

ORDINANCE NO. CO16.24.02.22.H4

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AMENDING THE CEDAR PARK CODE OF ORDINANCES CHAPTER 11, ZONING, REGARDING THE LAND USE AND CONDITIONAL AND SPECIAL USE STANDARDS FOR TATTOO PARLOR/BODY PIERCING STUDIO LAND USE (2023-6-OA); PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the Cedar Park City Charter Section 2.04 authorizes the Council to zone the City and to pass all necessary ordinances, rules and regulations governing the same under and by virtue of the authority vested in the cities by State statutes; and

WHEREAS, the City is proposing revisions to its Zoning Ordinance relating to the land use standards for a Tattoo Parlor/Body Piercing Studio; and

WHEREAS, the City Council finds that the proposed amendments to Chapter 11, Zoning, are in the best interest of the City and its residents.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. That Chapter 11, Zoning, of the Cedar Park Code of Ordinances be amended as provided in the attached Exhibit A.

SECTION 2. That the provisions of this ordinance are severable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 3. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

SECTION 5. This Ordinance shall be and remain in full force and effect from and after the date of approval.

READ AND CONSIDERED ON FIRST READING by the City Council of Cedar Park at a regular meeting on the 8th day of February, 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

READ, CONSIDERED, PASSED AND APPROVED ON SECOND AND FINAL READING by the City Council of Cedar Park at a regular meeting on the 22nd day of February, 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

CITY OF CEDAR PARK, TEXAS

James Penniman-Morin, Mayor

ATTEST:

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

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EXHIBIT A

Chapter 11 Zoning
Article 11.02 Zoning Districts and Land Uses

Division 3 Land Uses

§ 11.02.064 Nonresidential uses by zoning district.

| Table 11.02.064. Nonresidential Uses by Zoning District | | | | | | | | | | | | | | | | | | | | | |
|--|---------------------|---------------------|----|----|----|----|----|----|----------------|-----------|----|----|-----------|----|---|----|----|----|---------------------|----|------------------|
| Land Use | Standards Reference | Zoning Districts | | | | | | | | | | | | | | | | | | | |
| | | Interim/Residential | | | | | | | Nonresidential | | | | | | | | | | Mixed Use Districts | | Overlay District |
| | | DR | ES | SR | SU | UR | MF | NB | LB | GB | PO | HC | LI | HI | H | PS | OG | OR | MU | PA | EC |
| Legend: P = Permitted; C = Conditional; S = Special Use; — = Prohibited | | | | | | | | | | | | | | | | | | | | | |
| Adult day care | § 11.02.092 (2) | - | - | - | - | - | - | C | C | C | - | - | - | - | C | C | - | - | - | - | - |
| *** | | | | | | | | | | | | | | | | | | | | | |
| Tattoo parlor/body piercing studio | § 11.02.092 (47) | - | - | - | - | - | - | - | - | <u>-S</u> | - | S | <u>-S</u> | - | - | - | - | - | - | - | - |
| *** | | | | | | | | | | | | | | | | | | | | | |

Added language is underlined
 Deleted language is ~~strikethrough~~

EXHIBIT A

Chapter 11 Zoning Article 11.02 Zoning Districts and Land Uses

Division 4 Conditional and Special Uses

§ 11.02.092 Conditional and special use standards and conditions.

In accordance with the land use designations noted in table 11.02.063, *Residential Uses by Zoning District*, table 11.02.064, *Nonresidential Uses by Zoning District* and table 11.02.065, *Temporary Uses by Zoning District*, the following uses are permitted as conditional uses or may be considered as special uses if the following requirements are met:

47. Tattoo parlor/body piercing studio, may be considered subject to the following conditions:

- a. The use is not operated as an accessory use; and
- b. The use is not conducted in any manner that permits the observation of any such services by display, ~~signage~~, show window, or other opening from a public area.
