**LAND USE AND ZONING COMMITTEE AMENDMENT**

The Land Use and Zoning Committee offers the following first amendment to File No. 2019-279:

(1) On **page 1, line 5,** **strike** “CONCERNING” and **insert** “DENYING”; and

(2) On **page 1, line 15,** after “COMMITTEE;” **insert** “APPROVING ZONING EXCEPTION APPLICATION E-19-13, SUBJECT TO CONDITIONS;”; and

(3) On **page 1, line 26,** after “Hawkins,” **insert** “on behalf of Greater Arlington Civic Council, Inc.,”; and

(4) On **page 2, line 7,** **after** “Council.” **insert** “Based on the competent substantial evidence in the record of proceedings, including the Planning and Development Department Staff Report, the Appeal is denied, the Planning Commission Final Order approving Zoning Exception Application E-19-13 is upheld, except as modified herein, and Zoning Exception Application E-19-13 is approved, subject to the following conditions:

 (1) A minimum 5 foot setback from all the property lines for a landscape and fence buffer shall be provided.

 (2) At the setback line, the applicant shall install a wood fence that is 95% opaque.

 (3) On the right-of-way side of the fence, the applicant shall install one evergreen tree (3 inch caliper and 12 feet in height) every 25 feet on center, or, if the trees are Live Oaks, every 40 feet on center. The applicant shall have two (2) years from the commencement of the first use permitted by Zoning Exception Application E-19-13 to comply with this condition.

 (4) An evergreen hedge shall be provided in the buffer, and shall be 2.5 feet in height at the time of planting. The applicant shall have two (2) years from the commencement of the first use permitted by Zoning Exception Application E-19-13 to comply with this condition.”; and

(5) On **page 1, line 1**, amend the introductory sentence to add that the bill was amended as reflected herein.

Form Approved:

 /s/ Shannon K. Eller\_\_\_\_\_

Office of General Counsel

Legislation Prepared By: Shannon K. Eller

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