

ORDINANCE NO. 2026 - ____

AN ORDINANCE REPEALING SECTION 2-121, DOWNTOWN DEVELOPMENT BOARD, OF CHAPTER 2, ARTICLE III, DIVISION 7, OF THE CODE OF ORDINANCES OF THE CITY OF NEW BRAUNFELS, TEXAS; PROVIDING FOR REPEALER, SEVERABILITY, SAVINGS CLAUSE, AND EFFECTIVE DATE.

WHEREAS, in 2010, the Downtown Development Board was established by City Council by Ordinance No. 2010-14; and

WHEREAS, in 2011, City Council merged the Downtown Development Board and the Main Street Advisory Board by Ordinance No. 2011-43 in order to align with the City's Main Street Program with the National Main Street Program, and to more clearly articulate the boundaries of the Downtown area; and

WHEREAS, since Section 2-121 still reflects the existence of the Downtown Development Board even though it no longer exists, it needs to be repealed; and

WHEREAS, the City Council of the City of New Braunfels finds that this ordinance amendment is reasonably necessary to eliminate outdated ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS:

SECTION 1: The findings and recitations set out in the preamble to this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes.

SECTION 2: That Ch. 2, Article III, Division 7, Section 2-121 is hereby repealed in its entirety: as indicated below:

DIVISION 7. - ~~DOWNTOWN DEVELOPMENT BOARD~~

Sec. 2-121. - ~~Reserved. Established.~~

~~There is established a downtown development board for the city to serve as an advocacy entity for the downtown implementation plan and the attached bylaws to govern this board are hereby adopted.~~

Secs. 2-122—2-125. - Reserved.

SECTION 3: Repealer.

All provisions of the New Braunfels Code of Ordinances, or other ordinances, whether codified or uncodified, in conflict with the provisions of this ordinance are hereby repealed, and all other

provisions of the Code of Ordinances or other ordinances, codified or uncoded, not in conflict with the provisions of the ordinance shall remain in full force and effect.

SECTION 4: Severability

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence or section of this ordinance shall be declared unconstitutional or invalid by any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any other remaining phrase, clause, sentence paragraph or section of this ordinance.

SECTION 5: Savings Clause.

The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions at the time of passage of this ordinance.

SECTION 6: Publication and Effective Date.

This ordinance will take effect upon the second and final reading in accordance with the provisions of the Charter of the City of New Braunfels.

PASSED AND APPROVED: First reading this _____ day of _____, 2026.

PASSED AND APPROVED: Second reading this _____ day of _____, 2026.

CITY OF NEW BRAUNFELS, TEXAS

By: _____
Neal Linnartz, Mayor

ATTEST:

Gayle Wilkinson, City Secretary

APPROVED AS TO FORM:

Valeria M. Acevedo, City Attorney