



ORDINANCE NO. 151013

AN ORDINANCE AMENDING SUBSECTION 4.301(c) OF THE LAND DEVELOPMENT CODE TO PROVIDE FOR AN EXEMPTION FROM IMPERVIOUS COVER CALCULATIONS FOR CERTAIN TYPES OF TRAILS AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Chapter 4 of the Land Development Code provides for the City's Watershed Development Regulations; and

WHEREAS, the City Council has reviewed specific types of construction and activities that are considered not to have a significant impact on Water Quality; and

WHEREAS, Trails within Greenspaces and Conservation Areas can be constructed using methods and materials that do not have a significant impact on Water Quality:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SUNSET VALLEY:

Section 1. Subsection (c) of Section 4.301 of the City's Land Development Code ("**Code**") is amended to provide as follows:

"(c) In calculating projected impervious cover, all existing impervious surfaces shall be included in the calculations and charged against impervious cover allowances. This provision does not include any "natural" imperviousness, such as rock outcrops, or any surfaces excluded from impervious cover pursuant to the terms of subsections (e) or (f) of Section 4.301, provided there is full compliance with any pollution reduction measures required pursuant such subsections. Pedestrian sidewalks located within public right-of-way and approved water quality controls/treatment devices and other drainage facilities are not impervious cover for the purposes of impervious cover calculations. In addition, trails in greenspaces and conservation areas no more than 11 feet wide constructed of natural soil, granite gravel, and stabilized soil aggregate, with concrete or stone edging no more than 6 inches wide on each side, are exempted from impervious cover calculations. Pervious concrete may also be exempted from impervious cover calculations in trail areas prone to high erosion."

Section 3. Effective Date. This Ordinance shall be effective October 13, 2015.

Section 4. Severability. If any provision of this Ordinance is found by a court of competent jurisdiction to be void or unenforceable, such void or unenforceable provision shall be severed as though it never formed a part of this Ordinance, and all other provisions hereof shall remain in full force and effect.

PASSED AND APPROVED BY THE CITY COUNCIL OF SUNSET VALLEY, TEXAS, on the 13th day of October, 2015.



Rose Cardona, Mayor

ATTEST:



Rae Gene Greenough, City Secretary