

**CITY OF DRIPPING SPRINGS**

**ORDINANCE No. 2020-29**

AN ORDINANCE AMENDING APPENDIX A: ARTICLE A1.000 (GENERAL PROVISIONS) OF THE DRIPPING SPRINGS CODE OF ORDINANCES; AMENDING THE DRIPPING SPRINGS FEE SCHEDULE SECTION 5: ZONING, PARKING; AND SECTION 9: PARKS & RECREATION, PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; ENACTMENT; REPEALER, SEVERABILITY; PUBLICATION; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING.

**WHEREAS**, the City Council of the City of Dripping Springs (“City Council”) seeks to provide for reasonable fees for waivers of parking places in the downtown Mercer Street District (“fees”), to recoup the cost of operating and inspecting for parking waivers and fund parking in the downtown area on the public’s behalf; and

**WHEREAS**, the City Council also seeks to provide enjoyment of its Mercer Street Historic District, and acknowledges that certain fees must be established as well as, from time to time, updated to reflect costs of maintaining and creating parking facilities; and

**WHEREAS**, the City Council finds that the attached schedule of fees is reasonable and prudent in light of the municipal resources expended in the furtherment of Mercer Street Historic District development through the provision of adequate parking; and

**WHEREAS**, the City Council finds that it is in the best interest of residents, businesses, and visitors to fund a Downtown Parking Fund for the provision of downtown parking; and

**WHEREAS**, the City Council finds that it is in the best interest of residents, businesses, and visitors to have fees for park use that include multi-day fees; and

**WHEREAS**, the fees approved and instituted by this ordinance are consistent with, and in accordance with, the annual budget for the City; and

**WHEREAS**, pursuant to Texas Local Government Code Section 51.001, the City has general authority to adopt an ordinance or police regulation that is for the good government, peace or order of the City and is necessary or proper for carrying out a power granted by law to the City.

**NOW, THEREFORE, BE IT ORDAINED by the Dripping Springs City Council:**

**1. FINDINGS OF FACT**

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if

expressly set forth herein.

## 2. ENACTMENT

Appendix A, Article A1.000 of the City of Dripping Springs Code of Ordinances, Section 5 is amended so to read in accordance with Attachment “A”, which is attached hereto and incorporated into this Ordinance for all intents and purposes. Any underlined text shall be inserted into the Code and any struck-through text shall be deleted from the Code, as stated within Attachment “A”.

## 3. REPEALER

All ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

## 4. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

## 5. CODIFICATION

The City Secretary is hereby directed to record and publish the attached rules, regulations and policies in the City’s Code of Ordinances as authorized by Section 52.001 of the Texas Local Government Code.

## 6. EFFECTIVE DATE

This Ordinance shall be effective immediately upon passage and publication.

## 7. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

**PASSED & APPROVED this, the 9<sup>th</sup> day of June 2020, by a vote of 4 (ayes) to 0 (nays) to 0 (abstentions) of the City Council of Dripping Springs, Texas.**

**CITY OF DRIPPING SPRINGS:**

*Bill Foulds Jr*

Bill Foulds, Jr, Mayor

**ATTEST:**

*Andrea Cunningham*

Andrea Cunningham, City Secretary



# CITY OF DRIPPING SPRINGS

## MASTER FEE SCHEDULE

### ARTICLE A1.000 (GENERAL PROVISIONS)

\* \* \*

#### SECTION 5. ZONING

\* \* \*

**5.11 Mercer Street Parking Fee-in-Lieu: \$6,500 per space.**

\* \* \*

#### SECTION 9. PARKS & RECREATION

\* \* \*

##### **9.5.5 Additional Days Resident/ETJ Non-Resident & Not-for-Profit**

<b>Resident/ETJ</b>	<b>Non-Resident &amp; Not-for-Profit</b>	<b>Commercial City Limits</b>	<b>Commercial Outside of City Limits</b>
More than 5 days: \$25.00 per day	More than 5 days: \$40.00 per day	More than 5 days: \$75.00 per day	More than 5 days: \$100.00 per day

\* \* \*

##### **9.7.4 Additional Days Resident/ETJ Non-Resident & Not for Profit**

<b>Resident/ETJ</b>	<b>Non-Resident &amp; Not-for-Profit</b>	<b>Commercial City Limits</b>	<b>Commercial Outside of City Limits</b>
More than 5 days: \$50.00 per day	More than 5 days: \$80.00 per day	More than 5 days: \$100.00 per day	More than 5 days: \$200.00 per day