

November 9, 2009

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That Section 7, "Consideration of Ordinances, Resolutions, and Motions," of the City Council Rules of Procedure, as amended, is amended by adding Subsection 7.13, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters," to read as follows:

"7.13. Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters.

(a) A main motion to approve or deny a designated zoning case or a designated public subsidy matter must be seconded two times, with each second made by a different city council member. By seconding the motion, the city council member represents that he or she has reviewed the facts and developed an opinion on the appropriateness of city council consideration of the designated zoning case or designated public subsidy matter.

(b) For purposes of this subsection:

(1) DESIGNATED PUBLIC SUBSIDY MATTER means any of the following:

- (A) A tax abatement.
- (B) A housing tax credit.
- (C) An historic development tax abatement.
- (D) Federal grant money administered by the city.
- (E) Tax increment financing.
- (F) An economic development grant or loan.

(2) DESIGNATED ZONING CASE means a change of zoning on a specific property where:

- (A) the property is 25 acres or more;
- (B) the proposed floor area for retail or personal service uses is 200,000 square feet or more;

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(C) the proposed floor area for industrial uses is one million square feet or more;

(D) the proposed zoning change is to a multifamily district of 10 acres or more;

(E) the proposed zoning change allows 60 dwelling units or more per acre; or

(F) the city staff recommendation and the city plan commission recommendation regarding the proposed change of zoning do not agree.

(c) Paragraph (a) of this subsection does not apply to:

(1) a development code amendment or an area plan;

(2) a zoning ordinance on the consent agenda when the change of zoning was previously approved by the city council; or

(3) a motion to postpone to a certain time, commit or refer, or amend, except that any subsequent motion of this nature made at a later city council meeting and relating to the particular designated zoning case or designated public subsidy matter requires two seconds."

Section 2. That the City Council Rules of Procedure, as amended, will remain in full force and effect, save and except as amended by this resolution.

Section 3. That this resolution will take effect on December 1, 2009, and it is accordingly so resolved.

APPROVED AS TO FORM:

THOMAS P. PERKINS, JR., City Attorney

By _____
Assistant City Attorney