

ORDINANCE NO. _____

An ordinance amending Chapter 51A, “Dallas Development Code: Ordinance No. 19455, as amended,” of the Dallas City Code by amending Section 51A-4.504; updating the criteria for requiring a demolition delay; providing a penalty not to exceed \$2,000; providing a saving clause; providing a severability clause; and providing an effective date.

WHEREAS, the city plan commission and the city council, in accordance with the Charter of the City of Dallas, the state law, and the ordinances of the City of Dallas, have given the required notices and have held the required public hearings regarding this amendment to the Dallas City Code; Now, Therefore,

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

SECTION 1. That Paragraph (2) of Subsection (b), “General Provisions,” of Section 51A-4.504, “Demolition Delay Overlay District,” of Article IV, “Zoning Regulations,” of Chapter 51A, “Dallas Development Code: Ordinance No. 19455, as amended,” of the Dallas City Code is amended to read as follows:

“(2) This section applies to any building located in a demolition delay overlay district that is at least 50 years old and meets one of the following criteria:

- (A) the building is located in a National Register Historic District or is individually listed on the National Register of Historic Places;
- (B) the building is designated as a Recorded Texas Historic Landmark;
- (C) the building is designated as a State Antiquities [Archaeological] Landmark;
- (D) the building is designated as a National Historic Landmark;

(E) the building is listed as individually significant or contributing to a potential historic district in any historic resource surveys and resurveys conducted according to the Secretary of the Interior National Register of Historic Places Bulletin “Guidelines for Local Surveys,” or the Texas Historic Commission’s Historic Resources Survey Manual. [in the 2003 Downtown Dallas/Architecturally Significant Properties Survey; or

(F) ~~the building is listed as contributing in the 1994 Hardy Heck Moore Survey].”~~

SECTION 2. That a person violating a provision of this ordinance, upon conviction, is punishable by a fine not to exceed \$2,000.

SECTION 3. That Chapter 51A of the Dallas City Code shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 4. That any act done or right vested or accrued, or any proceeding, suit, or prosecution had or commenced in any action before the amendment or repeal of any ordinance, or part thereof, shall not be affected or impaired by amendment or repeal of any ordinance, or part thereof, and shall be treated as still remaining in full force and effect for all intents and purposes as if the amended or repealed ordinance, or part thereof, had remained in force.

SECTION 5. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

SECTION 6. That this ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:

TAMMY L. PALOMINO, City Attorney

By _____
Assistant City Attorney

Passed _____