title 21 for granting of the modification. Where no specific criteria for granting of the modification is specified, a warrant may be granted only for a dimensional deviation of less than ten percent of the specified standard.
- C. A variance allows a modification of a requirement under this title, provided that the modification is not contrary to the public interest and, due to special conditions, a literal enforcement of the ordinance would result in unnecessary hardship, and so that the spirit of the ordinance is observed and substantial justice is done. “Unnecessary hardship” means a hardship by reason of exceptional shape of a lot, exceptional topographic conditions, or other exceptional physical conditions of a parcel of land. Unnecessary hardship shall not include personal or financial hardship or any other hardship that is self-imposed. Requests for variances shall be heard by the zoning board of adjustment in accordance with the provisions of Chapter 2.16 of this title code or may be heard by the City Council in concurrently with consideration of a new community or infill community regulating plan.
- D. Adjustments to regulating plans within approved SmartCode Zones will be authorized administratively by the CRC if the adjusted regulating plan complies with this Title, its tables, and all the following criteria are met:
 - 1. Community types may not be changed through the adjustment process;
 - 2. Within each community type, revisions to transect zone boundaries are permitted provided the adjusted regulating plan:
 - a. Does not conflict with standards for allocation of transect zones in Table 14a;
 - b. Does not increase the percentage of land designated as a Special District;
 - c. Does not reduce the percentage of land designated on the approved regulating plan as civic spaces;
 - d. Does not create increased conflicts with adjoining land uses outside the SmartCode Zone.
 - 3. The block layout and thoroughfare network must comply with the standards in this Title and the diversity of thoroughfare types in the T3 zone must not be substantially reduced.

SECTION 6. That Title 21 (SmartCode), Chapter 21.10 (General to All Plans), Section 21.10.060 (Incentives), of the El Paso City Code is amended as follows:

21.10.060 - Incentives.

~~A. Applications that are not subject to the mandatory provisions of this title shall be eligible to utilize the following incentives by right:~~

- ~~A.~~ 1. Applications under this title shall receive highest priority review status by the CRC, zoning board of adjustment, city plan commission, and ~~city council~~ City Council ahead of other applications that were eligible to use this ~~title code~~ but elected not to do so;
- ~~B.~~ 2. All application or filing fees shall be waived for applications under this title;
- ~~C.~~ 3. City shall accept dedication and maintenance of civic space (See Table 13) as parks and open space;
- ~~4. [Reserved for Additional Incentives].~~

SECTION 7. That Title 21 (SmartCode), Chapter 21.30 (New Community Plans), Section 21.30.010 (Instructions), of the El Paso City Code is amended as follows:

21.30.010 - Instructions.

- ~~A.~~ For land areas containing a minimum of ~~forty eight~~ contiguous acres, the provisions of this chapter and this title in general shall be available ~~by right~~, upon request for rezoning ~~to~~ as a SmartCode Zone by the applicant and approval by ~~city council~~ City Council. ~~If the land areas requested for use under this code are not currently zoned as a SmartCode Zone under this code, then the developer shall not be eligible to use this code until the land has been rezoned for this code.~~ This rezoning shall be subject to the same requirements of any rezoning within this jurisdiction plus the application ~~applicant~~ requirements in Section 21.10.040(A) of this title.
- ~~B.~~ New community plans must conform to the comprehensive plan, which may be amended by approval of the ~~city council~~ City Council.
- ~~C.~~ Upon rezoning of an area as a SmartCode Zone, all parcels within the zone shall be marked as such on the zoning map of El Paso. Within the SmartCode Zone, the approved regulating plan and this ~~title code~~ shall become the exclusive and mandatory zoning regulation, and its provisions, as altered by approved warrants, variances, and adjustments, and those of the subsequently approved ~~new community plan and~~ building scale plans, shall be applied in their entirety.
- ~~D.~~ ~~New community plans submitted in accordance with the provisions of this code, and requiring no variances, shall be approved administratively by the CRC.~~
- ~~D.~~ ~~E.~~ New community plans may be prepared by an owner or by the planning division.
- ~~E.~~ ~~F.~~ New community plans shall include a regulating plan consisting of one or more maps showing the following, and demonstrating their compliance with the standards described in this chapter:
 - 1. Transect zones;
 - 2. Civic zones, including civic spaces and civic buildings ~~playgrounds~~;
 - 3. Special districts, if any;

- ~~4.~~ 3. Thoroughfare network and block layout;
- ~~5.~~ 4. ~~Special districts, if any;~~ 5. Special requirements, if any;

F. New community plan submittals shall also include additional information required by this chapter, such as:

- 1. Identification of pedestrian sheds and community types;**
- 2. Density calculations;**
- 3. 6. Requests for Numbers of warrants or variances, if any.**

~~G. El Paso International Airport New Community Plans shall include a Regulating Plan consisting of one or more maps showing the following, and demonstrating their compliance with the standards described in this Chapter:~~

- ~~— 1. Civic Zones including playgrounds~~
- ~~— 2. Thoroughfare network and Block layout~~
- ~~— 3. Special Districts~~
- ~~— 4. Special Requirements, specifically the A, B Grid~~
- ~~— 5. Numbers of Warrants or Variances, if any.~~

SECTION 8. That Title 21 (SmartCode), Chapter 21.30 (New Community Plans), Section 21.30.030 (Community types), of the El Paso City Code is amended as follows:

21.30.030 - **New** community types.

A. Clustered Land Development (CLD).

1. A clustered land development (CLD) shall be structured by one standard pedestrian shed and shall consist of no fewer than thirty acres and no more than eighty acres.
2. A CLD shall include transect zones as allocated on Table 14a. A minimum of fifty percent of the community shall be permanently allocated to a T1 Natural Zone and/or T2 Rural Zone.

B. Traditional Neighborhood Development (TND).

1. A traditional neighborhood development (TND) shall be structured by one standard or linear pedestrian shed and shall be no fewer than eighty acres and no more than one hundred sixty acres.
2. A TND shall include transect zones as allocated on Table 14a.
3. Larger sites shall be designed and developed as multiple communities, each subject to the individual transect zone requirements for its type as allocated on Table 14a. The simultaneous planning of adjacent parcels is encouraged.
4. In the T-4 **and T4-O** General Urban Zones, a minimum residential mix of three building disposition types (none less than twenty percent) shall be required, selected from Table 9.

C. Regional Center Development (RCD).

1. A regional center development (RCD) shall be structured by one long pedestrian shed or linear pedestrian shed and shall consist of no fewer than eighty acres and no more than six hundred forty acres.
 2. An RCD shall include transect zones as allocated on Table 14a.
 3. For larger sites, an RCD may be adjoined without buffer by one or more TNDs, each subject to the individual transect zone requirements for TND as allocated on Table 14a. The simultaneous planning of adjacent parcels is encouraged.
- D. Transit-Oriented Development (TOD) Overlay.
1. Any TND or RCD on an existing or projected rail or bus rapid transit (BRT) network may be redesignated in whole or in part as with a TOD overlay and permitted the higher density represented by the effective parking allowance in Section 21.50.090(B)(4).
 2. A proposed TOD overlay shall be clearly indicated on a new community regulating plan and shall be subject to approval by the City Council concurrently with approval of, or amendment to, a SmartCode Zone. ~~The use of a TOD overlay shall be approved by variance.~~
- E. Airport Resort Development (ARD)
1. An Airport Resort Development (ARD) shall be structured by one Standard or Linear Pedestrian Shed and shall be no fewer than 40 ~~80~~ acres and no more than 160 acres.
 2. An ARD shall include Special Districts as allocated on Table 16a.
 3. Larger sites shall be designed and developed as multiple Communities, each subject to the individual Special District requirements for its type as allocated on Table 16a. The simultaneous planning of adjacent parcels is encouraged.
- F. Airport Employment Development (AED)
1. An Airport Employment Development (AED) shall be structured by one Standard or Linear Pedestrian Shed and shall be no fewer than 40 ~~80~~ acres and no more than 180 ~~160~~ acres.
 2. An AED shall include Special Districts as allocated on Table 16a.
 3. Larger sites shall be designed and developed as multiple Communities, each subject to the individual Special District requirements for its type as allocated on Table 16a. The simultaneous planning of adjacent parcels is encouraged.
- ~~G. Airport Industrial Development (AID)~~
- ~~1. An Airport Industrial Development (AID) shall be structured by one Standard or Linear Pedestrian Shed and shall be no fewer than 80 acres and no more than 160 acres.~~
 - ~~2. An AID shall include Special Districts as allocated on Table 16a.~~
 - ~~3. Larger sites shall be designed and developed as multiple Communities, each subject to the individual Special District requirements for its type as allocated on Table 16a. The simultaneous planning of adjacent parcels is encouraged.~~

SECTION 9. That Title 21 (SmartCode), Chapter 21.30 (New Community Plans), Section 21.30.040 (Transect zones), of the El Paso City Code is amended as follows:

21.30.040 - Transect zones.

- A. Transect zones shall be assigned and mapped on each proposed new community regulating plan according to the percentages allocated on Table 14a for the proposed community type.
- B. After approval into a SmartCode Zone by the City Council, land in each A transect zone may include any of the elements indicated for its T-Zone number throughout this title code, in accordance with intent described in Table 1 and the metric standards summarized in Table 14. If transect zone boundaries are adjusted by the CRC in accordance with Section 21.10.050, the standards in this title will then apply to each transect zone as shown on the adjusted regulating plan.

SECTION 10. That Title 21 (SmartCode), Chapter 21.30 (New Community Plans), Section 21.30.050 (Civic zones), of the El Paso City Code is amended as follows:

21.30.050 - Civic zones.

A. General.

- 1. Civic zones dedicated for public use shall be required for each new community plan and designated on the new community regulating plan as civic space (CS) or ~~and~~ civic building (CB). Property designated as a civic zone must also be assigned to a transect zone.
- 2. Civic space zones are public sites permanently dedicated to open space.
- 3. Civic building zones are sites dedicated for buildings generally operated by not-for-profit organizations dedicated to culture, education, religion, government, transit and municipal parking, or for a use approved by the ~~city council~~ City Council.
- 4. When a warrant is required by Table 14e, a civic zone may be permitted by warrant if it does not occupy more than twenty percent of a pedestrian shed, otherwise it is subject to the creation of a special district. See Section 21.30.060.
- ~~5. Parking for civic zones shall be calculated per the standards of Chapter 20.14 and Appendix C of this code. On-street parking available along the frontage lines that correspond to each lot shall be counted toward the parking requirement of the building on the lot. The required parking may also be provided within one quarter mile of the site that it serves. Civic parking lots may remain unpaved if graded, compacted and landscaped.~~

B. Civic Zones Specific to T1 and T2 Zones.

- 1. Civic buildings and civic spaces within T1 Natural and T2 Rural Zones shall be permitted only by variance.

C. Civic Space (CS) Specific to T3—T6 Zones.

- 1. Each pedestrian shed shall assign at least five percent of its urbanized area to civic space.
- 2. Civic spaces shall be designed as generally described in Table 13, and distributed throughout transect zones as described in Table 14e.
- 3. Those portions of the T1 Natural Zone that occur within a development parcel shall be part of the civic space allocation and shall conform to the civic space types specified in Table 13a or 13b.

4. Each pedestrian shed shall contain at least one main civic space. The main civic space shall be within eight hundred feet of the geographic center of each pedestrian shed, unless topographic conditions, pre-existing thoroughfare alignments or other circumstances prevent such location. A main civic space shall conform to one of the types specified in Table 13b, 13c, or 13d.
 5. Within eight hundred feet of every lot in residential use, a civic space designed and equipped as a playground shall be provided. A playground shall conform to Table 13e.
 6. Each civic space shall have a minimum of fifty percent of its perimeter enfronting a thoroughfare, except for playgrounds.
 7. Civic spaces may be permitted within special districts by warrant, but may not exceed fifty percent of the special district.
 8. Parks may be permitted in Transect Zones T4, **T4-O**, T5 and T6 by warrant.
- D. Civic Buildings (CB) Specific to T3-T6 Zones.
1. The owner shall covenant to construct a meeting hall or a third place in proximity to the main civic space of each pedestrian shed. Its corresponding public frontage shall be equipped with a shelter and bench for a transit stop.
 2. One civic building lot shall be reserved for an elementary school. The school site may be within any transect zone. Any playing fields should be outside the pedestrian shed.
 3. Reserved.
 4. Civic building sites shall not occupy more than twenty percent of the area of each pedestrian shed.
 5. Civic building sites should be located within or adjacent to a civic space, or at the axial termination of a significant thoroughfare.
 6. Civic buildings shall be subject to the standards of Chapter 21.50.
 7. Civic buildings may also be permitted within special districts.
- E. Civic Space (CS) Specific to ~~SD3-SD6~~ **SD3-SD5** Special Districts.
1. Civic Spaces shall be designed as generally described in Table 13, and distributed throughout Special Districts as described in Table 16e.
 2. Civic Spaces may be permitted within Special Districts by Right, but may not exceed 50% of the Airport Community Type.
 3. Playgrounds are not required in SD3-SD5 because of FAA limitations on residential.
 4. AED pedestrian sheds shall assign at least two and one half percent of their urbanized area to civic space.
 5. ARD pedestrian sheds shall assign at least five percent of their urbanized area to civic space. Butterfield Trail Golf Club may contribute to the civic space requirement in an ARD.

SECTION 11. That Title 21 (SmartCode), Chapter 21.30 (New Community Plans), Section 21.30.060 (Special districts), of the El Paso City Code is amended as follows:

21.30.060 - Special districts.

- A. Special district designations shall be assigned to areas that, by their intrinsic size, function, or configuration, cannot conform to the requirements of any transect zone, or combination of zones- and shall be assigned Transect Zones, in accordance with the standard in Table 14, as an underlay.
- B. Special districts that do not have provisions within this ~~title code~~ (see Section 21.80.220 - Table 16) shall be excluded from the SmartCode Zone and governed by the standards of the ~~pre-existing~~ zoning.
- C. Special Districts shall not exceed 20% of the total net site area for each community type. Airport Special Districts shall be excluded from this requirement.
- ~~C.~~ D. Airport Special Districts shall only be available for New Communities on El Paso International Airport properties.
- ~~D.~~ E. Airport Special Districts shall be assigned and mapped on each Airport Community Plan according to the percentages allocated on Table 16a.
- ~~E.~~ F. An Airport Special District may include any of the elements indicated for its Special District number throughout this ~~title code~~, in accordance with the metric standards summarized in Table 16.
- G. Twenty years after the approval of a Regulating Plan, each Special District, except the Airport Special Districts, shall be automatically rezoned to the underlay Transect Zones.

SECTION 12. That Title 21 (SmartCode), Chapter 21.30 (New Community Plans), Section 21.30.070 (Thoroughfare standards), of the El Paso City Code is amended as follows:

21.30.070 - Thoroughfare standards.

- A. General.
 - 1. Thoroughfares are intended for use by vehicular and pedestrian traffic and to provide access to lots and open spaces.
 - 2. Thoroughfares shall generally consist of two parts: vehicular lanes and public frontages.
 - 3. Thoroughfares shall be designed in context with the urban form and desired design speed of the transect zones through which they pass. The public frontages of thoroughfares that pass from one transect zone to another shall be adjusted accordingly or, alternatively, the transect zone may follow the alignment of the thoroughfare to the depth of one lot, retaining a single public frontage throughout its trajectory.
 - 4. Within the most rural zones (T1 and T2) pedestrian comfort shall be a secondary consideration of the thoroughfare. Design conflict between vehicular and pedestrian generally shall be decided in favor of the vehicle. Within the more urban transect zones (T3 through T6) pedestrian comfort shall be a primary consideration of the thoroughfare. Design conflict between vehicular and pedestrian movement generally shall be decided in favor of the pedestrian.
 - 5. The thoroughfare network shall be designed to define blocks not exceeding the size prescribed in Table 14c and Table 16c. The perimeter shall be measured as the sum of

lot frontage lines. Block perimeter at the edge of the development parcel shall be subject to approval by warrant, if the deviation allowed by the warrant is no more than twenty percent from the standard specified in Table 14c and Table 16c.

6. All thoroughfares shall terminate at other thoroughfares, forming a network. Internal thoroughfares shall connect wherever possible to those on adjacent sites. Cul-de-sacs are explicitly discouraged and shall be subject to approval by warrant to accommodate specific site conditions only.
7. Each lot shall enfront a vehicular thoroughfare, except that twenty percent of the lots within each transect zone may enfront a passage. By Warrant, lots within each transect zone that enfront both a passage and an *Ephemeral Stream* shall not be counted towards the twenty percent maximum.
8. Thoroughfares along a designated B-Grid may be exempted by warrant from one or more of the specified public frontage or private frontage requirements, if at least one of the requirements specified in Tables 4a, 4b and 7 are met. See Table 4a and Table 7.
9. Reserved.
10. The standards for thoroughfares within special districts shall be determined by Variance, except the Airport Special Districts Thoroughfare standards may be determined by Right from Tables 3a, 3b, 4a, 4b and 4c.

B. Vehicular Lanes.

1. Thoroughfares may include vehicular lanes in a variety of widths for parked and for moving vehicles, including bicycles. The standards for vehicular lanes shall be as shown in Table 3A.
2. A bicycle network consisting of bicycle trails, bicycle routes and bicycle lanes should be provided throughout as defined in Chapter 21.70, Definitions of Terms and allocated as specified in Table 14d. The community bicycle network shall be connected to existing or proposed regional networks wherever possible.

C. Public Frontages.

1. General to all Zones T1, T2, T3, T4, T4-O, T5, T6 and Special Districts SD1, SD2, SD3, SD4, SD5, ~~SD6~~.
 - a. The public frontage contributes to the character of the transect zone, and includes the types of sidewalk, curb, planter, bike lanes and street trees.
 - b. Public frontages shall be designed as shown in Table 4A and Table 4B and allocated within transect zones as specified in Table 14d and Special Districts as specified in Table 16d.
 - c. Within the public frontages, the prescribed types of public planting and public lighting shall be as shown in Table 4A, Table 4B, Table 5 and Table 6. The spacing may be adjusted by warrant to accommodate specific site conditions, if it is within a twenty percent deviation.
2. Specific to Zones T1, T2, T3.
 - a. The public frontage shall include native trees of various species, naturalistically clustered, as well as understory.
 - b. The introduced landscape shall consist primarily of native species requiring minimal irrigation, fertilization and maintenance.

3. Specific to Zones T4, T4-O, T5, T6.
 - a. The introduced landscape shall consist primarily of durable species tolerant of soil compaction.
4. Specific to Zone T4.
 - a. The public frontage shall include trees planted in a regularly-spaced Allée pattern of single or alternated species with shade canopies of a height that, at maturity, clears at least one story.
5. Specific to Zones T4-O, T5, T6.
 - a. The public frontage shall include trees planted in a regularly-spaced Allée pattern of single species with shade canopies of a height that, at maturity, clears at least one story. At retail frontages, the spacing of the trees may be irregular, to avoid visually obscuring the shopfronts.

SECTION 13. That Title 21 (SmartCode), Chapter 21.30 (New Community Plans), Section 21.30.080 (Density calculations), of the El Paso City Code is amended as follows:

21.30.080 - Density calculations.

- A. All areas of the new community plan regulating plan ~~site~~ that are not part of the T-1 zone shall be considered cumulatively the net site area. The net site area shall be allocated to the various transect zones according to the parameters specified in Table 14a and the Special Districts according to the parameters specified in Table 16a.
- B. Density shall be expressed in terms of housing units per acre as specified for the area of each transect zone by Table 14b. For purposes of density calculation, the transect zones include the thoroughfares but not land assigned to civic zones.
- C. Reserved.
- D. Within the percentage range shown on Table 14b for other functions, the housing units specified on Table 14b shall be exchanged at the following rates:
 1. For lodging: two bedrooms for each unit of net site area density;
 2. For office or retail: one thousand square feet for each unit of net site area density.
 3. Special Districts are not required to exchange Base Residential Density for Other Functions. Other Functions within a Special District is controlled by form metrics on Table 16.
- E. The housing and other functions for each transect zone shall be subject to further adjustment at the building scale as limited by Table 10 and Table 11 and Section 21.50.090.

SECTION 14. That Title 21 (SmartCode), Chapter 21.30 (New Community Plans), Section 21.30.090 (Special requirements), of the El Paso City Code is amended as follows:

21.30.090 - Special requirements.

- A. A new community regulating plan may designate ~~and upon designation shall enforce~~ any of the following special requirements which, if approved, shall then be enforced at the building scale plan stage: at the discretion of the applicant:
1. A differentiation of the thoroughfares as A-Grid and B-Grid. Buildings along the A-Grid shall be held to the highest standard of this title code in support of pedestrian activity. The frontages assigned to the B-Grid shall not exceed thirty percent of the total length of frontages within a pedestrian shed. There is no limitation on the B-Grid within ~~SD6~~ SD5.
 2. Designations for mandatory and/or recommended retail frontage requiring or advising that a building provide a shopfront at sidewalk level along the entire length of its private frontage. The shopfront shall be no less than seventy percent glazed in clear glass and shaded by an awning overlapping the sidewalk as generally illustrated in Table 7 and specified in Chapter 21.50. The first floor shall be confined to retail use through the depth of the second layer (Table 17d). Special Districts that require Retail Frontage do not require Retail use.
 3. Designations for mandatory and/or recommended gallery frontage, requiring or advising that a building provide a permanent cover over the sidewalk, either cantilevered or supported by columns. The gallery frontage designation may be combined with a retail frontage designation.
 4. Designations for mandatory and/or recommended arcade frontage, requiring or advising that a building overlap the sidewalk such that the first floor facade is a colonnade. The arcade frontage designation may be combined with a retail frontage designation.
 5. A designation for coordinated frontage, requiring that the public frontage (Table 4A) and private frontage (Table 7) be coordinated as a single, coherent landscape and paving design.
 6. Designations for mandatory and/or recommended terminated vista locations, requiring or advising that the building be provided with architectural articulation of a type and character that responds visually to the location, as approved by the CRC.
 7. A designation for cross block passages, requiring that a minimum eight-foot-wide pedestrian access be reserved between buildings.

SECTION 15. That Title 21 (SmartCode), Chapter 21.30 (New Community Plans), Section 21.30.100 (Environmental standards), of the El Paso City Code is amended as follows:

21.30.100 - Environmental standards.

- A. General.

1. Transect zones manifest a range of natural and urban conditions. In case of conflict, the natural environment shall have priority in the more rural zones (T1-T3) and the built environment shall have priority in the more urban zones (T4-T6).
 - a. Trees should be planted below the grade of the sidewalk and the street in structural cells with sufficient root space.
 - b. Rain gardens and bioswales should be installed to infiltrate runoff from parking lots, thoroughfares, plazas and other impervious surfaces.
 - c. Where vegetative solutions are not feasible, porous concrete or porous asphalt should be specified for sidewalks, parking lots, and plazas to infiltrate stormwater.
2. There shall be designated ephemeral streams, generating a stream buffer subject to a standard for crossing and protection of its riparian condition as specified below for each transect zone.
3. There shall be designated wetlands subject to a standard of restoration, retention, and mitigation as specified below for each transect zone.

B. Environmental Contamination

1. The level of contamination on Brownfield sites may impact and limit the ability to comply with all standards established under this title, although the form of a particular set of transects may still be appropriate. If the Texas Commission on Environmental Quality (TCEQ) or the Environmental Protection Agency (EPA) has placed environmental restrictions on a designated Brownfield site, then by Warrant, the following modifications may be granted provided that such modifications are necessary and attributable solely to the environmental restrictions and would still allow for the Brownfield site to be developed under the remaining requirements of this title.
 - a. The acreage requirements of Section 21.30.030,
 - b. Removal of certain uses in Table 12,
 - c. Allocation of zones in Table 14a,
 - d. Block size requirements of Table 14c, specifically where contamination is contained.

C. ~~B.~~ Specific to Zones T1, T2.

1. Within T1 Zones and T2 Zones, the encroachment and modification of natural conditions listed in Section 21.30.100(~~F~~)(1) shall be limited according to applicable local, state and federal law.
2. The stream buffers for streams shall extend one hundred feet from each side of the centerline of the watercourse or the limits of the one-hundred-year floodplain, whichever is greater. Stream buffers shall be maintained free of structures or other modifications to the natural landscape, including agriculture. Thoroughfare crossings shall be permitted by variance only.

3. Wetlands shall be retained and restored if in a degraded condition. Additional buffers shall be maintained at one hundred feet. Wetland buffers shall be maintained free of structures or other modifications to the natural landscape, including agriculture. Thoroughfare crossings shall be permitted only by variance.

~~D.-C.~~ Specific to Zones T1, T2, T3.

1. Stormwater management on thoroughfares shall be primarily through retention and percolation, channeled by curbside swales.

~~E.-D.~~ Specific to Zones T3, T4, T4-O. Native plant perennial landscapes should replace turf grass where possible and be very diverse. They should be placed lower than walkways, not mounded up.

~~F.-E.~~ Specific to Zone T3.

1. Within T3 Zones, the continuity of the urbanized areas shall be subject to the precedence of the natural environmental conditions in the categories below. The alteration of such conditions shall be limited according to local, state and federal law.

- a. Surface waterbodies;
- b. Protected wetlands;
- c. Protected habitat;
- d. Riparian corridors;
- e. Purchased open space;
- f. Conservation easements;
- g. Transportation corridors;
- h. Areas residual to clustered land development (CLD);
- i. Floodplain, including special flood hazard areas;
- j. Steep slopes.

2. The stream buffer shall extend one hundred feet from each side of the centerline of the watercourse or the limits of the one-hundred-year floodplain, whichever is greater. Stream buffers shall be maintained free of structures, except that thoroughfare crossings may be permitted.

3. Wetlands shall be retained and restored if in degraded condition. Additional buffers shall be maintained at fifty feet. Buffers shall be free of structures or other modifications to the natural landscape. Thoroughfare crossings shall be permitted only by variance.

~~G.-F.~~ Specific to Zone T4.

1. Within T4 Zones, the continuity of the urbanized areas shall take precedence over the natural environmental conditions listed in Section 21.30.100(~~E~~)(1). The alteration of such conditions shall be mitigated off-site.

2. The stream buffers shall extend fifty feet from each side of the centerline of the watercourse or the limits of the one-hundred-year floodplain, whichever is greater. Stream buffers and streams of all classes may be crossed by thoroughfares as required by the thoroughfare network.

3. Wetlands shall be retained and maintained free of structures or other modifications to the natural landscape. Thoroughfare crossings may be permitted.

~~H.-G.~~ Specific to Zones T4-O, T5.

1. Within T4-O and T5 Zones, the continuity of the urbanized areas shall take precedence over the natural environmental conditions listed in Section 21.30.100(~~F~~)(1). The alteration of such conditions should be mitigated off-site.
2. The stream buffers shall extend twenty-five feet from each side of the centerline of the watercourse or the limits of the one-hundred year floodplain, whichever is greater, with the exception that stream buffers and streams of all classes may be embanked and crossed by thoroughfares as required by the thoroughfare network.
3. Wetlands may be modified if mitigated off-site at a two to one ratio. Thoroughfare crossings shall be permitted by right.

~~I.-H.~~ Specific to Zone T6.

1. Within T6 Zones, the continuity of the urbanized areas shall take precedence over the natural environmental conditions listed in Section 21.30.100(~~F~~)(1). The alteration of such conditions shall not require off-site mitigation.
2. The stream buffers shall extend twenty-five feet from each side of the centerline of the watercourse or the limits of the one-hundred-year floodplain, whichever is greater, with the exception that stream buffers and streams of all classes may be embanked and crossed or enclosed by thoroughfares as required by the thoroughfare network.
3. Wetlands may be modified, not requiring off-site mitigation. Thoroughfare crossings shall be permitted by right.

~~J.-I.~~ Specific to Zones T4, T4-O, T5, T6 and Special Districts SD3, SD4, SD5.

1. Stormwater management on thoroughfares and lots shall be primarily through underground storm drainage channeled by raised curbs, and there shall be no retention or detention required on the individual lot.

SECTION 16. That the heading of Title 21 (SmartCode), Chapter 21.40 (Infill Community Scale Plans), of the El Paso City Code is amended as follows:

Chapter 21.40 - INFILL COMMUNITY ~~SCALE~~ PLANS

SECTION 17. That Title 21 (SmartCode), Chapter 21.40 (Infill Community Scale Plans), Section 21.40.010 (Instructions), of the El Paso City Code is amended as follows:

21.40.010 - Instructions.

- A. Upon direction by ~~city council~~ City Council, and in conformance with the comprehensive plan, the planning division may prepare, or have prepared on its behalf, infill community ~~regulating~~ plans to guide further development. Infill community ~~regulating~~ plans shall be prepared in a process of public consultation ~~subject to approval by the city council.~~

- B. Infill community regulating plans are intended to shall regulate, at minimum, an area the size of the pedestrian shed commensurate with its community type as listed in Section 21.40.020 at least 5 acres. The planning division shall determine a community type shall be based on existing conditions and intended evolution in the plan area.
- C. Infill community regulating plans shall include a regulating plan consisting of one or more maps showing the following, and demonstrating their compliance with the standards described in this chapter:
- ~~1. The outline(s) of the pedestrian shed(s) and the boundaries of the community or communities;~~
 1. 2. Transect zones (Section 21.40.030) and;
 2. Civic zones, including civic spaces and civic buildings (Section 21.40.040); within each pedestrian shed, assigned according to an analysis of existing conditions and future needs;
 3. Special districts, if any (Section 21.40.050);
 - ~~4. 3. A thoroughfare network, existing or planned (Table 3A, Table 3B, Table 4A, Table 4B, and Table 4C);~~
 - ~~4. Special districts, if any (Section 21.40.050);~~
 5. Special requirements, if any (Section 21.40.070);
 6. A Landscape Plan, if any;
 7. A Signage Plan, if any;
 8. A Lighting Plan, if any;
- D. Infill community plan submittals shall also include additional information required by this chapter, such as:
1. Identification of pedestrian sheds and community types;
 2. 6. Requests for a record of warrants or variances, if any.
- E. Upon rezoning of an area as a SmartCode Zone, all parcels within the zone shall be marked as such on the zoning map of El Paso. Within the SmartCode Zone, the approved infill regulating plan and this title shall ~~D. Within any area subject to an approved infill regulating plan, this code become the exclusive and mandatory~~ zoning regulation, and its provisions, as altered by approved warrants, variances, and adjustments, shall be applied in their entirety. Property owners within the plan area may submit building scale plans under Chapter 21.50 in accordance with the provisions of this title ~~code~~. Building scale plans requiring no variances shall be approved administratively by the CRC.
- ~~E. The owner of a contiguous parcel five acres or more, whether inside or outside an area already subject to an infill regulating plan, may apply to prepare a special area plan. In consultation with the planning division, a special area plan may assign new transect zones, civic zones, thoroughfares, special districts (if any) and special requirements (if any) as provided in this code, with appropriate transitions to abutting areas.~~
- ~~F. The owner of a contiguous parcel of thirty acres or more, whether inside or outside an area already subject to an infill regulating plan, may initiate the preparation of a new community plan. A plan under this section, shall regulate, at minimum, an area the size of the pedestrian shed commensurate with its community type as listed in Section 21.40.020, even if it~~

~~overlaps adjacent parcels. Both the site and plan area should connect and blend with surrounding urbanism.~~

SECTION 18. That Title 21 (SmartCode), Chapter 21.40 (Infill Community Scale Plans), Section 21.40.020 (Community types), of the El Paso City Code is amended as follows:

21.40.020 - Infill community types.

- A. Infill regulating plans shall encompass one or more of the following infill community types. The allocation percentages of Table 14a do not apply.
- B. Infill TND (Traditional Neighborhood Development).
 - 1. An infill TND shall be assigned to neighborhood areas that are predominantly residential with one or more mixed use corridors or centers. An infill TND shall be mapped as at least one complete standard pedestrian shed, which may be adjusted as a network pedestrian shed, oriented around one or more existing or planned common destinations.
 - 2. The edges of an infill TND should blend into adjacent neighborhoods and/or a downtown without buffers.
- C. Infill RCD (Regional Center Development).
 - 1. An infill RCD should be assigned to ~~downtown~~ urban core areas that include significant office and retail uses as well as government and other civic institutions of regional importance. An infill RCD shall be mapped as at least one complete long or linear pedestrian shed, which may be adjusted as a network pedestrian shed, oriented around an important mixed use corridor or center.
 - 2. The edges of an infill RCD should blend into adjacent neighborhoods without buffers.
- D. Infill TOD (Transit-Oriented Development) Overlay.
 - 1. Any infill TND or infill RCD on an existing or projected rail or bus rapid transit (BRT) network may be redesignated in whole or in part as with a TOD overlay and permitted the higher density represented by the effective parking allowance in Section 21.50.090(B)(4).
 - 2. A proposed TOD overlay shall be clearly indicated on an infill regulating plan and shall be subject to approval by the City Council concurrently with approval of, or amendment to, a SmartCode Zone. ~~The use of a TOD overlay shall be approved by city initiative or by variance.~~

SECTION 19. That Title 21 (SmartCode), Chapter 21.40 (Infill Community Scale Plans), Section 21.40.030 (Transect zones), of the El Paso City Code is amended as follows:

21.40.030 - Transect zones.

- A. Transect zone standards for infill regulating plans ~~have been~~ should be calibrated by means of a survey of exemplary existing and intended conditions, as identified in a process of public consultation and were later adopted into this title by subject to the approval of the city council City Council. ~~Metrics shall be recorded on Tables 14 and 15.~~
- B. After approval into a SmartCode Zone by the City Council, landowners in each A transect zone may obtain building scale plans that shall include any of the elements indicated by Chapters 21.40 ~~30,~~ and 21.50 ~~and 21.60.~~

SECTION 20. That Title 21 (SmartCode), Chapter 21.40 (Infill Community Scale Plans), Section 21.40.040 (Civic zones), of the El Paso City Code is amended as follows:

21.40.040 - Civic zones.

- A. General.
 - 1. Infill regulating plans should designate civic space zones (CS) and civic building zones (CB). Civic spaces are public sites permanently dedicated to open space. Civic zones are designated on infill community regulating plans; property designated as a civic zone must also be assigned to a transect zone.
 - 2. A civic zone may be permitted if it does not occupy more than twenty percent of a pedestrian shed, otherwise it is subject to the creation of a special district. See Section 21.40.050.
 - 3. ~~Parking for civic zones shall be calculated per the standards of Chapter 20.14 and Appendix C of this code. On-street parking available along the frontage lines that correspond to each lot shall be counted toward the parking requirement of the building on the lot. The required parking may also be provided within one-quarter mile of the site that it serves.~~
- B. Civic Space Zones (CS).
 - 1. Civic spaces shall be generally designed as described in Table 13, their type determined by the surrounding or adjacent their transect zone ~~in a process of public consultation subject to the approval of the city council.~~
- C. Civic Building Zones (CB).
 - 1. Civic buildings shall be permitted on civic building zones reserved in the infill regulating plan.
 - 2. Civic buildings shall be subject to the requirements of Chapter 21.50.

SECTION 21. That Title 21 (SmartCode), Chapter 21.40 (Infill Community Scale Plans), Section 21.40.050 (Special districts), of the El Paso City Code is amended as follows:

21.40.050 - Special districts.

- A. Areas that, by their intrinsic size, function, or configuration, cannot conform to the requirements of any transect zone or combination of zones shall be designated as special districts by the planning division in the process of preparing an infill community plan.
- B. Special districts that do not have provisions within this title code (see Section 21.80.220 - Table 16) shall be excluded from the SmartCode Zone and governed by the standards of the pre-existing zoning.

SECTION 22. That Title 21 (SmartCode), Chapter 21.40 (Infill Community Scale Plans), Section 21.40.060 (Pre-existing conditions), of the El Paso City Code is amended as follows:

21.40.060 - Pre-existing conditions.

- A. Existing buildings and appurtenances that do not conform to the provisions of this title code may continue in the same use and form until a substantial modification occurs or is requested, at which time the consolidated review committee (CRC) shall determine the provisions of this section that shall apply.
- B. Reserved.
- C. The modification of existing buildings is permitted by right if such changes result in greater conformance with the specifications of this title code.
- D. Where buildings exist on adjacent lots, the CRC may require that a proposed building match one or the other of the adjacent setbacks and heights rather than the provisions of this title code.
- E. Reserved.
- F. The restoration or rehabilitation of an existing building shall not require the provision of: (a) parking in addition to that existing, or (b) on-site stormwater retention/detention in addition to that existing. Existing parking requirements that exceed those for this title code may be reduced as provided by Tables 10 and 11.

SECTION 23. That Title 21 (SmartCode), Chapter 21.40 (Infill Community Scale Plans), Section 21.40.070 (Special requirements), of the El Paso City Code is amended as follows:

21.40.070 - Special requirements.

- A. An infill ~~community~~ regulating plan may designate any of the following special requirements, which if approved shall then be enforced at the building scale plan stage:
 - 1. A differentiation of the thoroughfares as A-Grid and B-Grid. Buildings along the A-Grid shall be held to the highest standard of this title code in support of pedestrian activity. Buildings along the B-Grid may allow automobile-oriented standards. The frontages assigned to the B-Grid shall not exceed thirty percent of the total length of frontages within a pedestrian shed.

2. Designations for mandatory and/or recommended retail frontage requiring or advising that a building provide a shopfront at sidewalk level along the entire length of its private frontage. The shopfront shall be no less than seventy percent glazed in clear glass and shaded by an awning overlapping the sidewalk as generally illustrated in Table 7 and specified in Chapter 21.50. The first floor shall be confined to retail use through the depth of the second layer. (Table 17d.)
3. Designations for mandatory and/or recommended gallery frontage, requiring or advising that a building provide a permanent cover over the sidewalk, either cantilevered or supported by columns. The gallery frontage designation may be combined with a retail frontage designation.
4. Designations for mandatory and/or recommended arcade frontage, requiring or advising that a building overlap the sidewalk such that the first floor facade is a colonnade. The arcade frontage designation may be combined with a retail frontage designation.
5. A designation for coordinated frontage, requiring that the public frontage (Table 4A) and private frontage (Table 7) be coordinated as a single, coherent landscape and paving design.
6. Designations for mandatory and/or recommended terminated vista locations, requiring or advising that the building be provided with architectural articulation of a type and character that responds visually to the location, as approved by the CRC.
7. A designation for cross block passages, requiring that a minimum eight-foot-wide pedestrian access be reserved between buildings.
8. Designations for Mandatory and/or Recommended Forecourt Frontage, requiring or advising that a portion of the Façade is close to the Frontage Line and the central portion is set back for cafes or vehicular drop-offs. The Forecourt Frontage designation may be combined with a Retail Frontage designation.

SECTION 24. That Title 21 (SmartCode), Chapter 21.50 (Building Scale Plans), Section 21.50.010 (Instructions), of the El Paso City Code is amended as follows:

21.50.010 - Instructions.

- A. Lots and buildings that have been zoned to a SmartCode Zone are located within a new community plan or infill community plan subject to this code and previously approved by the city council shall be subject to the requirements of this chapter and to the new community or infill regulating plans that were approved by the City Council when the SmartCode Zone was established, or as those plans were subsequently adjusted by the CRC (see Section 21.10.050).
- B. Owners and developers may have the design plans required under this chapter prepared on their behalf. Such plans require administrative approval by the CRC.
- C. Building and site plans shall show the following, in compliance with the standards described in this chapter:
 1. Prior to submittal of a plat for approval, the applicant must receive CRC approval of a preliminary building scale plan showing the following:

- a. Building disposition,
 - b. Building configuration,
 - c. Building function,
 - d. Parking location standards,
 - e. Lot lines.
2. Prior to receiving any building permits, and after receiving plat approval, the property owner must receive CRC approval of a final building scale plan showing the following:
 - a. Landscape standards,
 - b. Signage standards,
 - c. Special requirements,
 - d. ~~Architectural standards.~~
 3. If platting is not required by this title, one building scale plan may be submitted that shows all the information listed above for preliminary and final building scale plans.

SECTION 25. That Title 21 (SmartCode), Chapter 21.50 (Building Scale Plans), Section 21.50.030 (Special requirements), of the El Paso City Code is amended as follows:

21.50.030 - Special requirements.

- A. A new community regulating plan or an infill ~~community~~ regulating plan may designate any of the following special requirements to be applied according to the standards of this chapter:
 1. A differentiation of the thoroughfares as A-Grid and B-Grid. Buildings along the A-Grid shall be held to the highest standard of this title code in support of pedestrian activity. Buildings along the B-Grid may allow automobile-oriented standards. The frontages assigned to the B-Grid shall not exceed thirty percent of the total length of frontages within a pedestrian shed. There is no limitation on the B-Grid within ~~SD6~~ SD5.
 2. Designations for mandatory and/or recommended retail frontage requiring or advising that a building provide a shopfront at sidewalk level along the entire length of its private frontage. The shopfront shall be no less than seventy percent glazed in clear glass and shaded by an awning overlapping the sidewalk as generally illustrated in Table 7 and specified in Chapter 21.50. The first floor shall be confined to retail use through the depth of the second layer (Table 17d.). Special Districts that require Retail Frontage do not require Retail use.
 3. Designations for mandatory and/or recommended gallery frontage, requiring or advising that a building provide a permanent cover over the sidewalk, either cantilevered or supported by columns. The gallery frontage designation may be combined with a retail frontage designation;
 4. Designations for mandatory and/or recommended arcade frontage, requiring or advising that a building overlap the sidewalk such that the first floor facade is a colonnade. The arcade frontage designation may be combined with a retail frontage designation;

5. A designation for coordinated frontage, requiring that the public frontage (Table 4A) and private frontage (Table 7) be coordinated as a single, coherent landscape and paving design;
 6. Designations for mandatory and/or recommended terminated vista locations, requiring or advising that the building be provided with architectural articulation of a type and character that responds visually to the location, as approved by the CRC;
 7. A designation for cross block passages, requiring that a minimum eight-foot wide pedestrian access be reserved between buildings.
 8. Designations for Mandatory and/or Recommended Forecourt Frontage, requiring or advising that a portion of the Façade is close to the Frontage Line and the central portion is set back for cafes or vehicular drop-offs. The Forecourt Frontage designation may be combined with a Retail Frontage designation.
- B. If any of these special requirements have been designated on a new community or infill community regulating plan, approval of building scale plans is contingent on compliance with all applicable special requirements.

SECTION 26. That Title 21 (SmartCode), Chapter 21.50 (Building Scale Plans), Section 21.50.040 (Civic zones), of the El Paso City Code is amended as follows:

21.50.040 - Civic zones.

A. General.

1. Civic zones are designated on new community and infill community regulating plans as civic space (CS) or civic building (CB). Land so designated may be developed and used only in accordance with this title's requirements for civic zones.
2. Parking for civic zones shall be calculated per the standards of Chapter 20.14 and Appendix C of this title code. On street parking available along the frontage lines that correspond to each lot shall be counted toward the parking requirement of the building on the lot. The required parking may also be provided within one-quarter mile of the site that it serves. In new communities, civic parking lots may remain unpaved if graded, compacted and landscaped.

B. Civic Space Zones (CS).

1. Civic spaces shall be generally designed as described in Table 13.

C. Civic Building Zones (CB).

1. Civic buildings shall be subject to the requirements of this chapter.

SECTION 27. That Title 21 (SmartCode), Chapter 21.50 (Building Scale Plans), Section 21.50.060 (Building disposition), Paragraph B and C, of the El Paso City Code is amended as follows:

21.50.060 - Building disposition.

- B. Specific to Zones T3, T4, T4-O, T5, T6 and Special Districts SD3, SD4, SD5, SD6.

1. Newly platted lots shall be dimensioned according to Table 14f, Table 16f and Table 15.
 2. Building disposition types shall be as shown in Table 9.
 3. Buildings shall be disposed in relation to the boundaries of their lots according to Table 14g, Table 16g and Table 15.
 4. One principal building at the frontage, and one outbuilding to the rear of the principal building, may be built on each lot as shown in Table 17c.
 5. Lot coverage by building shall not exceed that recorded in Table 14f, Table 16f and Table 15.
 6. Facades shall be built parallel to a rectilinear principal frontage line or to the tangent of a curved principal frontage line, and along a minimum percentage of the frontage length at the setback, as specified on Table 14g, Table 16g and Table 15.
 7. Setbacks for principal buildings shall be as shown in Table 14g, Table 16g and Table 15. In the case of an infill lot, setbacks shall match one of the existing adjacent setbacks. Setbacks may otherwise be adjusted by warrant provided it does not exceed a ten percent deviation.
 8. Rear setbacks for outbuildings shall be a minimum of twelve feet measured from the centerline of the rear alley or rear lane easement. In the absence of rear alley or rear lane, the rear setback shall be as shown in Table 14h, Table 16h and Table 15.
 9. To accommodate building on slopes over ten percent, relief from front setback requirements is available by warrant provided it does not exceed a twenty percent deviation.
- C. Specific to Zones T5, T6 and Special Districts ~~SD4~~ SD3, and ~~SD5~~ SD4.

SECTION 28. That Title 21 (SmartCode), Chapter 21.50 (Building Scale Plans), Section 21.50.070 (Building configuration), of the El Paso City Code is amended as follows:

21.50.070 - Building configuration.

- A. General to Zones T2, T3, T4, T4-O, T5, T6 and Special Districts SD3, SD4, SD5, SD6.
1. The private frontage of buildings shall conform to and be allocated in accordance with Table 7, Table 14j and Table 16i.
 2. Buildings on corner lots shall have two private frontages as shown in Table 17. Prescriptions for the parking layers pertain only to the principal frontage. Prescriptions for the first layer pertain to both frontages.
 3. Building Heights and Stepbacks shall conform to Table 8, Table 14k, and Table 16j.
 4. Stories may not exceed fourteen feet in height from finished floor to finished floor, except for a first floor commercial function, which shall be a minimum of eleven feet and may be a maximum of twenty-five feet. A single floor level exceeding fourteen feet, or twenty-five feet at ground level, shall be counted as two stories. Mezzanines extending beyond thirty-three percent of the floor area shall be counted as an additional floor.
 5. In a parking structure or garage, each level counts as a single story regardless of its relationship to habitable stories.
 6. Height limits do not apply to attics or raised basements, masts, belfries, clock towers, chimney flues, water tanks, or elevator bulkheads.

- B. Specific to Zones T2, T3, T4, T4-O, T5.
 - 1. The minimum size of a dwelling within a principal building shall be three hundred sq. ft. in interior space. Outbuildings may be any size, not to exceed four hundred forty sq. ft.
- C. Specific to Zone T3.
 - 1. No portion of the private frontage may encroach the sidewalk.
 - 2. Open porches may encroach the first layer fifty percent of its depth. (Table 17d).
 - 3. Balconies and bay windows may encroach the first layer twenty-five percent of its depth.
- D. Specific to Zone T4 ~~and Special District SD3~~.
 - 1. Balconies, open porches and bay windows may encroach the first layer fifty percent of its depth. (Table 17d).
 - 2. Awnings and galleries may encroach the sidewalk to within two feet of the curb but must clear the sidewalk vertically by at least eight feet.
- E. Specific to Zone T4-O.
 - 1. Building heights shall be a minimum of 20 feet at the Frontage Line.
- F. Specific to Zones T4-O, T5, T6 and Special Districts SD3, SD4, SD5, SD6.
 - 1. Awnings, arcades, and galleries may encroach the sidewalk to within two feet of the curb but must clear the sidewalk vertically by at least eight feet.
 - 2. Stoops, lightwells, balconies, bay windows, and terraces may encroach the first layer one hundred percent of its depth. Balconies and bay windows may encroach the sidewalk twenty-five percent of its depth. (Table 17d).
 - 3. Reserved.
 - 4. In the absence of a building facade along any part of a frontage line, a streetscreen shall be built coplanar with the facade.
 - 5. Streetscreens should be between 3.5 and eight feet in height. The streetscreen may be replaced by a hedge or fence, provided they are not transparent. Streetscreens shall have openings no larger than necessary to allow automobile and pedestrian access.
- G. Specific to Special Districts SD3, SD4, SD5 ~~and SD6~~.
 - 1. Building heights shall be limited to the height requirements established in Federal Aviation Regulations Part 77 or successor regulations for the airport. Exclusions to this rule may be permitted by the department of aviation.
 - 2. Building heights may further be limited by the EPIA Regulating Plan.
- H. Specific to Special District ~~SD6~~ SD5.
 - 1. Building heights shall be limited to seventy feet.

SECTION 29. That Title 21 (SmartCode), Chapter 21.50 (Building Scale Plans), Section 21.50.080 (Building function), of the El Paso City Code is amended as follows:

21.50.080 - Building function.

- A. General to Zones T2, T3, T4, T4-O, T5, T6 and Special Districts SD3, SD4, SD5, SD6.
 - 1. Buildings in each transect zone shall conform to the functions on Table 10, Table 12, Table 14l and Table 16k.
- B. Specific to Zones T2, T3.

1. Accessory functions of restricted lodging or restricted office shall be permitted within an outbuilding. See Table 10.
- C. Specific to Zones T4, ~~T4-O~~, T5.
 1. Accessory Functions of Limited Lodging or Limited Office shall be permitted within an Outbuilding. See Table 10.
- D. Specific to Zones T5, T6 and Special Districts ~~SD4, SD5~~, ~~SD3, SD4, SD6~~.
 1. First story commercial functions shall be permitted.
 2. Manufacturing functions within the first story may be permitted by variance.

SECTION 30. That Title 21 (SmartCode), Chapter 21.50 (Building Scale Plans), Section 21.50.090 (Parking and density calculations), of the El Paso City Code is amended as follows:

21.50.090 - Parking and density calculations.

- A. Specific to Zones T2, T3.
 1. Buildable density on a lot shall be determined by the actual parking provided within the lot as applied to the functions permitted in Table 10.
- B. Specific to Zones T4, ~~T4-O~~, T5, T6, and Special Districts ~~SD3, SD4, SD5~~ ~~SD6~~.
 1. Buildable density on a lot shall be determined by the sum of the actual parking calculated as that provided (1) within the lot (2) along the parking lane corresponding to the lot frontage, and (3) by purchase or lease from a civic parking reserve within the pedestrian shed, if available.
 2. The actual parking may be adjusted upward according to the shared parking factor of Table 11 to determine the effective parking. The shared parking factor is available for any two functions within any pair of adjacent blocks.
 3. Based on the effective parking available, the density of the projected function may be determined according to Table 10.
 4. Within the overlay area of a transit-oriented development (TOD), the effective parking may be further adjusted upward by thirty percent (see Sections 21.30.030 and 21.40.020).
 5. The total density within each transect zone or Special District shall not exceed that specified by an approved regulating plan based on Chapter 21.30 or Infill Regulating Plan based on Chapter 21.40.
 6. Accessory units do not count toward density calculations.
 7. Liner buildings less than thirty feet deep and no more than two stories shall be exempt from parking requirements.

SECTION 31. That Title 21 (SmartCode), Chapter 21.50 (Building Scale Plans), Section 21.50.100 (Parking location standards), of the El Paso City Code is amended as follows:

21.50.100 - Parking location standards.

- A. General to Zones T2, T3, T4, ~~T4-O~~, T5, T6 and Special Districts SD3, SD4, SD5, SD6.

1. Parking shall be accessed by rear alleys or rear lanes, when such are available or are indicated on the regulating plan.
 2. Open parking areas shall be masked from the frontage by a building or streetscreen.
 3. For buildings on B-Grids, open parking areas may be allowed unmasked on the frontage.
- B. Specific to Zones T2, T3.
1. Open parking areas shall be located at the second and third lot layers, except that driveways, drop-offs and unpaved parking areas may be located at the first lot layer. (Table 17d)
 2. Garages shall be located at the third lot layer except that side- or rear-entry types may be allowed in the first or second lot layer.
- C. Specific to Zones T3, T4 and ~~Special District SD3~~.
1. Driveways at frontages shall be no wider than ten feet in the first layer. (Table 3B-f)
- D. Specific to Zone T4 and ~~Special District SD3~~.
1. All parking areas and garages shall be located at the ~~second or~~ third layer.
- E. Specific to Zones T4-O, T5, T6 and Special Districts ~~SD4, SD5~~, SD3, SD4, SD6.
1. All parking lots, garages, and parking structures shall be located at the second or third lot layer. (Table 17d)
 2. Vehicular entrances to parking lots, garages, and parking structures shall be no wider than twenty-four feet at the frontage.
 3. Pedestrian exits from all parking lots, garages, and parking structures shall be directly to a frontage line (i.e., not directly into a building) except underground garage levels which may be exited by pedestrians directly into a building.
 4. Parking structures on A-Grids shall have liner buildings lining the first and second stories.
 5. A minimum of one bicycle rack place shall be provided within the public or private frontage for every ten vehicular parking spaces.

SECTION 32. That Title 21 (SmartCode), Chapter 21.50 (Building Scale Plans), Section 21.50.110 (Landscape standards), of the El Paso City Code is amended as follows:

21.50.110 - Landscape standards.

- A. General to Zones T2, T3, T4, T4-O, T5, T6 and Special Districts SD3, SD4, SD5, SD6.
 1. Impermeable surface shall be confined to the ratio of lot coverage specified in Table 14f.
- B. Specific to Zones T2, T3, T4 and ~~Special District SD3~~.
 1. The first layer may not be paved, with the exception of driveways as specified in Section 21.50.100(B) and Section 21.50.100(C). (Table 17d)
- C. Specific to Zone T3.
 1. A minimum of one tree shall be planted within the first layer for each forty feet of frontage line or portion thereof. (Table 17d)
 2. Trees may be of single or multiple species as shown on Table 6.
 3. Trees shall be naturalistically clustered.

4. Lawns may be permitted provided they are composed of native or non-native adapted species.
- D. Specific to Zone T4 and Special District SD3.
 1. A minimum of one tree shall be planted within the first layer or each forty feet of frontage line or portion thereof. (Table 17d)
 2. The species shall be a single species to match the species of street trees on the public frontage, or as shown on Table 6.
 3. Lawns may be permitted provided they are composed of native or non-native adapted species.
- E. Specific to Zones ~~T4-Q~~, T5, T6 and Special Districts ~~SD4, SD5~~ SD6.
 1. Trees shall not be required in the first layer.
 2. The first layer may be paved to match the pavement of the public frontage.
- F. General to Special Districts SD3, SD4, SD5, and SD6.
 1. Site and landscape design standards.
 - a. The spacing and placement of plants shall be adequate and appropriate for species size at maturity and/or for the grouping of a single plant species.
 - b. All proposed street trees shall be centered a minimum of five feet clear of underground utilities, utility meters, and service lines.
 - c. Proposed trees shall be a minimum height of ten feet.
 - d. Proposed street tree height and type shall be appropriate for the frontage conditions.
 - e. Trees with existing or potential canopy covering sidewalks, driveways, paths, plazas, alleys, lanes, parking space or street pavements shall be of a type that, at maturity or with minor pruning at installation, provide a clear height of eight feet for sidewalks and paths, twelve feet for driveways, parking spaces and streets, and fifteen feet for loading areas, exclusive of tree grates or planting areas with gravel mulch.
 - f. Vegetation with spines, thorns or needles that may present hazards to pedestrians, bicyclists or vehicles are prohibited in the first layer.
 - g. Bare and exposed ground on the site and/or in landscaped areas shall be covered with live plant materials and/or mulch, with the following exceptions:
 - i. Naturally occurring arroyos, rock outcroppings or similar landscape features typically lacking in vegetation.
 - ii. Hiking trails and/or traces in T1.
 - iii. Clay or sand surfaces associated with recreation fields and facilities.
 - h. All required landscape areas shall be irrigated by an automatic underground irrigation system, drip irrigation or soaker hose.
 - i. Where possible and practical, bubbler and drip irrigation systems shall be utilized.
 - j. Stormwater detention and retention ponds shall be integrated landscape features, rather than single-purpose flood control and stormwater management ponds.

- k. Stormwater detention and retention ponds shall be planted with appropriate trees, shrubs and grasses. Hydrophilic plants are required in basin areas prone to submersion.
 - l. Constructed water features such as fountains, streams and ponds that operate with water recirculation systems shall be designed to prevent seepage and leaks.
2. Landscape construction standards.
- a. Open spaces and civic space shall be protected with a temporary construction fence during all site work and construction activities unless alterations to them are otherwise specified by landscape grading plans.
 - b. The soil structure of wide planting strips shall be protected from compaction with a temporary construction fence. Standards of access, excavation, movement, storage and backfilling of soils in relation to the construction and maintenance of deep utilities and manholes shall be specified.
 - c. The topsoil within the construction area's limits of disturbance shall be removed, stored and amended as recommended by a landscape soils test.
 - d. Wind erosion shall be mitigated and controlled through dust abatement and similar practices during the period of site work and construction.
 - e. Landscape soils that have been compacted during construction activities shall be loosened and aerated to a depth of at least six inches before planting.
 - f. Plants shall have normal, well-developed branches and vigorous root systems.
 - g. Temporary spray irrigation systems may be used to establish seeded areas for grass and groundcover.
3. Landscape maintenance.
- a. All grass and vegetation shall be lightly fertilized to avoid fertilizer pollution to groundwater, streams and ponds.
 - b. No disturbed ground shall be left exposed. Turfgrass and other approved and appropriate groundcovers or mulch shall cover all non-paved and non-built developed areas.
 - c. It shall be the responsibility of the property owner(s) or his assigned agent(s) to:
 - i. Maintain and keep all screening and fencing in good condition at all times; and
 - ii. Maintain landscaping by keeping lawns properly mowed and edged, plants properly pruned and disease-free, and planting beds mulched, groomed and weeded, except in T1, and areas of naturally occurring vegetation and undergrowth; and
 - iii. Replace any required planting(s) which are significantly damaged, altogether removed, infested, disease ridden, or dead within one year or the next planting season, whichever occurs first, except in T1, and areas of naturally occurring vegetation and undergrowth.

~~G. — Specific to Special Districts SD3 Airport T4.~~

1. ~~The first layer may not be paved, with the exception of driveways as specified in Section 21.50.100(B) and 21.50.100(C). (Table 17d)~~
 2. ~~The minimum required landscape area shall be thirty percent of the first layer of principal and secondary frontages. The building scale plans shall not have less than ten percent landscaped area for the entire site.~~
 3. ~~Preservation of existing trees and vegetation is encouraged and may be used to fulfill the landscape requirements.~~
 - a. ~~The root zones of existing trees and vegetation to be preserved shall be protected from clearing or construction activities.~~
 - b. ~~Only areas of existing, undisturbed or naturalized vegetation may be exempt from installation of an irrigation system.~~
 - c. ~~Noxious or invasive plants species identified on the prohibited plant list shall be removed.~~
 - d. ~~The size and limits of existing vegetation shall be indicated on the landscape plan.~~
 - e. ~~Priority shall be given to preserving and protecting significant trees that provide screening, buffering, wildlife habitat and/or linkages to wildlife habitat. The applicant may remove mature, healthy, non-invasive trees only within areas of a lot that are inside the proposed footprint of the primary structure, and only by warrant. The applicant shall replace mature trees that are removed on the site with trees of the same or similar species whose combined caliper dimensions equal that of the tree removed.~~
 - f. ~~During construction, the root zone of existing vegetation to be preserved shall be enclosed by a temporary protective fence.~~
 4. ~~Open spaces and civic space shall remain fenced and protected during all site work and construction activities unless alterations to them are otherwise specified by the plans.~~
 5. ~~A minimum of one tree shall be planted within the first layer for each forty feet of frontage line or portion thereof. (Table 17d)~~
 6. ~~Trees shall be a single species to match the species of street trees on the public frontage, or as shown on Table 6.~~
 7. ~~Parking spaces shall be broken with landscape islands every twenty spaces.~~
 8. ~~The landscape islands shall be distributed throughout the lot and may be combined as a component of a stormwater management plan to facilitate water harvesting.~~
 9. ~~Landscape islands may be omitted for solar panel installations or other shading devices of equal or greater coverage.~~
 10. ~~Parking areas that exceed one hundred twenty spaces shall include a minimum of ten-foot wide pedestrian walkway that is visibly distinct from parking area paving through a change in surface texture, style and/or color.~~
 11. ~~Porous paving materials are encouraged in order to increase storm water infiltration on-site.~~
- H. **G.** Specific to Special Districts SD4 **SD3** Airport T5.1 and SD5 **SD4** Airport T5.2.
1. Trees shall not be required in the first layer.
 2. The first layer may be paved to match the pavement of the public frontage.
 3. Landscape islands in interior parking lots shall only occur at the end of drive aisles.

4. Islands should be the minimum size for healthy growth for the specific species of tree.
 5. Porous paving materials are encouraged in order to increase storm water infiltration on site.
- I. **H.** Specific to Special District ~~SD6~~ **SD5** Airport ~~Industrial~~ **Science and Technology**.
1. Buffers and screening elements shall be used to screen parking areas from public view, to screen service yards and other places that are unsightly along B Streets, and to buffer between the special district and the adjacent airport special districts.
 2. A street landscape border may include the sidewalk and shall be a minimum of ten feet in width, running the full length of the street property line bounding the site except for points of ingress and egress. The measurement starts at the right-of-way.
 3. A minimum of one tree shall be planted within the first layer for each forty feet of frontage line or portion thereof.
 4. Fifty percent or more of the street landscape border area must have shrubs and vegetative cover.
 5. An interior landscape border is located along common property lines and is required between ~~SD6~~ **SD5** Airport ~~Industrial~~ **Science and Technology** and an airport special district.
 6. Plants shall be five-gallon minimum and of a type that will maintain a screen at least thirty-six inches high. The plant chosen to provide screening must have a mature width that will provide an opaque screen.
 7. Fifty percent of the interior landscape border shall be equally covered with vegetation.
- J. Specific to Airport **and MCA** SD Parks. Parks shall be managed with appropriate low care and drought tolerant grasses cut high or uncut. Parks may be left with native vegetation only.
- K. Specific to Airport **and MCA** SD Greens. Greens shall be planted or managed with appropriate low care and drought tolerant turf grasses cut high.
- L. Specific to Airport **and MCA** SD Squares. Squares shall be carefully graded, leveled, and planted with sod.

SECTION 33. That Title 21 (SmartCode), Chapter 21.50 (Building Scale Plans), Section 21.50.120 (Signage standards), of the El Paso City Code is amended as follows:

21.50.120 - Signage standards.

- A. General to Zones T2, T3, T4, **T4-O**, T5, T6 and Special Districts SD3, SD4, ~~SD5~~ **SD6**.
 1. There shall be no signage permitted additional to that specified in this section.
 2. The address number, no more than six inches measured vertically, shall be attached to the building in proximity to the principal entrance or at a mailbox.
 - a. **The address number within SD6 shall not be less than 4-1/2 inches.**
- B. Specific to Zones T2, T3.
 1. Signage shall not be illuminated.
- C. Specific to Zones T4, **T4-O**, T5, T6 and Special Districts SD3, SD4, SD5, SD6.
 1. Signage shall be externally illuminated, except that signage within the storefront glazing may be neon lit.

- D. Specific to Zones T2, T3, T4.
 - 1. One blade sign for each business may be permanently installed perpendicular to the facade within the first layer. Such a sign shall not exceed a total of four square feet and shall clear eight feet above the sidewalk.
- E. Specific to Zones T4-O, T5, T6 and Special Districts SD4, SD5, SD6.
 - 1. Blade signs, not to exceed six square feet for each separate business entrance, may be attached to and should be perpendicular to the facade, and shall clear eight feet above the sidewalk.
 - 2. A single external permanent sign band may be applied to the facade of each building, providing that such sign not exceed three feet in height by any length.
 - 3. Monument signs, not to exceed 6 ft. in height and 4 ft. in width shall be permitted for each Mixed-use Frontage. Such signs may contain the names of all tenant(s) or occupant(s) of the building and there shall be a maximum of one (1) monument sign per Frontage.
 - a. Monument signs may also be used for wayfinding. These shall be located at vehicular decision point junctures, and placed perpendicular to the Thoroughfare. Maximum size shall be 3'-9" wide by 5'-3" high.
- F. Specific to Special District SD6.
 - 1. Signage shall be of quality, durable materials not subject to damage by decay or weathering. Rustic, unfinished or distressed wood; plastic; any oxidizing metal; clay or ceramic; or exposed paper or paperboard are considered unacceptable materials are specifically prohibited.
 - 2. Gateway Entrance Monuments shall be permitted at primary entrance intersections to the Medical Center of the Americas district.
 - a. Gateway Entrance Monument sign size shall be determined per site conditions by sign contractor and city engineer. Signs may be pylons or overhead signs. Image and text shall be limited to the Medical Center of the Americas corporate signature.
 - 3. Street signs for wayfinding shall be branded with the Medical Center of the Americas logo with street name.

SECTION 34. That Title 21 (SmartCode), Chapter 21.50 (Building Scale Plans), Section 21.50.130 (Natural drainage standards), of the El Paso City Code is amended as follows:

21.50.130 - Natural drainage standards.

- A. General to Zones T3, T4, T4-O, T5, T6, SD6.
 - 1. Buildings should be equipped with roofs of shallow four-inch soils and drought-tolerant plants. Buildings approved for intensive green roofs may hold soils deeper than four inches and larger plants and trees.
 - 2. Balconies should be equipped with planter boxes designed to capture runoff from the balcony.
 - 3. Green walls, if provided, shall be restricted to noninvasive species.
 - 4. Cisterns may be used to capture and recirculate stormwater from buildings.
- B. Specific to Zone T3.

1. The landscape installed shall consist primarily of native species requiring minimal irrigation, fertilization and maintenance.
- C. Specific to Zones T3, T4, T4-O.
 1. Native plant perennial landscapes should replace turf grass wherever possible and be highly diverse. These should be placed lower than walkways, not mounded up.
- D. Specific to Zones T4, T4-O, T5, T6, SD6.
 1. The landscape installed shall consist primarily of durable species tolerant of soil compaction.
 2. Planter boxes should be bottomless, flow-through boxes with native plants, placed next to buildings and designed to capture building runoff. They may be placed in courtyards or adjacent sidewalks with runoff sent to them via French drains or hidden pipes.

SECTION 35. That Title 21 (SmartCode), Chapter 21.50 (Building Scale Plans), Section 21.50.140 (Architectural standards), Paragraph A, of the El Paso City Code is amended as follows:

21.50.140 - Architectural standards.

- A. General to Zones T3, T4, T4-O, T5, T6.
 1. Building wall materials may be combined on each Facade only horizontally, with the heavier below the lighter.
 2. Street screens should be constructed of a material matching the adjacent building Facade.
 3. All openings, including porches, Galleries, Arcades and windows, with the exception of Shop fronts, shall be square or vertical in proportion.
 4. Openings above the first Story shall not exceed 50% of the total building wall area, with each Facade being calculated independently.
 5. Doors and windows that operate as sliders are prohibited along Frontages.
 6. Pitched roofs, if provided, shall be symmetrically sloped no less than 4:12, except that roofs for porches and attached sheds may be no less than 2:12.
 7. The exterior finish material on all Facades shall be limited to brick, cementitious siding and/or stucco.
 8. Flat roofs shall be enclosed by parapets a minimum of 42 inches high, or as required to conceal mechanical equipment to the satisfaction of the CRC.
 9. Balconies and porches shall be made of wrought iron or painted wood.
 10. Accessory Buildings, enclosures, and fences shall be compatible with style and material of the Buildings they serve. Chain-link fencing is specifically prohibited.
- B. General to Special Districts SD3, SD4, ~~SD5 and SD6~~.
 1. Building wall materials may be combined on each facade only horizontally, with the heavier below the lighter.
 2. Street screens should be constructed of a material matching the adjacent building facade.
 3. Openings above the first story shall not exceed fifty percent of the total building wall area, with each facade being calculated independently.
 4. Doors and windows that operate as sliders are prohibited along frontages.

5. Pitched roofs, if provided, shall be symmetrically sloped no less than 4:12, except that roofs for porches and attached sheds may be no less than 2:12.
 6. Flat and low-slope roofs shall be enclosed by parapets a minimum of forty-two inches high, or as required to conceal mechanical equipment. All roof screening of equipment shall be architecturally compatible with the building.
 7. The maximum amount of allowed wood shall be no more than ten percent and utilized only for accents.
 8. Balconies and porches shall be made of painted wood or wrought iron.
 9. Stucco, masonry, and cementitious siding shall be kept neatly painted, if used.
 10. Accessory buildings, enclosures, and fences shall be compatible with style and material of the buildings they serve. Chain-link fencing is specifically prohibited.
 11. Approval by director of aviation: The type of building construction proposed shall be subject to the written prior approval of the director of aviation as authorized agent of declarant. Tenant is encouraged to use natural material and native rock in the exterior elevations of improvements.
- C. ~~Specific to Special District SD3.~~
1. ~~The exterior finish material on all facades shall be limited to stone, brick, cementitious siding and/or stucco.~~
- D. C. Specific to Special Districts SD4 and SD5.
1. The exterior finish material on all facades shall be limited to stone, brick, and/or stucco.
 2. State-of-the-art changes in types of construction may be permitted from time to time only upon the express condition that any such change be consistent with the intent of these standards. Pre-fabricated metal buildings are specifically prohibited.
- E. D. Specific to Special District SD6.
1. A minimum of fifteen percent of the exterior building facade materials on each elevation shall be brick, stone or stucco. The remainder of the facade shall be a combination of concrete, masonry, cementitious siding, or wood that has been treated to resist fire, rot, and insects.
 2. State-of-the-art changes in types of construction may be permitted from time to time only upon the express condition that any such change be consistent with the intent of these standards. Pre-fabricated metal buildings are specifically prohibited.

SECTION 36. That Title 21 (SmartCode), Chapter 21.50 (Building Scale Plans), Section 21.50.140 (Architectural standards), Paragraph F, of the El Paso City Code is amended as follows:

21.50.140 - Architectural standards.

F. Specific to Special District SD6

1. The first level exterior building façade materials on each elevation shall be brick, stone, concrete or stucco. The remainder of the façade shall be a combination of glass, concrete, masonry, or wood that has been treated to resist fire, rot, and insects.

2. State-of-the-art changes in types of construction may be permitted from time to time only upon the express condition that any such change be consistent with the intent of these Standards. Pre-fabricated metal buildings are specifically prohibited.
3. Building wall materials may be combined on each Facade only horizontally, with the heavier below the lighter.
4. Streetscreens should be constructed of a material matching the adjacent building Facade.
5. Doors that operate as sliders are prohibited along Frontages.
6. Pitched roofs, if provided, shall be symmetrically sloped no less than 4:12, except that roofs for porches and attached sheds may be no less than 2:12.
7. Flat and low-slope roofs shall be enclosed by parapets a minimum of 42 inches high, or as required to conceal mechanical equipment. All roof screening of equipment shall be architecturally compatible with the building.
8. Balconies and porches shall be made of painted wood, steel, wrought iron, or painted or integral color aluminum.
9. Stucco, masonry, and cementitious siding shall be kept neatly painted, if used.
10. Accessory Buildings, enclosures, and fences shall be compatible with style and material of the Buildings they serve. Chain-link fencing is specifically prohibited.
11. All south facing windows shall be shaded.

SECTION 37. That Title 21 (SmartCode), Chapter 21.70 (Definition of Terms), Section 21.70.010 (Definitions), of the El Paso City Code is amended as follows and to revise the following definitions:

21.70.010 - Definitions.

This chapter provides definitions for terms in this title code that are technical in nature or that otherwise may not reflect a common usage of the term. If a term is not defined in this chapter, then the CRC shall determine the correct definition. Items in italics refer to chapter, sections, or tables in the SmartCode.

"Accessory building" means an outbuilding with an accessory unit.

"Accessory unit" means an apartment not greater than four hundred forty square feet sharing ownership and utility connections with a principal building; it may or may not be within an outbuilding. See Table 10 and Table 17. (Syn: ancillary unit)

"Adjustments" mean a modification to the regulating plan which can be approved administratively by the CRC if the adjusted regulating plan complies with the standards and limits established in this title, falls with the parameters established under the tables contained in this title, and complies with the criteria established under 21.10.050.

"A-Grid" means cumulatively, those thoroughfares that by virtue of their pre-existing pedestrian-supportive qualities, or their future importance to pedestrian connectivity, are held to the highest standards prescribed by this title code. See B-Grid. (Syn: primary grid.)

"Allee" means a regularly spaced and aligned row of trees usually planted along a thoroughfare or path.

"Apartment" means a residential unit sharing a building and a lot with other units and/or uses; may be for rent, or for sale as a condominium.

"Arcade" means a private frontage conventional for retail use wherein the facade is a colonnade that overlaps the sidewalk, while the facade at sidewalk level remains at the frontage line.

"Attic" means the interior part of a building contained within its roof structure.

"Avenue (AV)" means a thoroughfare of high vehicular capacity and low to moderate speed, acting as a short distance connector between urban centers, and usually equipped with a landscaped median.

"Backbuilding" means a single-story structure connecting a principal building to an outbuilding. See Table 17.

"Base density" means the number of dwelling units per acre before adjustment for other functions and/or TDR. See Density.

"Bed and breakfast" means an owner-occupied lodging type offering one to six bedrooms, permitted to serve breakfast in the mornings to guests.

"B-Grid" means cumulatively, those thoroughfares that by virtue of their use, location, or absence of pre-existing pedestrian-supportive qualities, may meet a standard lower than that of the A-Grid. See A-Grid. (Syn: secondary grid.)

"Bicycle lane (BL)" means a dedicated lane for cycling within a moderate-speed vehicular thoroughfare, demarcated by striping.

"Bicycle route (BR)" means a thoroughfare suitable for the shared use of bicycles and automobiles moving at low speeds.

"Bicycle trail (BT)" means a bicycle way running independently of a vehicular thoroughfare.

"Block" means the aggregate of private lots, passages, rear alleys and rear lanes, circumscribed by thoroughfares.

"Block face" means the aggregate of all the building facades on one side of a block.

"Boulevard (BV)" means a thoroughfare designed for high vehicular capacity and moderate speed, traversing an urbanized area. Boulevards are usually equipped with slip roads buffering sidewalks and buildings.

"Brownfield" means an area previously used primarily as an industrial site.

BRT. See Bus Rapid Transit.

"Buffer" means a vegetated area, including trees, shrubs, and herbaceous vegetation, that exists or is established to protect a stream system, lake, reservoir, or coastal estuarine area. Alteration of this natural area is strictly limited.

"Bus rapid transit" means a rubber tire system with its own right-of-way or dedicated lane along at least seventy percent of its route, providing transit service that is faster than a regular bus.

"By right" means characterizing a proposal or component of a proposal for a ~~community plan or building scale plan~~ (Chapter ~~21.30, 21.40 or 21.50~~) that complies with the SmartCode and is permitted and processed administratively, without public hearing. See warrant and variance.

"Civic" means the term defining not-for-profit organizations dedicated to arts, culture, education, recreation, government, transit and municipal parking.

"Civic building" means a building operated by not-for-profit organizations dedicated to arts, culture, education, recreation, government, transit, and municipal parking, or for use approved by the legislative body.

"Civic parking reserve" means parking structure or parking lot within a quarter-mile of the site that it serves. See Section 21.50.090(B).

"Civic space" means an outdoor area dedicated for public use. Civic space types are defined by the combination of certain physical constants including the relationships among their intended use, their size, their landscaping and their enfronting buildings. See Table 13.

"Civic zone" means designation for public sites dedicated for civic buildings and civic space.

"CLD" or "clustered land development" means a community type structured by a standard pedestrian shed oriented toward a common destination such as a general store, meeting hall, schoolhouse, or church. CLD takes the form of a small settlement standing free in the countryside. See Table 2 and Table 14a. (Syn: Hamlet, Conservation Land Development, cluster)

"Commercial" means the term collectively defining workplace, office, retail and lodging functions.

"Common destination" means an area of focused community activity, usually defining the approximate center of a pedestrian shed. It may include without limitation one or more of the following: a civic space, a civic building, a commercial center, or a transit station, and may act as the social center of a neighborhood.

"Common yard" means a planted private frontage wherein the facade is set back from the frontage line. It is visually continuous with adjacent yards. See Table 7.

"Community" means a regulatory category defining the physical form, density, and extent of a settlement. The three community types addressed in this ~~title code~~ are CLD, TND, and RCD. Variants of TND and RCD for infill (Chapter 21.40) are called infill TND and infill RCD. The TOD community type may be created by an overlay on TND or RCD.

"Configuration" means the form of a building, based on its massing, private frontage and height.

"Consolidated review committee (CRC)" means an administrative committee overseen by the planning division comprised of employees from various city department having purview over matters encompassed by a project, as designated by the city manager or designee.

"Corridor" means a lineal geographic system incorporating transportation and/or Greenway trajectories. A transportation corridor may be a lineal transect zone.

"Cottage" means an edgeyard building type. A single-family dwelling, on a regular lot, often shared with an accessory building in the backyard.

"Courtyard building" means a building that occupies the boundaries of its lot while internally defining one or more private patios. See Table 9.

"CRC" means consolidated review committee.

"Curb" means the edge of the vehicular pavement that may be raised or flush to a swale. It usually incorporates the drainage system. See Table 4A and Table 4B.

"Density" means the number of dwelling units within a standard measure of land area.

"Design speed" means the velocity at which a thoroughfare tends to be driven without the constraints of signage or enforcement. There are four ranges of speed: very low: (below twenty

MPH); low: (twenty to twenty-five MPH); moderate: (twenty-five to thirty-five MPH); high: (above thirty-five MPH). Lane width is determined by desired design speed. See Table 3A.

"Developable areas" means lands other than those in the T-1 Natural.

"Disposition" means the placement of a building on its lot. See Table 9 and Table 17.

"Dooryard" means a private frontage type with a shallow setback and front garden or patio, usually with a low wall at the frontage line. See Table 7. (Variant: Lightwell, light court.)

"Drive" means a thoroughfare along the boundary between an urbanized and a natural condition, usually along a waterfront, park or promontory. One side has the urban character of a thoroughfare, with sidewalk and building, while the other has the qualities of a road or parkway, with naturalistic planting and rural details.

"Driveway" means a vehicular lane within a lot, often leading to a garage. See Section 21.50.100 and Table 3B-f.

"Edgeyard building" means a building that occupies the center of its lot with setbacks on all sides. See Table 9.

"Effective parking" means the amount of parking required for mixed use after adjustment by the shared parking factor. See Table 11.

"Effective turning radius" means the measurement of the inside turning radius taking parked cars into account. See Table 17.

"Elevation" means an exterior wall of a building not along a frontage line. See Table 17. See: Facade.

"Encroachment" means any structural element that breaks the plane of a vertical or horizontal regulatory limit, extending into a setback, into the public frontage, or above a height limit.

"Enfront" means to place an element along a frontage, as in "porches enfront the street."

"Ephemeral stream" means a stream that flows only during and immediately after precipitation events.

"Estate house" means an edgeyard building type. A single-family dwelling on a very large lot of rural character, often shared by one or more accessory buildings. (Syn: country house, villa)

"Expression line" means a line prescribed at a certain level of a building for the major part of the width of a facade, expressed by a variation in material or by a limited projection such as a molding or balcony. See Table 8. (Syn: transition line.)

"Facade" means the exterior wall of a building that is set along a frontage line. See Elevation.

"Forecourt" means a private frontage wherein a portion of the facade is close to the frontage line and the central portion is set back. See Table 7.

"Frontage" means the area between a building facade and the vehicular lanes, inclusive of its built and planted components. Frontage is divided into private frontage and public frontage. See Table 4A and Table 7.

"Frontage line" means a lot line bordering a public frontage. Facades facing frontage lines define the public realm and are therefore more regulated than the elevations facing other lot lines. See Table 17.

"Function" means the use or uses accommodated by a building and its lot, categorized as restricted, limited, or open, according to the intensity of the use. See Table 10 and Table 12.

"Gallery" means a private frontage conventional for retail use wherein the facade is aligned close to the frontage line with an attached cantilevered shed or lightweight colonnade overlapping the sidewalk. See Table 7.

"Green" means a civic space type for unstructured recreation, spatially defined by landscaping rather than building frontages. See Table 13.

"Greenfield" means an area that consists of open or wooded land or farmland that has not been previously developed.

"Greenway" means an open space corridor in largely natural conditions which may include trails for bicycles and pedestrians.

Hamlet. See CLD. (Syn: cluster, settlement.)

"Highway" means a rural and suburban thoroughfare of high vehicular speed and capacity. This type is allocated to the more rural transect zones (T-1, T-2, and T-3).

"Home occupation" means non-retail commercial enterprises. The work quarters should be invisible from the frontage, located either within the house or in an outbuilding. Permitted activities are defined by the restricted office category. See Table 10.

"House" means an edgeyard building type, usually a single-family dwelling on a large lot, often shared with an accessory building in the backyard. (Syn: single.)

"Infill" means ~~new~~ new development on land that had been previously developed, including most greyfield and brownfield sites and cleared land within urbanized areas, ~~verb to develop such areas.~~

"Infill community plan" means an urban design plan for infill and revitalization that meets the intent of this title and the standards in Chapter 21.40.

"Infill regulating plan" means the map or maps that codify the essential elements of an infill community plan and which may be submitted to and approved by the City Council to serve as the exclusive and mandatory zoning regulations for that land.

"Infill RCD" means a community type within an ~~most~~ most urbanized ~~Urbanized~~, *Greyfield*, or *Brownfield* areas based on a long or linear pedestrian shed and consisting of T-4, T-5, and/or T-6 Zones. An infill RCD regulated by Chapter 21.40. See Section 21.40.020(C). (Var.: downtown)

"Infill TND" means a community type within an ~~most~~ most urbanized ~~Urbanized~~, *Greyfield*, or *Brownfield* areas based on a standard pedestrian shed and consisting of T-3, T-4, and/or T-5 Zones. An infill TND is regulated by Chapter 21.40. See Section 21.40.020(B). (Var: neighborhood.)

"Inn" means a lodging type, offering six to twelve bedrooms, permitted to serve breakfast in the mornings to guests. See Table 10.

"Layer" means a range of depth of a lot within which certain elements are permitted. See Table 17.

"Lightwell" means a private frontage type that is a below-grade entrance or recess designed to allow light into basements. See Table 7. (Syn: light court.)

"Linear pedestrian shed" means a pedestrian shed that is elongated along an important mixed use corridor such as a main street. A linear pedestrian shed extends approximately one-fourth mile from each side of the corridor for the length of its mixed use portion. The resulting

area is shaped like a lozenge. It may be used to structure a TND, RCD, infill TND, or infill RCD. (Syn: elongated pedestrian shed.)

"Liner building" means a building specifically designed to mask a parking lot or a parking structure from a frontage.

"Live-work" means a mixed use unit consisting of a commercial and residential function. The commercial function may be anywhere in the unit. It is intended to be occupied by a business operator who lives in the same structure that contains the commercial activity or industry. See Work-Live. (Syn.: flexhouse.)

"Lodging" means premises available for daily and weekly renting of bedrooms. See Table 10 and Table 12.

"Long pedestrian shed" means a pedestrian shed that is an average one-half mile radius or two thousand six hundred forty feet, used when a transit stop (bus or rail) is present or proposed as the common destination. A long pedestrian shed represents approximately a ten-minute walk at a leisurely pace. It is applied to structure an RCD community type. See Pedestrian shed.

"Lot" means a parcel of land accommodating a building or buildings of unified design. The size of a lot is controlled by its width in order to determine the grain (i.e., fine grain or coarse grain) of the urban fabric.

"Lot line" means the boundary that legally and geometrically demarcates a lot.

"Lot width" means the length of the principal frontage line of a lot.

"Main civic space" means the primary outdoor gathering place for a community. The main civic space is often, but not always, associated with an important civic building.

"Manufacturing" means premises available for the creation, assemblage and/or repair of artifacts, using table-mounted electrical machinery or artisanal equipment, and including their retail sale.

"Meeting hall" means a building available for gatherings, including conferences, that accommodates at least one room equivalent to a minimum of ten square feet per projected dwelling unit within the pedestrian shed in which it is located.

"Mixed use" means multiple functions within the same building through superimposition or adjacency, or in multiple buildings within the same area by adjacency.

"Net site area" means all developable land within a site including thoroughfares but excluding land allocated as civic zones.

"Network pedestrian shed" means a pedestrian shed adjusted for average walk times along thoroughfares. This type may be used to structure infill community plans. See Table 17.

"New community plan" means an urban design plan for new development or redevelopment that meets the intent of this title and the standards in Chapter 21.30.

"New community regulating plan" means the map or maps that codify the essential elements of a new community plan and which may be submitted to and approved by the City Council to serve as the exclusive and mandatory zoning regulations for that land.

"Office" means premises available for the transaction of general business but excluding retail, artisanal and manufacturing uses. See Table 10.

"Open space" means land intended to remain undeveloped; it may be reserved for civic space.

"Outbuilding" means an accessory building, usually located toward the rear of the same lot as a principal building, and sometimes connected to the principal building by a backbuilding. See Table 17.

"Park" means a civic space type that is a natural preserve available for unstructured recreation. See Table 13.

"Parking structure" means a building containing one or more stories of parking above grade.

"Parkway" means the element of the public frontage which accommodates street trees, whether continuous or individual.

"Passage (PS)" means a pedestrian connector, open or roofed, that passes between buildings to provide shortcuts through long blocks and connect rear parking areas to frontages.

"Path (PT)" means a pedestrian way traversing a park or rural area, with landscape matching the contiguous open space, ideally connecting directly with the urban sidewalk network.

"Pedestrian shed" means an area that is centered on a common destination. Its size is related to average walking distances for the applicable community type. Pedestrian sheds are applied to structure communities. See Standard, Long, Linear or Network pedestrian shed. (Syn: walkshed, walkable catchment.)

"Planning Division" means the planning division of the Planning and Economic Development Department.

"Plaza" means a civic space type designed for civic purposes and commercial activities in the more urban transect zones, generally paved and spatially defined by building frontages.

"Principal building" means the main building on a lot, usually located toward the frontage. See Table 17.

"Principal entrance" means the main point of access for pedestrians into a building.

"Principal frontage" means on corner lots, the private frontage designated to bear the address and principal entrance to the building, and the measure of minimum lot width. Prescriptions for the parking layers pertain only to the principal frontage. Prescriptions for the first layer pertain to both frontages of a corner lot. See Frontage.

"Private frontage" means the privately held layer between the frontage line and the principal building facade. See Tables 7 and 17.

"Public frontage" means the area between the curb of the vehicular lanes and the frontage line. See Tables 4A and 4B.

RCD. See Regional Center Development.

"Rear alley (RA)" means a vehicular way located to the rear of lots providing access to service areas, parking, and outbuildings and containing utility easements. Rear alleys should be paved from building face to building face, with drainage by inverted crown at the center or with roll curbs at the edges.

"Rear lane (RL)" means a vehicular way located to the rear of lots providing access to service areas, parking, and outbuildings and containing utility easements. Rear lanes may be paved lightly to driveway standards. The streetscape consists of gravel or landscaped edges, has no raised curb, and is drained by percolation.

"Rearyard building" means a building that occupies the full frontage line, leaving the rear of the lot as the sole yard. See Table 9. (Var: Rowhouse, Townhouse, Apartment House)

"Recess line" means a line prescribed for the full width of a facade, above which there is a setback of a minimum distance, such that the height to this line (not the overall building height) effectively defines the enclosure of the enfronting public space. See Table 8.

"Regional center" means regional center development or RCD.

"Regional center development (RCD)" means a community type structured by a long pedestrian shed or linear pedestrian shed, which may be adjoined without buffers by one or several standard pedestrian sheds, each with the individual transect zone requirements of a TND. RCD takes the form of a high-density mixed use center connected to other centers by transit. See Infill RCD, Tables 2 and 14a. (Var: town center, downtown. Syn: Regional Center)

"Regulating plan" means a ~~zoning~~ map or set of maps that shows the transect zones, civic zones, special districts if any, thoroughfare network, and special requirements if any, of areas subject to, or potentially subject to, regulation by the SmartCode. (Syn: Land Study)

"Residential" means characterizing premises available for long-term human dwelling.

"Retail" means characterizing premises available for the sale of merchandise and food service. See Tables 10 and 12.

"Retail frontage" means frontage designated on a regulating plan that requires or recommends the provision of a shopfront, encouraging the ground level to be available for retail use. See Special Requirements.

"Road (RD)" means a local, rural and suburban thoroughfare of low-to-moderate vehicular speed and capacity. This type is allocated to the more rural transect zones (T1-T3). See Table 3A.

"Rowhouse" means a single-family dwelling that shares a party wall with another of the same type and occupies the full frontage line. See Rearyard Building. (Syn: Townhouse)

"Secondary frontage" means on corner lots, the private frontage that is not the principal frontage. As it affects the public realm, its first layer is regulated. See Table 17.

"Setback" means the area of a lot measured from the lot line to a building facade or elevation that is maintained clear of permanent structures, with the exception of encroachments listed in Section 21.50.070. See Table 14g. (Var: build-to-line.)

"Shared parking factor" means an accounting for parking spaces that are available to more than one function. See Table 11.

"Shopfront" means a private frontage conventional for retail use, with substantial glazing and an awning, wherein the facade is aligned close to the frontage line with the building entrance at sidewalk grade. See Table 7.

"Sidewalk" means the paved section of the public frontage dedicated exclusively to pedestrian activity.

"Sideyard building" means a building that occupies one side of the lot with a setback on the other side. This type can be a single or twin depending on whether it abuts the neighboring house. See Table 9.

"Slip road" means an outer vehicular lane or lanes of a thoroughfare, designed for slow speeds while inner lanes carry higher speed traffic, and separated from them by a planted median. (Syn: access lane, service lane)

"SmartCode planning area" means parcel on a zoning map where the SmartCode is the exclusive and mandatory zoning regulation.

"Special district (SD)" means an area that, by its intrinsic function, disposition, or configuration, cannot or should not conform to one or more of the normative community types or transect zones specified by the SmartCode. ~~Special districts may be mapped and regulated at the regional scale or the community scale.~~

"Special requirements" means provisions of Sections 21.30.090, 21.40.070 and 21.50.030 of this ~~title code~~ and/or the associated designations on a regulating plan or other map for those provisions.

"Specialized building" means a building that is not subject to residential, commercial, or lodging classification. See Table 9.

"Square" means a civic space type designed for unstructured recreation and civic purposes, spatially defined by building frontages and consisting of paths, lawns and trees, formally disposed. See Table 13.

"Standard pedestrian shed" means a pedestrian shed that is an average one-fourth mile radius or one thousand three hundred twenty feet, about the distance of a five-minute walk at a leisurely pace. See Pedestrian Shed.

"Stepback" means a building setback of a specified distance that occurs at a prescribed number of stories above the ground. See Table 8.

"Stoop" means a private frontage wherein the facade is aligned close to the frontage line with the first story elevated from the sidewalk or privacy, with an exterior stair and landing at the entrance. See Table 7.

"Story" means a habitable level within a building, excluding an attic or raised basement. See Section 21.50.070(A) and Table 8.

"Streams" means perennial and intermittent watercourses identified through site inspection and US Geological Survey (USGS) maps. Perennial streams are those depicted on a USGS map with a solid blue line. Intermittent streams are those depicted on a USGS map with a dotted blue line. Street (ST): a local urban thoroughfare of low speed and capacity. See Tables 3B and 4B.

"Streetscreen" means a freestanding wall built along the frontage line, or coplanar with the facade. It may mask a parking lot from the thoroughfare, provide privacy to a side yard, and/or strengthen the spatial definition of the public realm. (Syn: streetwall.) See Section 21.50.070(F)(5).

"Substantial modification" means alteration to a building that is valued at more than fifty percent of the replacement cost of the entire building, if new.

"Swale" means a low or slightly depressed natural area for drainage.

"Terminated vista" means a location at the axial conclusion of a thoroughfare. A building located at a terminated vista designated on a regulating plan is required or recommended to be designed in response to the axis.

"Third place" means a term used in the concept of community building to refer to social surroundings separate from the two usual social environments of home and workplace. Criteria for a third place include the following: highly accessible, proximate for many within walking distance, involve regulars, and inexpensive food and drink are important. Coffee shops and cafes are often used as a neighborhood's third place.

"Thoroughfare" means a way for use by vehicular and pedestrian traffic and to provide access to lots and open spaces, consisting of vehicular lanes and the public frontage. See Tables 3A, 3B and 17a.

TND. "Traditional neighborhood development" means a community type structured by a standard pedestrian shed oriented toward a common destination consisting of a mixed use center or corridor, and in the form of a medium-sized settlement near a transportation route. See Tables 2 and 14a. (Syn: village. Variant: Infill TND, neighborhood.)

TOD: "Transit-Oriented Development." TOD is created by an overlay on all or part of a TND or RCD, ~~or by designation on a regional plan~~, permitting increased density to support rail or bus rapid transit (BRT) as set forth in Section 21.50.090(B)(4).

Townhouse. See Rearyard Building. (Syn: Rowhouse)

"Transect" means a cross-section of the environment showing a range of different habitats. The rural-urban transect of the human environment used in the SmartCode template is divided into six transect zones. These zones describe the physical form and character of a place, according to the density and intensity of its land use and urbanism.

"Transect Zone (T-Zone)" means one of several areas on a zoning map regulated by the SmartCode. Transect zones are administratively similar to the land use zones in conventional codes, except that in addition to the usual building use, density, height, and setback requirements, other elements of the intended habitat are integrated, including those of the private lot and building and public frontage. See Table 1.

"Turning radius" means the curved edge of a thoroughfare at an intersection, measured at the inside edge of the vehicular tracking. The smaller the turning radius, the smaller the pedestrian crossing distance and the more slowly the vehicle is forced to make the turn. See Tables 3B and 17.

"T-Zone" means transect zone.

"Urbanism" means collective term for the condition of a compact, mixed use settlement, including the physical form of its development and its environmental, functional economic, and sociocultural aspects.

"Urbanized" means generally, developed. Specific to the SmartCode, developed at T-3 (Sub-Urban) density or higher.

"Variance" means a ruling that would permit a practice that is not consistent with either a specific provision or the intent of this ~~title code~~ (Section 21.10.030). Variances are usually granted by the ~~zoning~~ board of ~~adjustment~~ ~~appeals~~ in a public hearing. See Section 21.10.050.

"Warrant" means a ruling that would permit a practice that is not consistent with a specific provision of this ~~title code~~, but that is justified by its intent (Section 21.10.030). Warrants are usually granted administratively by the CRC. See Section 21.10.050.

"Work-live" means a mixed use unit consisting of a commercial and residential function. It typically has a substantial commercial component that may accommodate employees and walk-in trade. The unit is intended to function predominantly as work space with incidental residential accommodations that meet basic habitability requirements. See Live-Work. (Syn: Live-With.)

"Yield" means characterizing a thoroughfare that has two-way traffic but only one effective travel lane because of parted cars, necessitating slow movement and driver negotiation.

"Zoning map" means the Official Zoning Map Series, City of El Paso, Texas ~~map or maps~~ that are part of the zoning ordinance and that delineates the boundaries of individual zones and zoning districts. See ~~Regulating Plan~~ Section 20.06.030.

SECTION 38. That Title 21 (SmartCode), Chapter 21.80 (Tables), of the El Paso City Code is amended as follows:

1. That Section 21.80.010, Table 1: Transect zone descriptions, be replaced in its entirety with Exhibit 'A'.
2. That Section 21.80.030, Table 3A: Vehicular lane dimensions, be replaced in its entirety with Exhibit 'B'.
3. That Section 21.80.040 - Table 3B: Vehicular lane and parking assemblies, be replaced in its entirety with Exhibit 'C'.
4. That Section 21.80.050 - Table 4A: Public frontages—General, be replaced in its entirety with Exhibit 'D'.
5. That Section 21.80.060 - Table 4B: Public frontages—Specific, be replaced in its entirety with Exhibit 'E'.
6. That Section 21.80.070 - Table 4C: Thoroughfare assemblies, be replaced in its entirety with Exhibit 'F'.
7. That Section 21.80.080 - Table 5: Public lighting, be replaced in its entirety with Exhibit 'G'.
8. That Section 21.80.090 - Table 6: Public planting, be replaced in its entirety with Exhibit 'H'.
9. That Section 21.80.100 - Table 7: Private frontages, be replaced in its entirety with Exhibit 'I'.
10. That Section 21.80.110 - Table 8: Building configuration, be replaced in its entirety with Exhibit 'J'.
11. That Section 21.80.120 - Table 9: Building disposition, be replaced in its entirety with Exhibit 'K'.
12. That Section 21.80.130 - Table 10: Building function—General and Section 21.80.140 - Table 11: Parking calculations, be replaced in its entirety with Exhibit 'L'.
13. That Section 21.80.150 - Table 12: Specific function and use, be replaced in its entirety with Exhibit 'M'.
14. That Section 21.80.160 - Table 13: Civic space, be replaced in its entirety with Exhibit 'N'.
15. That Section 21.80.170 - Table 14: Summary table, be replaced in its entirety with Exhibit 'O'.
16. That Section 21.80.200 - Table 15C. Form-based code graphics - T5, be replaced in its entirety with Exhibit 'P'.
17. That Section 21.80.210 - Table 15D. Form-based code graphics - T6, be replaced in its entirety with Exhibit 'Q'.
18. That Section 21.80.220 - Table 16: Special district standards, be replaced in its entirety with Exhibit 'R'.
19. That Section 21.80.230 - Table 17. Definitions illustrated, be replaced in its entirety with Exhibit 'S'.

20. That Section 21.80.240 - Table 17. Definitions illustrated, be added in its entirety with Exhibit 'T'.

SECTION 38. Except as herein amended, Title 21, SmartCode, of the El Paso City Code shall remain in full force and effect.

PASSED AND APPROVED THIS _____ DAY OF _____, 2011.

THE CITY OF EL PASO

John Cook
Mayor

ATTEST:

Richarda Momsen
City Clerk

APPROVED AS TO FORM:

Lupe Cuellar
Assistant City Attorney

APPROVED AS TO CONTENT:

Mathew McElroy, Deputy Director
Deputy Director - Planning