



The City of Lago Vista

*To provide and maintain a healthy, safe, vibrant
community, ensuring quality of life.*

**NOTICE OF A SPECIAL MEETING
PLANNING AND ZONING COMMISSION
THURSDAY, May 5, 2016, 1:00 PM
COUNCIL CHAMBERS
CITY HALL - 5803 THUNDERBIRD ST.**

NOTICE IS HEREBY GIVEN that the Planning and Zoning Commission of the City of Lago Vista, Texas will hold a meeting on the above date and time for discussion and possible action to be taken on the following:

PUBLIC HEARING

1. Review and discuss the final draft of the “The City of Lago Vista 2030 Comprehensive Plan”.
 - A. Consultant Presentation
 - B. Open Public Hearing
 - C. Close Public Hearing
 - D. Discussion

2. Discussion and Potential Action regarding removal of chickens from the requirements of a Special Use Permit.
 - A. Consultant Presentation
 - B. Open Public Hearing
 - C. Close Public Hearing
 - D. Discussion

ORDINANCE

1. Recommendation of Ordinance 16-05-05-02 to the City Council of the City of Lago Vista, Texas, an Ordinance repealing Ordinance 08-08-07-02 which adopted a Comprehensive Master Plan, providing for the amendment of the plan; providing for related matters; finding and determining that the meeting at which this Ordinance is passed is open to the public as required by law.

2. Recommendation of Ordinance 16-05-05-03 to the City Council of the City of Lago Vista, Texas, an Ordinance amending Chapter 14, Article 14.100, Section 6.35 to remove the requirement of obtaining a Special Use Permit for chickens, making findings of fact; and providing for related matters.

IT IS HEREBY CERTIFIED that the above Notice was posted on the Bulletin Board located in City Hall in said City at _____ on the _____ day of _____, 2016.

Sandra Barton, City Secretary

THE CITY OF LAGO VISTA IS COMMITTED TO COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT. REASONABLE MODIFICATIONS AND EQUAL ACCESS TO COMMUNICATIONS WILL BE PROVIDED UPON REQUEST.

IN ADDITION TO ANY EXECUTIVE SESSION ALREADY LISTED ABOVE, THE PLANNING & ZONING COMMISSION RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME DURING THE COURSE OF THIS MEETING TO DISCUSS ANY OF THE MATTERS LISTED ABOVE, AS AUTHORIZED BY TEXAS GOVERNMENT CODE FOR THE FOLLOWING PURPOSES: §551.071: CONSULTATION WITH ATTORNEY; §551.072: DELIBERATIONS REGARDING REAL PROPERTY; §551.073: DELIBERATIONS REGARDING GIFTS AND DONATIONS; §551.074: PERSONNEL MATTERS; §551.076: DELIBERATIONS REGARDING SECURITY DEVICES; §551.087: DELIBERATIONS REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

*PO Box 4727, Lago Vista, Texas 78645 • (512) 267-1155 • (512) 267-7070 Fax
Website: www.lagovistatexas.org*

Lago Vista Comprehensive Plan

May 5, 2016
P&Z Public Hearing

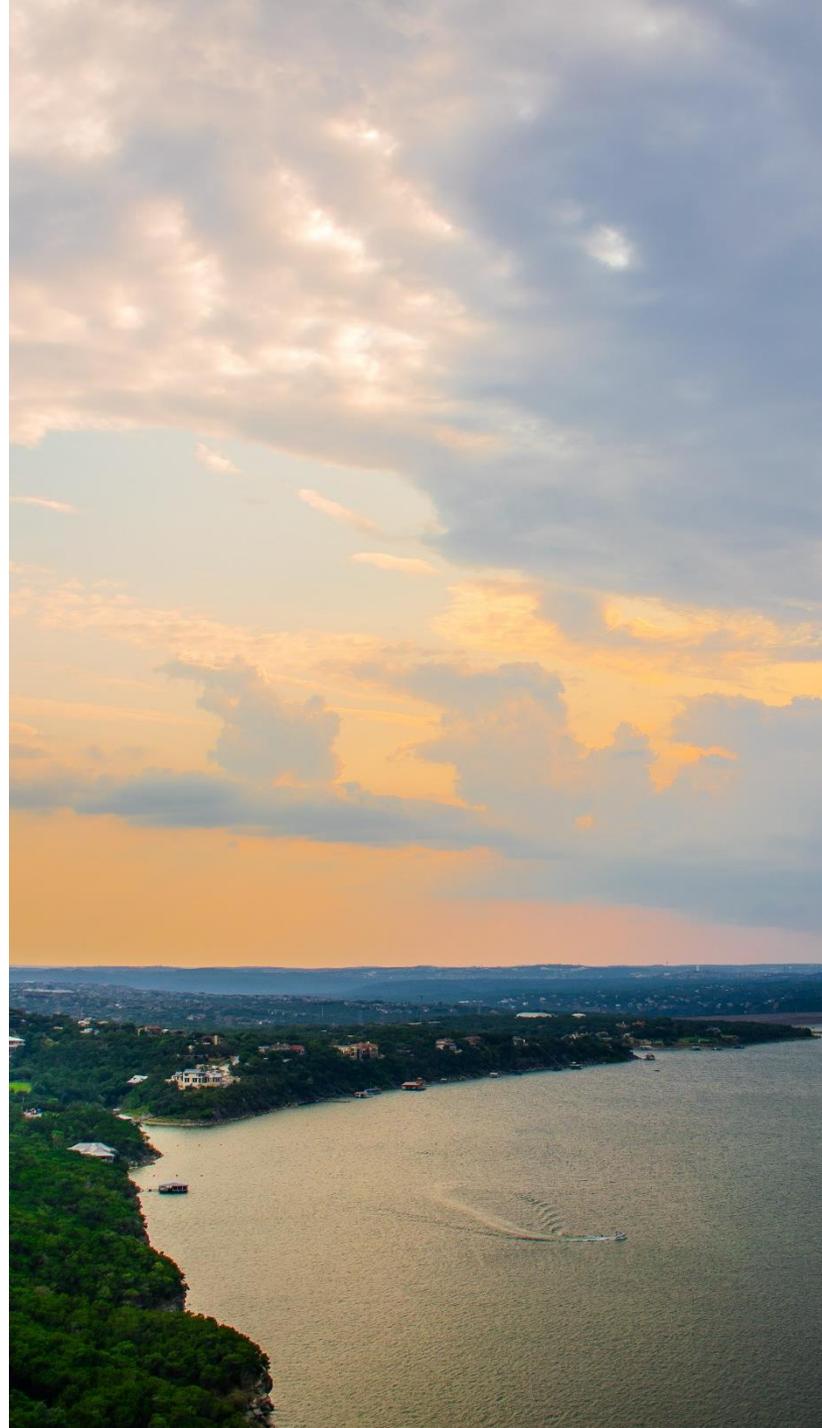
#lagovista2030

clients.freese.com/lagovista



today's **agenda**

- 1. overview of plan**
- 2. changes since April 7**
- 3. discussion**
- 4. recommendation for adoption**



Kick-Off Project

- Met with City staff
- Joint meeting with CPAC and P&Z

Gather Public Input

- Input from LVHS students
- 3 Town Hall meetings
- Online surveys

Draft Plan

- FNI drafts chapters for City review
- 5 CPAC meetings to review drafts

Public Hearings & Adoption

- FNI presentation/discussion with P&Z
- FNI presentation/discussion with CC
- P&Z work session
- CC work session
- P&Z public hearing
- CC public hearing

planning process



overview of plan

plan content

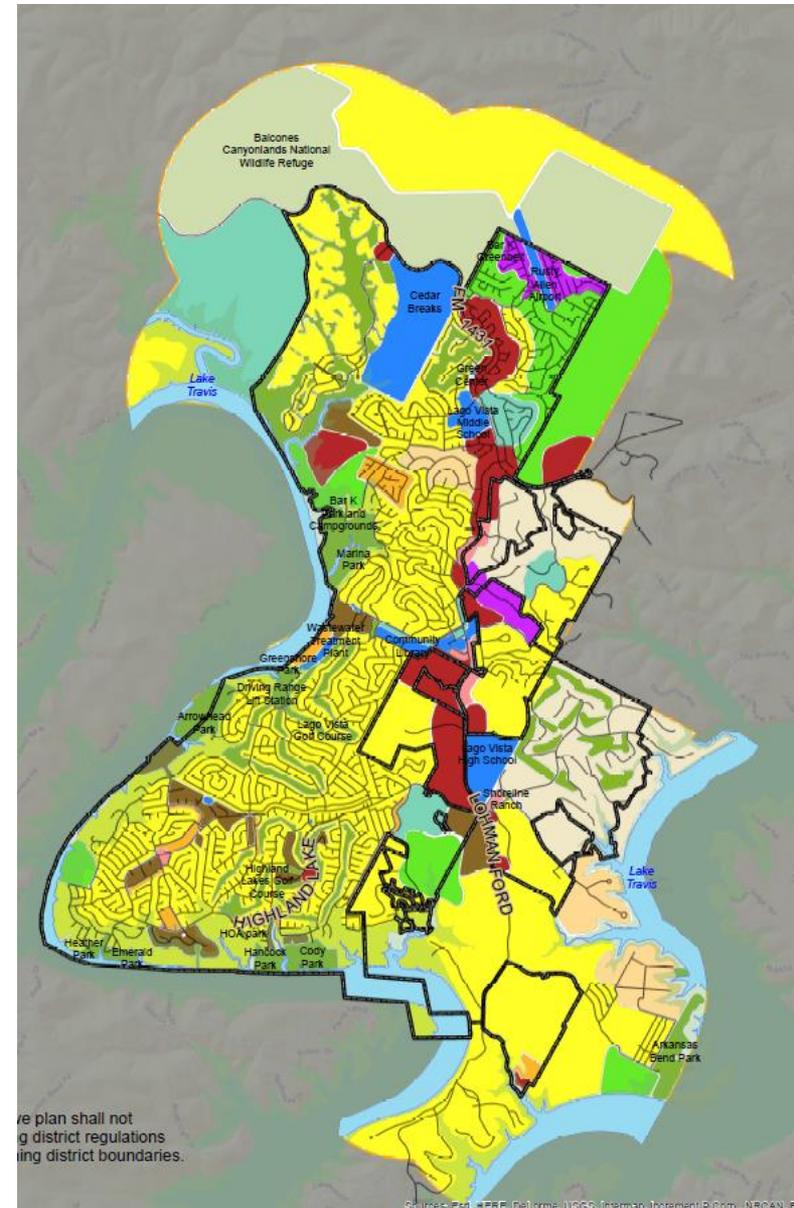
1. Overview
2. City Snapshot
3. Land Use
4. Housing and Neighborhood Livability
5. Transportation
6. Parks, Recreation, and Open Space
7. City Facilities and Services
8. Implementation
9. Appendix



LAND USE

- future land use map
- population planning
- design standards
- corridor character areas
- resource protection
- lakefront tourism
- airport area
- conservation and growth areas
- future expansion areas

BIG IDEA: add a mixed use land use type



HOUSING AND NEIGHBORHOOD LIVABILITY

- neighborhood enhancements
- home and site design enhancements
- life-cycle housing opportunities

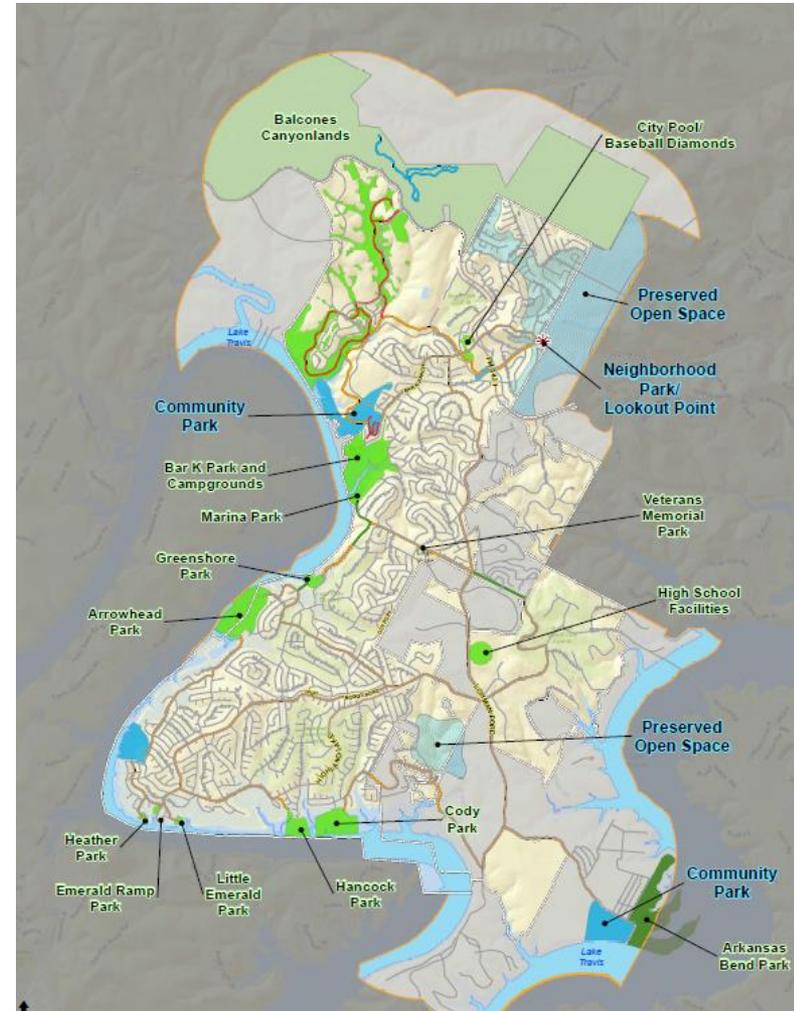


BIG IDEA: encourage infill development
in existing neighborhoods

PARKS, RECREATION, AND OPEN SPACE

- future parks and trails
- multi-purpose sports complex
- community access
- recreational facility standards

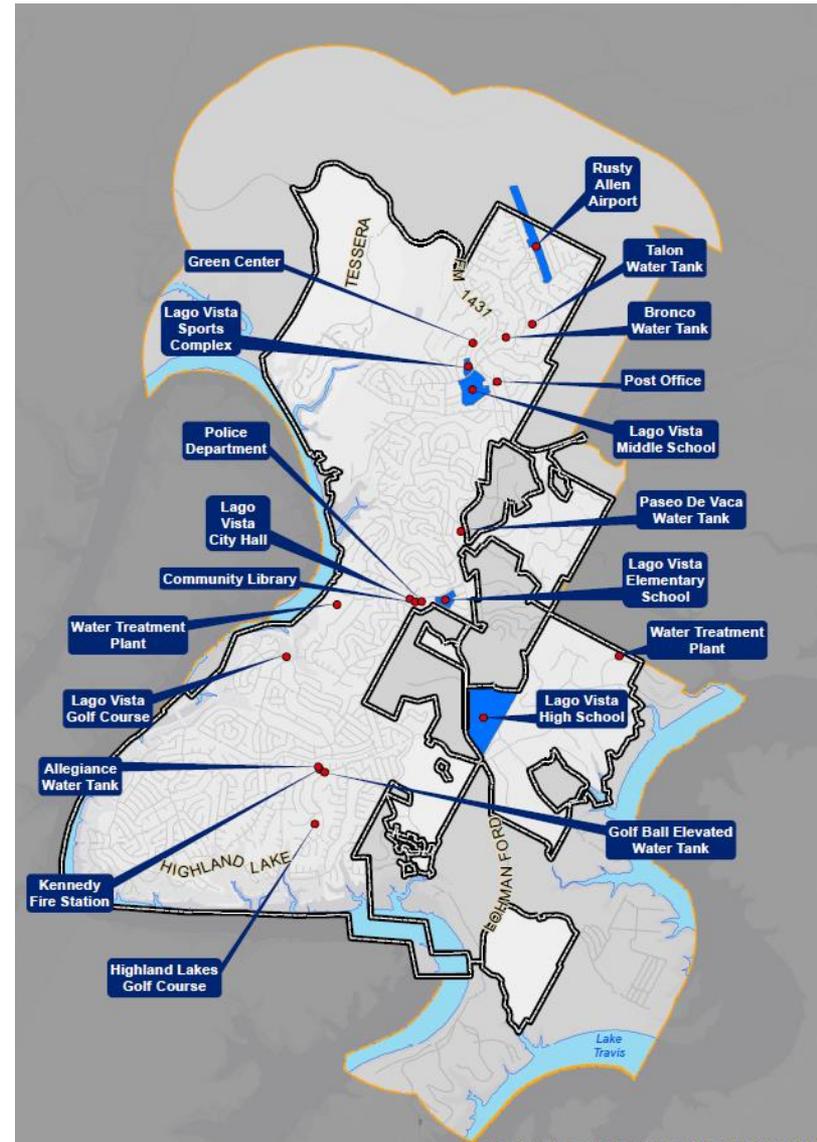
BIG IDEA: establish a task force to work toward reaching an agreement with the LVPOA to allow all citizens to access parkland



CITY FACILITIES AND SERVICES

- communication program
- conference hotel or civic center
- local activities
- golf courses
- municipal complex redevelopment

BIG IDEA: promote “family days” at the golf courses to attract families and support youth interest in golf



IMPLEMENTATION

- guide for daily decision-making
- zoning and subdivision
- flexible and alterable guide
- annual review
- 5-year update

Implementation element includes:

- Year 1
- Year 2 and beyond
- Policy initiatives
- Code updates

Legend for Implementation Tables

Cost

- \$ - low cost
- \$\$ - moderate cost
- \$\$\$ - high cost

Impact

- - small impact
- - moderate impact
- - large impact

Milestone

Steps to reach action

Benchmark

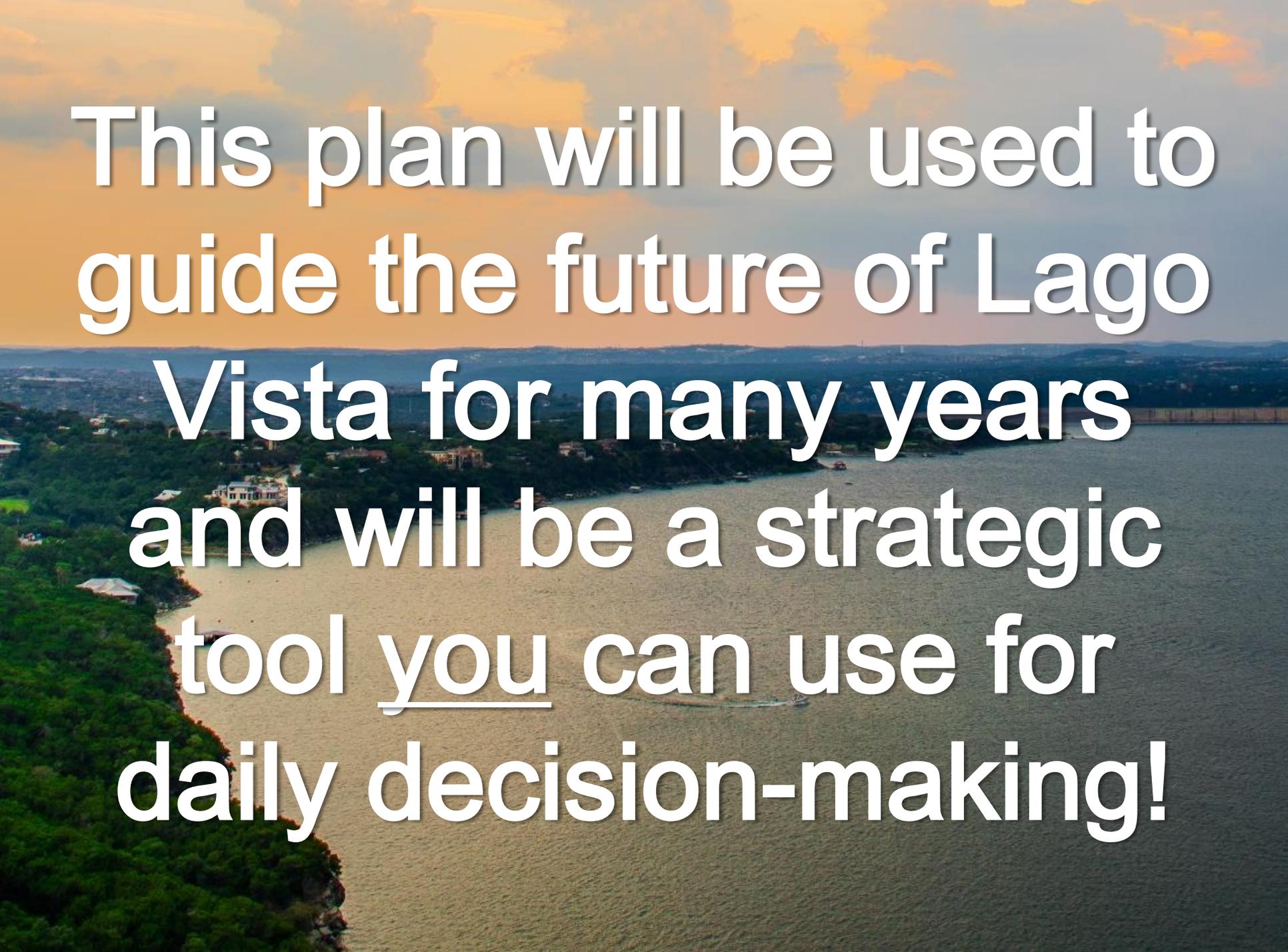
Measurement of completion of action



changes since April 7

changes since April 7

- retitled 11x17 to “plan synopsis”, added an “executive summary” write-up, and a “conclusion” that depicts how the community’s top issues are addressed in the plan
- added summaries of April 7 meetings
- changed land use designation at Lohman/Dawn from Mixed Use to Neighborhood Retail/Office/Commercial
- removed reference to Mueller Airport
- added note that City/TxDOT are working on airport plan
- increased near-term growth projections
- renamed legend terms on conservation map for clarity
- corrected amenities at Arrowhead Park

An aerial photograph of Lago Vista, Texas, during sunset. The sky is filled with orange and yellow clouds, and the water of the lake is a calm, greyish-blue. The surrounding land is green with trees and some buildings are visible along the shoreline. A large, white, bold text overlay is centered on the image, reading: "This plan will be used to guide the future of Lago Vista for many years and will be a strategic tool you can use for daily decision-making!".

**This plan will be used to
guide the future of Lago
Vista for many years
and will be a strategic
tool you can use for
daily decision-making!**

Lago Vista Comprehensive Plan

May 5, 2016

P&Z Public Hearing

#lagovista2030

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ORDINANCE NO. 16-05-05-02

AN ORDINANCE OF THE CITY OF LAGO VISTA, TEXAS REPEALING ORDINANCE 08-08-07-02 WHICH ADOPTED A COMPREHENSIVE MASTER PLAN, PROVIDING FOR THE AMENDMENT OF THE PLAN; PROVIDING FOR RELATED MATTERS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW

WHEREAS, it is necessary and reasonable for the City of Lago Vista, Texas, a home-rule municipality (hereinafter “City”) to provide for, modify and amend a Comprehensive Master Plan for the City in accordance with Chapter 213, Texas Local Government Code and the City’s zoning regulations are to be in accordance with such Comprehensive Master Plan pursuant to Section 211.004, Texas Local Government Code;

WHEREAS, the City having previously adopted the 2008 Comprehensive Master Plan and in anticipation of further growth and expansion within the City, the City Council desired to review and amend the previous Comprehensive Master Plan to assist with such orderly and efficient growth of the City, to lessen congestion in the streets, secure its citizens and visitors from fire, panic, and other dangers, to promote the general health and welfare, to promote adequate light and air, prevent the overcrowding of property and undue concentration of populations and facilitate the adequate provision of transportation, water, wastewater, schools, parks and other public requirements;

WHEREAS, the City has sought review and inquiry and the opportunity for citizen participation and input in Town Hall Meetings, Comprehensive Plan Advisory Committee Meetings, Planning & Zoning Commission Meetings, City Council Meetings, posting on the City’s website, and in person at the Library regarding information to be included in the amendment to the Comprehensive Master Plan; and

WHEREAS, the Comprehensive Plan Advisory Committee and the Planning & Zoning Commission having recommended adoption the revisions to the Comprehensive Master Plan, and the City Council finding that the adoption of the revisions to the Comprehensive Master Plan, hereinafter set forth and listed in this ordinance are reasonable and necessary for the public health, safety, and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, THAT:

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Amendment of the Comprehensive Master Plan. The previous ordinance, Ordinance No. 08-08-07-02 which adopted the “Comprehensive Master Plan 2008” is hereby repealed in its entirety and the 2030 City of Lago Vista Comprehensive Plan, which is set forth in Exhibit A, attached hereto and incorporated herein, is hereby adopted.

Section 3. Severability. It is hereby declared to be the intention of the Council that the sections, paragraphs, sentences, clauses, and phrases of the Ordinance are severable and, if any

phrase, sentence, paragraph, or section of this Ordinance shall be declared invalid by the final judgement or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentence, paragraph, or section. If any provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision, and to this end the provisions of the Ordinance are declared to be severable.

Section 4. Effective Date. This Ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the *Tex. Loc. Gov't. Code*.

Section 5. Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551, Tex. Gov't Code*.

PASSED AND APPROVED on this 5th day of May 2016.

ATTEST:

CITY OF LAGO VISTA, TEXAS

Sandra Barton, City Secretary

Dale Mitchell, Mayor



**CITY OF LAGO VISTA
DEVELOPMENT SERVICES**

P.O. BOX 4727
LAGO VISTA, TX 78645

Tel. (512) 267-5259

Fax (512) 267-5265

MEMO

To: Planning & Zoning Commission

From: David Harrell, AICP, Director

RE: Public Hearing Item #1

In order to shorten the size of your packets, I am providing directions to access it on the City webpage. See below.

- 1) Goto the City's webpage at www.lagovistatexas.org
- 2) Under "News" click on the "2030 Draft Comprehensive Plan...", be aware this may require clicking through the feed to find it.
- 3) Goto the bottom right hand corner and click on the PDF, make sure to save it to your computer.

Please let me know if you desire a paper copy on Monday.



Development Services Department

STAFF REPORT

Public Hearing Item #2

Date: May 2, 2016

DEVELOPMENT SERVICES DEPARTMENT COMMENTS

At the last meeting, City Council wanted Staff to bring code changes forward to allow for chickens. Currently the Zoning Code only allows for poultry as a Special Use. The attached Ordinance will add verbiage excluding chickens from the Special Use requirement and add language to the animal control portions of the City Code. The item cannot be approved at this time however the Ordinance has been drafted and can be discussed in the meeting.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LAGO VISTA, TEXAS, AMENDING CHAPTER 14, ZONING, EXHIBIT A, PART III, ZONING DISTRICTS, SECTION 6, SUPPLEMENTARY REQUIREMENTS, SUBSECTION 6.35, LIVESTOCK, POULTRY AND PETS, AND PART IV, ADMINISTRATION AND ENFORCEMENT, SECTION 18.20, APPLICABILITY AND USES AND STRUCTURES REQUIRING A SPECIAL USE PERMIT (SUP), ITEM L, AND CHAPTER 2, ANIMAL CONTROL, ARTICLE 2.200, ANIMAL CONTROL GENERALLY, ALL OF THE LAGO VISTA CODE OF ORDINANCES, AND ADDING PROVISIONS RELATING TO DEFINITIONS, REGULATIONS CONCERNING CHICKENS AS WELL AS DISTANCES OF CHICKENS FROM PRIVATE RESIDENCES AND PUBLIC BUILDINGS IN NEW SECTION 2.238; PROVIDING A SAVINGS CLAUSE, EFFECTIVE DATE, AND OPEN MEETINGS CLAUSES; AND PROVIDING FOR RELATED MATTERS.

Whereas, Chapter 14, Zoning, Exhibit A, Part III, Zoning Districts, Section 6, Supplementary Requirements, Subsection 6.35, Livestock, Poultry and Pets, City of Lago Vista Code of Ordinances (“Ordinances”) has previously allowed animals that meet the definition of the term “Livestock” within the Ordinances, only in areas granted a Specific Use Permit or within a Planned Development District; and

Whereas, Chapter 14, Zoning, Exhibit A, Part IV, Administration and Enforcement, Section 18.20, Applicability and Uses and Structures Requiring a Special Use Permit (SUP), Item L, provides for description of those items that require a Special Use Permit and presently includes “Livestock and/or poultry keeping, caring or shelters”; and

Whereas, the City Council of the City of Lago Vista has considered the requests of some residents and hereby desires to modify such Zoning provisions; and

Whereas, Chapter 2, Animal Control, Article 2.200, Animal Control Generally, set out in the Ordinances defines “Livestock” without a separate definition for “chickens”; and

Whereas, the City Council desires to allow “chickens” within certain areas of the City and therefore must define and regulate them separately; and

Whereas, it is necessary for the City to amend all of the Sections set out above, as well as add an additional section pertaining specifically to the allowance of such chickens.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, THAT:

Section 1. Findings of Fact. The above and foregoing recitals are hereby found to be true and correct and are incorporated herein as findings of fact. The City Council hereby further finds and determines that the amending or addition of rules, regulations, terms, conditions, provisions and requirements of this ordinance are reasonable and necessary to protect the public health, safety and quality of life.

Section 2. Amending Chapter 14, Zoning, Exhibit A, Part III, Zoning Districts, Section 6, Supplementary Requirements, Subsection 6.35, Livestock, Poultry and Pets, City of Lago Vista Code of Ordinances Subsection 6.35(A), Section 6, Chapter 14, Exhibit A, Lago Vista Code of Ordinances is hereby amended to read as follows:

6.35 Livestock, Poultry and Pets.

(A) No animals, livestock or poultry of any kind, except chickens, shall be raised, bred or kept outside or in a structure designed to feed them, unless permitted by SUP or PDD. Dogs, cats or other household pets may be kept provided there is no commercial breeding purpose and they are not kept in quantities which create an annoyance or nuisance.

Section 3. Amending Chapter 14, Zoning, Exhibit A, Part IV, Administration and Enforcement, Section 18.20, Applicability and Uses and Structures Requiring a Special Use Permit (SUP), Item L, Lago Vista Code of Ordinances. Section 18.20, Part IV, Administration and Enforcement, Chapter 14, Zoning, Exhibit A, Lago Vista Code of Ordinances is hereby amended to read as follows:

(L) Livestock and/or poultry keeping, except chickens, caring or shelters.

Section 4. Amending Chapter 2, Animal Control, Article 2.200, Animal Control Generally, to define “Chickens” found therein Lago Vista Code of Ordinances. Section 2.201, Definitions is hereby added to read as follows:

Chickens. Any particular domesticated farm or ranch animal of the particular fowl family, Gallus domesticus developed in a number of breeds for its flesh, eggs, and feathers but does not include ducks, geese, turkeys, or other domesticated fowl.

Section 5. Amending Chapter 2, Animal Control, Article 2.200, Animal Control Generally, to add Section 2.238 pertaining to Chickens within the city limits. Article 2.200, Animal Control Generally, is modified to add Section 2.238 pertaining to the allowance of Chickens within the City limits with regulations as follows:

Sec. 2.238 Chickens within City Limits

(a) It shall be unlawful for any person to own, manage or control any chickens except as the same shall be kept within an enclosure upon his own premises.

(b) No chickens shall be kept in any enclosure, any part of which is nearer than _____ feet (____) to any building or dwelling occupied and used by human beings.

(c) Should such chickens be kept on a lot in the City and such surrounding area is later developed to bring it closer to any building or dwelling occupied and used by human beings closer than _____ feet (), such enclosure may be required to be moved to keep in compliance.

(d) Chickens may be kept on property zoned and used for veterinary hospitals or educational facilities for such purposes such as FFA or 4-H.

(e) Not more than _____ chickens shall be allowed on any property at any time, including veterinary hospitals or educational facilities.

(f) _____

(g) Enclosure requirements. No person shall maintain chickens within the city limits unless the following requirements are met:

(1) There shall be a minimum of nine (9) square feet for each chicken kept in the city limits. An enclosure shall be provided on the premises which shall be no closer than _____ feet () to any dwelling. The enclosure must be of such construction as will allow for ease in cleaning and airing and kept in such a manner as not to become offensive to adjacent neighbors or the public.

(2) It shall be the duty of every person raising, keeping, or harboring any chicken to keep the premises and/or pen or other enclosure in a sanitary condition.

Comment [B1]: Should decide whether to allow chickens on all sizes of lots or on lots that back to golf course.

Section 6. Amendment of Ordinances. Chapter 14, Subsection 6.35 and 18.20 and Chapter 2, Animal Control, Section 2.201 are hereby amended in their entirety as provided in this Ordinance, and all ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance as adopted and amended herein, are hereby amended to the extent of such conflict. In the event of a conflict or inconsistency between this Ordinance and any other code or ordinance of the City, the terms and provisions of this Ordinance shall govern.

Section 7. Savings Clause. All rights and remedies of the City of Leander are expressly saved as to any and all violations of the provisions of any ordinances affecting animals, licensing and registration within the City which have accrued at the time of the effective date of this ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.

Section 8. Effective Date. This ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Tex. Loc. Gov't. Code.

Section 9. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED on this _____ day of May, 2016.

ATTEST:

THE CITY OF LAGO VISTA, TEXAS

Sandra Barton, City Secretary

Dale Mitchell, Mayor