## **ORDINANCE NO. 0-2019-0462**

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AN ORDINANCE AMENDING ZONING AND DEVELOPMENT CODE, CHAPTER 4, ARTICLE VIII, SECTION 4-95 REGARDING SUBDIVISION IMPROVEMENT CONSTRUCTION PERMITS, CODE OF ORDINANCES (2018 EDITION), CITY OF ROUND ROCK, TEXAS; AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

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## BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROUND ROCK,

- 12 **TEXAS:**
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14 That Zoning and Development Code, Chapter 4, Article VIII, Section 4-95, Code

of Ordinances (2018 Edition), City of Round Rock, Texas, is hereby amended as

- 16 follows:
- 17 CHAPTER 4. SUBDIVISION DESIGN AND CONSTRUCTON
- 19 Sec. 4-95. Construction plans submission Subdivision improvement construction permits.
- (a) Submittal. <u>Applications for Ss</u>ubdivision improvement construction <u>planspermits</u> shall be submitted
  for review and acceptance by the PDS director for all development for which public improvements
  are required.
- (b) Developer must retain engineer. The developer must retain the services of a civil engineer, registered in the state, whose seal shall be placed on the subdivision improvement construction plans in accordance with the Texas Engineering Practice Act. The engineer shall be responsible for the services as described in the Design and Construction Standards. The services performed by the engineer shall be as designated in the latest edition of the Manual of Professional Practice—General Engineering Services, published by the Texas Society of Professional Engineers, and shall include both design and inspection as defined therein.
- (c) Submittal content. Except as provided herein, after preliminary plat approval, an application for a
  subdivision improvement construction plans permit\_may be submitted to the PDS director for
  acceptance\_approval. The application for the subdivision improvement construction plans submittal
  permit\_shall include all of the information specified in the development packet.
- State review. All subdivision improvement construction plans must comply with the Texas 35 (d) Accessibility Standards administered by the Texas Department of Licensing and Regulation and the 36 Americans with Disabilities Act of 1990, as amended. The developer shall submit applicable portions 37 38 of the subdivision improvement construction plans to the Texas Department of Licensing and Regulation for review. Upon the completion of construction, the developer shall request inspection of 39 40 all pedestrian facilities by the Texas Department of Licensing and Regulation and pay all necessary fees. The city will not accept the public improvements until the developer provides evidence that the 41 42 plans have been reviewed and approved by the Texas Department of Licensing and Regulation and 43 that payment of the required inspection fees has been made.

| 1<br>2<br>3<br>4<br>5<br>6<br>7 | (e)   | improver<br>the PDS<br>accepted<br>acceptar<br>plans a   | In of <u>accepted</u> subdivision improvement construction <u>plans</u> <u>permits</u> . The subdivision<br>nent construction <u>plans</u> <u>permit</u> will expire two years from the date of <u>acceptance</u> <u>approval</u> by<br>director if construction has not commenced. Even after construction has commenced, the<br><u>subdivision</u> improvement construction <u>plans</u> <u>permit</u> will expire three years from the date of<br><u>accepted a</u> subdivision improvement construction <u>planspermit</u> expires, the<br><u>pplication</u> shall be resubmitted for review and acceptance to ensure compliance with the<br>Design and Construction Standards. |
|---------------------------------|---|--|---|
| 8<br>9<br>10<br>11<br>12        | (f)   | (f) Preconstruction conference. After the issuance of the subdivision improvement permit, a<br>preconstruction conference shall be required prior to commencement of construction of the public<br>improvements. The preconstruction conference shall be held with the PDS director and include the<br>following people: Developer, developer's contractor, developer's engineer and other parties as<br>determined by the PDS director. |   |
| 13<br>14<br>15<br>16<br>17      |   |  | II.   |
| 18                              |   | Α.   | All ordinances, parts of ordinances, or resolutions in conflict herewith are  |
| 19                              | expressly repealed.   |  |   |
| 20                              |   | В.   | The invalidity of any section or provision of this ordinance shall not  |
| 21                              | invalidate other sections or provisions thereof.                                      |  |   |
| 22                              |   | C.   | The City Council hereby finds and declares that written notice of the date,   |
| 23                              | hour, place and subject of the meeting at which this Ordinance was adopted was posted |  |   |
| 24                              | and that such meeting was open to the public as required by law at all times during   |  |   |
| 25                              | which this Ordinance and the subject matter hereof were discussed, considered and     |  |   |
| 26                              | formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas     |  |   |
| 27                              | Government Code, as amended.  |  |   |
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1 Alternative 1.

| 2        | By motion duly made, seconded and passed with an affirmative vote of all the        |
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| 3        | Council members present, the requirement for reading this ordinance on two separate |
| 4        | days was dispensed with.  |
| 5        | READ, PASSED, and ADOPTED on first reading this day of                              |
| 6        | , 2019.   |
| 7        | Alternative 2.  |
| 8        | <b>READ</b> and <b>APPROVED</b> on first reading this the day of                    |
| 9        | , 2019.   |
| 10       | <b>READ</b> , <b>APPROVED</b> and <b>ADOPTED</b> on second reading this the day of  |
| 11       | , 2019.   |
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| 13       |   |
| 14<br>15 | CRAIG MORGAN, Mayor   |
| 16       | City of Round Rock, Texas   |
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| 18<br>19 | ATTEST:   |
| 20       |   |
| 21       | SARA L. WHITE, City Clerk   |