

## ORDINANCE

**amending the Unified Development Code by adding a non-voting ex-officio Navy representative to the Planning Commission; providing for severance; providing for penalty; providing for publication; and effective date.**

**WHEREAS**, on September 23, 2013, the City Council adopted the Naval Air Station Corpus Christi ("NASCC") Joint Land Use Study ("JLUS") as an element of the City's Comprehensive Plan.

**WHEREAS**, the JLUS recommends as a high priority Communications Strategy COM-1B to Develop a process to include an ex-officio representative of NASCC to participate on the city's Planning Commission.

**WHEREAS**, the Planning Commission has recommended the City Council approve this amendment of the City of Corpus Christi, Texas ("City") Unified Development Code ("UDC");

**WHEREAS**, with proper notice to the public, public hearings were held on Wednesday, May 3, 2017, during a meeting of the Planning Commission, and on Tuesday, May 30th, 2017, during a meeting of the City Council, in the Council Chambers, at City Hall, in the City of Corpus Christi, during which all interested persons were allowed to appear and be heard; and

**WHEREAS**, the City Council has determined that this amendment would best serve public health, necessity, and convenience and the general welfare of the City of Corpus Christi and its citizens.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:**

**SECTION 1.** Article 2, Section 2.3, subsection 2.3.2 entitled "Establishment, Membership and Procedure" of the UDC is amended by adding the following language that is underlined (added) and deleting the language that is stricken (deleted) as delineated below:

### **2.3.2. Establishment, Membership and Procedure**

- A. Information regarding the establishment, membership, and rules of procedure of the Planning Commission is available in the City Charter and the Municipal Code.
- B. Each member of the Planning Commission shall be required to undergo training provided by the City prior to serving on the Commission or at the beginning of service on the Commission. In addition, the entire Commission shall undergo training every two years.
- C. All recommendations by the Planning Commission shall require an affirmative vote by a majority of the members present and voting, except as otherwise required in this Unified Development Code or by Texas law.

D. Recognizing the importance of Naval Air Station Corpus Christi to the community and the region, and to ensure that actions taken by the Planning Commission and recommendations provided to City Council by the Planning Commission contain input from the U.S. Navy, where appropriate, a non-voting ex-officio representative of the U.S. Navy is added to the Planning Commission.

**SECTION 2.** If for any reason any section, paragraph, subdivision, sentence, clause, phrase, word, or provision of this Ordinance shall be held to be invalid or unconstitutional by final judgment of a court of competent jurisdiction, such judgment shall not affect any other section, paragraph, subdivision, sentence, clause, phrase, word, or provision of this Ordinance, for it is the definite intent of this City Council that every section, paragraph, subdivision, sentence, clause, phrase, word, or provision of this Ordinance be given full force and effect for its purpose. The City Council hereby declares that it would have passed this Ordinance, and each section, paragraph, subdivision, sentence, clause, phrase, word, or provision thereof, irrespective of the fact that any one or more sections, paragraphs, subdivisions, sentences, clauses, phrases, words, or provisions be declared invalid or unconstitutional.

**SECTION 3.** A violation of this ordinance, or requirements implemented under this ordinance, constitutes an offense punishable as provided in Article 1, Section 1.10.1 of the UDC, Article 10 of the UDC, and Section 1-6 of the Corpus Christi Code of Ordinances.

**SECTION 4.** Publication shall be made in the City's official publication as required by the City's Charter.

**SECTION 5.** This ordinance is effective immediately upon passage.



That the foregoing ordinance was read for the first time and passed to its second reading on this the 30<sup>th</sup> day of May, 2017, by the following vote:

Joe McComb	<u>Aye</u>	Ben Molina	<u>Aye</u>
Rudy Garza	<u>Aye</u>	Lucy Rubio	<u>Absent</u>
Paulette Guajardo	<u>Aye</u>	Greg Smith	<u>Aye</u>
Michael Hunter	<u>Aye</u>	Carolyn Vaughn	<u>Aye</u>
Council Member	<u>Aye</u>		

That the foregoing ordinance was read for the second time and passed finally on this the 13<sup>th</sup> day of June, 2017, by the following vote:

Joe McComb	<u>Aye</u>	Ben Molina	<u>Aye</u>
Rudy Garza	<u>Aye</u>	Lucy Rubio	<u>Aye</u>
Paulette Guajardo	<u>Aye</u>	Greg Smith	<u>Aye</u>
Michael Hunter	<u>Aye</u>	Carolyn Vaughn	<u>Aye</u>
Council Member	<u>vacant</u>		

PASSED AND APPROVED on this the 13<sup>th</sup> day of June, 2017.

ATTEST:

Rebecca Huerta  
Rebecca Huerta  
City Secretary

Joe McComb  
Joe McComb  
Mayor



031165

**PUBLISHER'S AFFIDAVIT**

State of Texas }  
County of Nueces }

CITY OF CORPUS CHRISTI  
Ad # 1609687  
PO #

Before me, the undersigned, a Notary Public, this day personally came G. Lawson, who being first duly sworn, according to law, says that she is LEGAL SALES REPRESENTATIVE AND EMPLOYEE OF THE PUBLISHER, namely, the Corpus Christi Caller-Times, a daily newspaper published at Corpus Christi in said City and State, generally circulated in Aransas, Bee, Brooks, Duval, Jim Hogg, Jim Wells, Kleberg, Live Oak, Nueces, Refugio, and San Patricio, Counties, and that the publication of NOTICE OF PUBLIC HEARING Whereas, an which the annexed is a true copy, was

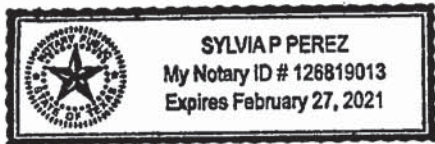
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\_\_\_\_\_  
LEGAL SALES REPRESENTATIVE

On this 6<sup>th</sup> day of June, 20 17 I certify that the attached document is a true and exact copy made by publisher.

  
\_\_\_\_\_  
Notary Public, State of Texas



Legals

**NOTICE OF PUBLIC HEARING**

Whereas, an amendment to the Unified Development Code (UDC) has been proposed to the Corpus Christi City Council to consider: **Amending Article 2, Section 2.3, subsection 2.3.2 entitled "Establishment, Membership and Procedure" of the UDC by adding a non-voting ex-officio representative of the U.S. Navy to the Planning Commission.**

NOW, THEREFORE, NOTICE IS HEREBY GIVEN TO THE PUBLIC that a public hearing on the proposed amendment to the UDC will be held by the Corpus Christi City Council in the Council Chambers of City Hall, 1201 Leopard Street, in the City of Corpus Christi, Texas, on Tuesday, May 30, 2017, after 11:30 a.m., during the regular Council meeting, at which time and place all persons and parties or their agents may appear and be heard by the City Council.

/s/ Rebecca Huerta  
City Secretary



197707

**PUBLISHER'S AFFIDAVIT**

State of Texas }  
County of Nueces }

CITY OF CORPUS CHRISTI  
Ad # 1651883  
PO #

Before me, the undersigned, a Notary Public, this day personally came G. Lawson, who being first duly sworn, according to law, says that she is LEGAL SALES REPRESENTATIVE AND EMPLOYEE OF THE PUBLISHER, namely, the Corpus Christi Caller-Times, a daily newspaper published at Corpus Christi in said City and State, generally circulated in Aransas, Bee, Brooks, Duval, Jim Hogg, Jim Wells, Kleberg, Live Oak, Nueces, Refugio, and San Patricio, Counties, and that the publication of NOTICE OF PASSAGE OF ORDINANCE(S) NO which the annexed is a true copy,

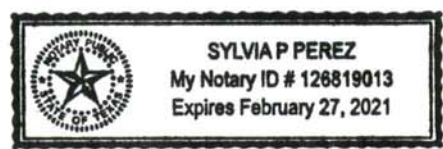
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[Signature]  
LEGAL SALES REPRESENTATIVE

On this 19<sup>th</sup> day of June, 2017 I certify that the attached document is a true and exact copy made by publisher.

[Signature]  
Notary Public, State of Texas



**SCANNED**

Legals

**NOTICE OF PASSAGE OF  
ORDINANCE(S)**

**NO. 031165**, Ordinance amend-  
ing the Unified Development  
Code by adding a non-voting  
ex-officio Navy representa-  
tive to the Planning Com-  
mission; providing for sever-  
ance; providing for penalty;  
providing for publication;  
and an effective date. This  
ordinance was passed and  
approved on second reading  
by the Corpus Christi City  
Council on June 13, 2017.

/s/ Rebecca Huerta  
City Secretary

