

ORDINANCE NO. 20240516-007

AN ORDINANCE AMENDING TITLE 25 (*LAND DEVELOPMENT*) OF THE CITY CODE TO ESTABLISH REGULATIONS THAT APPLY TO ELECTRIC VEHICLE CHARGING.

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

PART 1. Subsection (B) of City Code Section 25-2-4 (*Commercial Uses Described*) is amended to add a new use of “Electric Vehicle Charging” and to renumber the remaining uses accordingly:

- (25) ELECTRIC VEHICLE CHARGING use is the use of a site for the charging of an electric vehicle, including battery charging stations and rapid charging stations, each as defined by the United States Department of Energy.

PART 2. City Code Chapter 25-2, Subchapter C, Article 4, Division 2 (*Commercial Uses*) is amended to add a new Section 25-2-820 to read:

§ 25-2-820 ELECTRIC VEHICLE CHARGING USE.

- (A) This section applies to electric vehicle charging as a principal use.
- (B) This section does not apply to electric vehicle charging as an accessory use.
- (C) This section governs over a conflicting provision of this title or other ordinance unless the conflicting provision is more restrictive.
- (D) In this section:
- (1) a roadway description has the meaning assigned in Article 5 (*Definitions*) of Subchapter E; and
- (2) distance is measured from lot line to lot line.
- (E) Electric vehicle charging stations may be located one level below ground and above.
- (F) Electric vehicle charging use is a permitted use on a site with a commercial or industrial base zoning district and:
- (1) an existing service station use; or

- (2) a discontinued service station use, if a subsequent use on the site did not include a restaurant (general) use, a restaurant (limited) use, or a residential use.
- (G) Subject to the requirements of Subsections (H), (I), and (J), electric vehicle charging use is a permitted or conditional use on a site zoned:
- (1) general commercial services (CS);
 - (2) commercial liquor sales (CS-1);
 - (3) commercial highway (CH);
 - (4) industrial park (IP);
 - (5) major industry (MI);
 - (6) limited industrial services (LI); or
 - (7) research and development (R&D).
- (H) Electric vehicle charging use is a permitted use if:
- (1) the site is:
 - (a) zoned with a base zoning district described in Subsection (G);
 - (b) located at least 1,000 feet from another lot with electric vehicle charging use as its principal use;
 - (c) 25,000 square feet or less; and
 - (2) the site front-faces or side-faces one of the following roadways:
 - (a) a core transit corridor;
 - (b) a future core transit corridor; or
 - (c) an urban roadway.
- (I) Electric vehicle charging use is a permitted use if the site:
- (1) is zoned with a base zoning district described in Subsection (G); and
 - (2) front-faces or side-faces one of the following roadways:

- (a) a suburban roadway;
- (b) a highway;
- (c) a hill country roadway; or
- (d) an internal circulation route.

(J) Electric vehicle charging use is a conditional use if the site:

- (1) is zoned with a base zoning district described in Subsection (G); and
- (2) front-faces or side-faces a roadway type adopted in Chapter 25-2 (*Zoning*) other than a roadway described in Subdivision (I)(2); or
- (3) is located within 1,000 feet of a highway cap or stitch.

PART 3. This ordinance takes effect on May 27, 2024.

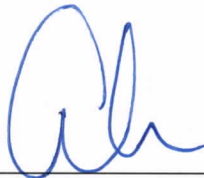
PASSED AND APPROVED

_____, May 16 _____, 2024

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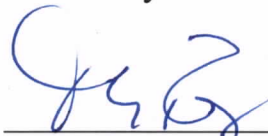
Kirk Watson
Mayor

APPROVED:



Anne L. Morgan
City Attorney

ATTEST:



Myrna Rios
City Clerk