



SPECIAL CITY COUNCIL MEETING

The Agave, 1907 E. Washington, Stephenville, Texas
Monday, November 16, 2020 at 10:00 AM

AGENDA

CALL TO ORDER

EXECUTIVE SESSION

In compliance with the provisions of the Texas Open Meetings Law, Subchapter D, Government Code, Vernon's Texas Codes, Annotated, in accordance with

1. Section 551.071 *Consultation with Attorney - Potential Litigation*

REGULAR AGENDA

2. Consider Approval of An Ordinance Amending Section 155 of the City of Stephenville Code of Ordinances in Relation to Subdivision Waivers

ADJOURN

Notice is hereby given that members of the Stephenville City Council may participate in this meeting via teleconference or videoconference as allowed by Governor's Order due to the COVID-19 pandemic. As allowed by this Order, a quorum may not be present in a physical location.

In accordance with the Americans with Disabilities Act, persons who need accommodation to attend or participate in this meeting should contact City Hall at 254-918-1287 within 48 hours prior to the meeting to request such assistance.



STAFF REPORT

SUBJECT: Consider Approval of An Ordinance Amending Section 155 of the City of Stephenville Code of Ordinances in Relation to Subdivision Waivers

DEPARTMENT: Administration/Development Services

STAFF CONTACT: Jason King

RECOMMENDATION:

Staff recommends approval of the attached changes to sections 155.2.03 and Table 8 as listed in 7.01.C.1.a.i.

BACKGROUND:

In the recent past there have been multiple conflicts arise with requirements of the adopted Thoroughfare Plan and proposed new developments. Staff agrees that a comprehensive review of the Thoroughfare Plan is required. Currently the process for developers seeking relief from the requirements of the Thoroughfare Plan is a major subdivision waiver that requires hearings and decisions at both the Planning and Zoning Commission and Council. Staff is proposing, in the short term, to amend the subdivision ordinance and move waivers from the Thoroughfare Plan requirements in to the minor subdivision waiver table to be acted on by the City Manager. This will allow staff the flexibility to act on waiver requests in a timely manner and allow proposed developments to continue if it is agreed that a waiver from the requirements is the appropriate response.

FISCAL IMPACT SUMMARY:

ALTERNATIVES

1. Approve modifications to the Subdivision Ordinance;
2. Deny approval of modifications to the Subdivision Ordinance.

ORDINANCE NO. 2020-O-38

AN ORDINANCE OF THE CITY OF STEPHENVILLE, TEXAS, AMENDING CHAPTER 155, *SUBDIVISIONS OF THE CODE OF ORDINANCE OF THE CITY OF STEPHENVILLE.*

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF STEPHENVILLE, TEXAS:

SECTION 1.

Section 155.2.03(A) *City administrator/responsible official, Establishment* is hereby amended by the addition of "Assistant City Manager."

This section shall read:

City Administrator/Responsible Official shall consist of the City Administrator, Assistant City Manager, City Secretary, City's Engineering Official, City's Planning Official, City Engineer or other City Staff as designated by the City Administrator.

SECTION 2.

Section 155.7.01.C.1(a)(i) *Decision-Maker Authority* is hereby amended by the addition of the words "or Assistant City Manager."

This section shall read:

"The City Administrator or Assistant City Manager shall act upon a Minor Subdivision Waiver listed in Table 8."

SECTION 3.

Section 155.7.01, Table 8 *Minor Subdivision Waiver*, is hereby amended by the addition of the following:

Section	Standard	City Administrator/ Assistant City Manager
1.06.A.8	Thoroughfare Plan	Approve

SECTION 4.

Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

SECTION 5.

This ordinance shall become effective November 16, 2020.

PASSED and APPROVED this the 16th day of November, 2020.

Doug Svien, Mayor

ATTEST:

Staci L. King, City Secretary

Reviewed by Allen L. Barnes,
City Manager

Approved as to form and legality by
Randy Thomas, City Attorney