

**ORDINANCE NO. 019-2023**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS AMENDING THE BIG SPRING ZONING ORDINANCE, ARTICLE 4 ENTITLED "DEVELOPMENT STANDARDS," SECTION 4-6 " AREA REGULATIONS FOR ACCESSORY BUILDINGS AND STRUCTURES IN RESIDENTIAL DISTRICTS," SUBSECTION (e) TO REVISE WHOM THE APPLICATION PROCESS WILL BE DIRECTED TO; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Planning and Zoning Commission held a public hearing on February 22, 2023 concerning carports and accessory buildings; and

**WHEREAS**, the Planning and Zoning Commission submitted its final report to the City Council on March 14, 2023;

**WHEREAS**, the Planning and Zoning Commission recommends the following amendments to the City of Big Spring Zoning Ordinance;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG SPRING, TEXAS, THAT:**

**SECTION 1.** The Big Spring Zoning Ordinance, Article 4 entitled "Development Standards," Section 4-6 entitled "Area Regulations for Accessory Buildings and Structures in Residential Districts," subsection (e) is hereby amended to read as follows:

**ARTICLE 4 - DEVELOPMENT STANDARDS**

**SECTION 4-6. Area Regulations for Accessory Buildings and Structures in Residential Districts**

(e) *Special Carport Exception.* Carport construction may be permitted in the front yard portion of a lot outside of the required front yard setback if an application for such construction is made to the ~~Zoning Board of Adjustment~~ Public Works Director. ~~The Board will consider applications~~ Applications will be considered for front yard carports provided the following conditions are met:

.....

**SECTION 2.** Should any section, paragraph, sentence, clause, phrase or word of this ordinance be declared unconstitutional or invalid for any purpose, the remainder of this ordinance shall not be affected thereby.

**SECTION 3.** All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

**SECTION 4.** This Ordinance shall take effect immediately after passage in accordance with the provisions of the Charter of the City of Big Spring, and it is accordingly so ordained.

**PASSED AND APPROVED** on first reading at a regular meeting of the City Council on the **14<sup>th</sup>** day of **March, 2023** with all members of the Council voting “aye” for the passage of same.

**PASSED AND APPROVED** on second and final reading at a regular meeting of the City Council on the **28<sup>th</sup>** day of **March, 2023** with all members of the Council voting “aye” for the passage of same.



Robert H. Moore, III, Mayor

**ATTEST:**



Tami L. Davis, City Secretary