

ATTACHMENT 3
Proposed Municipal Code Amendments

Additions in underline, deletions in ~~striketrough~~.

Title 7 – MAPS, BUILDINGS, AND SUBDIVISIONS

CHAPTER 7-1 SUBDIVISION ORDINANCE

ARTICLE 8. DEDICATIONS AND RESERVATIONS

7-1-875 Non-Applicable Subdivision.

The provisions of Sections 7-1-805 through 7-1-865 do not apply to commercial or industrial subdivisions, or to condominium projects and stock cooperatives which consist of the subdivision of airspace in an existing apartment building which is more than five (5) years old when no new dwelling units are added. Notwithstanding the forgoing, such subdivisions may still be required to provide publicly accessible open space as required elsewhere in this Code, including the Zoning Code.

CHAPTER 7-13 PARK FACILITIES DEVELOPMENT IMPACT FEE

ARTICLE I. PARK FACILITIES DEVELOPMENT IMPACT FEE

7-13-120 CREDIT FOR PUBLICLY ACCESSIBLE OPEN SPACE

If a developer is required by this Code, including the Zoning Code, to provide publicly accessible open space for the development of residential units, a credit against the fee otherwise levied by this Article on the development project shall be offered by the City. The amount of the credit shall be based on the value of the property being provided as publicly accessible open space, using the per acre value for park facilities established by the City Council when adopting the park impact fee pursuant to Section 7-13-100, as adjusted from time to time.