1	ORDINANCE NO. 2023-02-15-11
2	
3	AN ORDINANCE AMENDING THE CITY'S CODE OF
4	ORIDNANCES RELATED TO PUBLIC HEARINGS, JOINT
5	PUBLIC HEARINGS AND OTHER MATTERS IN
6	CONNECTION THEREWITH; REPEALING PROVISIONS
7	IN CONFLICT WITH THIS ORDINANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN
8 9	EFFECTIVE DATE
10	EFFECTIVE DATE
11	WHEREAS, the City of Rollingwood ("City") is a General Law Municipality operating
12	under the laws of the State of Texas; and
13	wheel the latter of the state of Telling, that
14	WHEREAS, the City Council of the City of Rollingwood ("City Council") previously
15	established a Land Use Development Code as codified in its Code of Ordinances; and
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17	WHEREAS, the City Council may from time to time choose to amend, supplement,
18	change or modify the Land Use Development Code; and
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20	WHEREAS, the City has duly held public hearings and given proper notice, as necessary,
21	pertaining to the amendment of the Code of Ordinances; and
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23	WHEREAS, the City Council finds and determines that Section 107-518 Hearing and
24	Notice the City's Code of Ordinances should be amended to allow for public hearings of the
25	planning and zoning commission and city council to be conducted jointly.
2627	NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
28	ROLLINGWOOD, TEXAS, THAT:
29	ROLLING WOOD, TEXAS, THAT.
30	SECTION 1. All the above premises are hereby found to be true and correct legislative and
31	factual findings of the City Council and are hereby approved and incorporated into the body of
32	this Ordinance as if copied in their entirety.
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34	SECTION 2. Part II of the City's Code of Ordinances Chapter 107, Article V, Division 4, Section
35	107-518, is hereby amended as set forth on Exhibit A attached hereto.
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37	SECTION 3. All provisions of the ordinances of the City of Rollingwood in conflict with the
38	provisions of this ordinance are hereby repealed to the extent of such conflict, and all other
39	provisions of the ordinances of the City of Rollingwood not in conflict with the provisions of this
40	ordinance shall remain in full force and effect.
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42	SECTION 4. Should any sentence, paragraph, clause, phrase or section of this ordinance be
43	adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of
44	this ordinance as a whole, or any part or provision thereof other than the part so decided to be

invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a

whole.

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2	SECTION 5. It is officially found, determined, and declared that the meeting at which this
3	Ordinance is adopted was open to the public as required and that public notice of the time, place
4	and purpose of said meeting was given as required by the Texas Open Meetings Act, Chapter 551
5	Texas Government Code, as amended.
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7	SECTION 6 . This ordinance shall take effect immediately from and after its passage and the
8	publication of the caption as the law provides.
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10	APPROVED, PASSED AND ADOPTED by the City Council of the City of Rollingwood, Texas
11	on the day of, 2023.
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13	APPROVED:
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17	Gavin Massingill, Mayor
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19	ATTEST:
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23	Desiree Adair, City Secretary
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Exhibit A

All text which is underlined denotes addition of new text.

Sec. 107-518 – Hearing and notice

a) The commission will hold a public hearing on all proposed changes on zoning regulations or boundaries.

b) Not less than 16 days prior to the hearing, notice of the date, time and location thereof will be published in the official newspaper of the city or in a newspaper of general circulation in the city. In addition, in the case of a proposed change in zoning classification, written notice of a public hearing will be mailed, not less than 30 days prior to the hearing, to all owners of property (as such ownership is shown on the current city tax roll) lying within 250 feet of the property that is the subject of the proposed zoning classification change. If the application for a change in zoning classification requests a change to a zoning district other than residential district or park district, the notice must be mailed, not less than 30 days prior to the hearing, to all owners of property (as such ownership is shown on the current city tax roll) within the city. The notice may be served by depositing it in the U.S. mail with the proper address and postage.

c) Public hearing required. Whenever a public hearing is required, the city administrator or his/her designee shall establish the date, time and place of the public hearing and shall cause any notice required to be prepared and made accordingly.

d) Joint public hearing. The city council may, at its discretion at a properly noticed public meeting, determine that a public hearing shall be held before both the planning and zoning commission and the city council. If such a determination is made, the planning and zoning commission and the city council may conduct a joint public hearing and take action on the application in the following manner:

1) The city council on its own motion shall establish the date of the joint public hearing.

2) The city council shall cause notice of the joint public hearing to be provided as required.

3) The planning and zoning commission and the city council shall be convened for the hearing and for any action to be taken on the petition or application.

4) The planning and zoning commission and the city council may take action on the application at the same meeting; however, the city council shall not take action until the report and recommendation of the planning and zoning commission has been received.