

October 28, 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 Zoning Cases," to read as follows:

7.13. Motions to Approve Zoning Cases.

(a) A main motion to approve or deny a zoning case must be seconded three 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 of the zoning case and has developed an opinion on the appropriateness of the zoning.

(b) For purposes of this subsection, "zoning case" means an item listed on a city council public hearing agenda for an application to change the zoning on a specific property, including authorization of any hearing to determine proper zoning, straight zoning, zoning-related deed restrictions, specific use permits, planned development districts, historic districts, conservation districts, neighborhood stabilization overlays, and similar zoning applications.

(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, amend, or postpone indefinitely, except that any subsequent motion of this nature made at a later city council meeting and relating to the particular zoning case requires three 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 immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

APPROVED AS TO FORM:
THOMAS P. PERKINS, JR., City Attorney

By _____
Assistant City Attorney