

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS AMENDING SECTION 126-381 TO REDUCE THE TERM OF THE RESIDENT RIVER PARKING PASS FROM 3 YEARS TO 1 YEAR; AND TO AUTHORIZE PARKING PASS PROGRAM MANAGEMENT AND ENFORCEMENT BY DESIGNATED PARKING ENFORCEMENT AGENTS; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City of New Braunfels would like the option of utilizing city staff or any other parking enforcement agents authorized by the city manager which may include third-party contractors, who will serve as the city's designee for the purpose of managing the pass program and performing civil parking enforcement for paid public parking spaces outlined in section 126-381, with the last task to be conducted under the authority of an ordinance to be adopted in the near future; and

WHEREAS, the City of New Braunfels intends to change the resident river parking pass to a digital pass in lieu of a physical pass, making the permitting process easier for residents because they do not have to come register in person; and

WHEREAS, the resident river parking pass will be available to all citizens living within the city limits of New Braunfels after providing proof of residency; and

WHEREAS, parking will be free for resident river parking pass holders with their registered vehicle in the Elizabeth Street parking area, East San Antonio Street on street parking, Mill Street parking, Hinman Island Drive on street parking, Fair Lane on street parking, and Cypress Bend Park parking at no additional charge, daily, from May 1st through Labor Day.

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

SECTION 1

THAT City of New Braunfels Code of Ordinances, Section 126-381 is hereby amended new language indicated using underlined and strikethrough font:

Sec. 126-381. Paid parking space and paid parking zones established.

(a) The below-listed zones may be diminished or extended and enlarged or other paid parking spaces or paid parking zones may be created when authorized by the city council. The following described areas are hereby established as paid parking zones:

- (1) *Prince Solms Park*. There shall be a parking fee charged for all parking spaces in Prince Solms Park between the hours of 8:00 a.m. and 7:00 p.m. daily from May 1 through Labor Day. Such parking fee shall be paid by the operator of each vehicle at the designated locations and shall be charged \$20.00 for every parking space utilized by a vehicle of any size. If city personnel or any other parking enforcement agents authorized by the city manager determine that a vehicle is using more than one parking space, then an additional \$20.00 fee will be charged. Once paid by the operator, the space is not transferable to another vehicle. If a vehicle leaves and then returns later in the same day when the fee is applicable, a new \$20.00 fee will be charged to park in one space. All fees collect from this parking lot will go into the River Activities Fund.

Exceptions. A Resident Prince Solms Sports pass shall be made available for users of the Prince Solms Park tennis courts, basketball courts and disc golf course.

For the purpose of section 126-381, the term "resident" applies to persons who reside within the city limits. The term of the Resident Prince Solms Sports pass is May 1st through Labor Day in the same year the pass was purchased. The fee for the Resident Prince Solms Sports pass shall be \$40.00 and valid for two years. All holders of a Resident Prince Solms Sports pass shall be entitled entry into Prince Solms Park parking area at no additional charge, seven days a week, excluding holidays, from May 1st through Labor Day for the purpose of parking their vehicles to utilize the tennis courts, basketball courts and disc golf course in the park.

(2) *Landa Park parking lots located off Elizabeth Avenue.* There shall be a parking fee charged for the ~~155~~ parking spaces located in Landa Park parking lots located off Elizabeth Avenue between the hours of 8:00 a.m. and 7:00 p.m. weekends and holidays from May 1 through Labor Day. Such parking fee shall be paid by the operator of each vehicle at the designated locations and shall be charged \$10.00 for every parking space utilized vehicle of any size. If city personnel or any other parking enforcement agents authorized by the city manager determine that a vehicle is using more than one parking space, then an additional \$10.00 fee will be charged. Once paid by the operator, the space is not transferable to another vehicle. If a vehicle leaves and then returns later in the same day when the fee is applicable, a new \$10.00 fee will be charged to park in one space. All fees collected from this parking lot will go into the River Activities Fund. There will be reserved parking spots in this parking lot for mini-golf patrons that will be clearly marked and signed.

Exceptions. The Landa Park parking lot ~~with 43 spaces~~ located directly in front of ~~the park and recreation department operations~~ Landa Recreation buildings will be reserved for staff use from May 1 through Labor Day and will not be available for paid parking. ~~There will be reserved parking spots in this parking lot for mini-golf patrons that will be clearly marked and signed.~~

- (3) *East San Antonio Street.* There shall be a parking fee charged for all parking spaces on the north side of East San Antonio Street between the intersection with South Liberty Avenue and the Comal River bridge between the hours of 8:00 a.m. and 7:00 p.m. daily from May 1 through Labor Day. Such parking fee shall be paid by the operator of each vehicle at the designated locations and shall be charged \$20.00 for every parking space utilized by a vehicle of any size. If city personnel or any other parking enforcement agents authorized by the city manager determine that a vehicle is using more than one parking space, then an additional \$20.00 fee will be charged. Once paid by the operator, the space is not transferable to another vehicle. If a vehicle leaves and then returns later in the same day when the fee is applicable, a new \$20.00 fee will be charged to park in one space. All fees collected from this parking location will go into the River Activities Fund.
- (4) *Hinman Island Drive.* There shall be a parking fee charged for all parking spaces on Hinman Island Drive between the hours of 8:00 a.m. and 7:00 p.m. daily from May 1 through Labor Day. Such parking fee shall be paid by the operator of each vehicle at the designated locations and shall be charged \$30.00 for every parking space utilized by a vehicle of any size. If city personnel or any other parking enforcement agents authorized by the city manager determine that a vehicle is using more than one parking space, then an additional \$30.00 fee will be charged. Once paid by the operator, the space is not transferable to another vehicle. If a vehicle leaves and then returns later in the same day when the fee is applicable, a new \$30.00 fee will be charged to park in one space. All fees collected from this parking lot will go into the River Activities Fund.
- (5) *Mill Street.* There shall be a parking fee charged for all parking spaces on Mill Street, and on the east side of Mill Street located north-east of the railroad tracks between the hours of 8:00 a.m. and 7:00 p.m. daily from May 1 through Labor Day. Such parking fee shall be paid by the operator of each vehicle at the designated locations and shall be charged \$20.00 for every parking space utilized by a vehicle of any size. If city personnel or any other parking enforcement agents authorized by the city manager determine that a vehicle is using more than one parking space, then an additional \$20.00 fee will be charged. Once paid by the operator, the space is not transferable to another vehicle. If a vehicle leaves and then returns later in the same day when the fee is applicable, a new \$20.00 fee will be

charged to park in one space. All fees collected from this parking lot will go into the River Activities Fund.

Exception. The Mill Street parking lot may be used for overflow staff parking working at the Tube Chute and River Booths. Staff will be provided with a staff parking pass.

- (6) *Fair Lane at River Acres Park.* There shall be a parking fee charged for all parking spaces on the southern side of Fair Lane from the intersection of Fair Lane and Common Street for 520 feet, with the exception of a no parking zone for emergency vehicles that starts 312 feet from the intersection of Fair Lane and Common Street and is 52 feet long. The parking fee will be charged between the hours of 8:00 a.m. and 7:00 p.m. daily from May 1 through Labor Day. Such parking fee shall be paid by the operator of each vehicle at the designated locations and shall be charged \$20.00 for every parking space utilized by a vehicle of any size. If city personnel any other parking enforcement agents authorized by the city manager determine that a vehicle is using more than one parking space, then an additional \$20.00 fee will be charged. Once paid by the operator, the space is not transferable to another vehicle. If a vehicle leaves and then returns later in the same day when the fee is applicable, a new \$20.00 fee will be charged to park in one space. All fees collected from this parking lot will go into the River Activities Fund.

- (7) *Cypress Bend Park.* There shall be a parking fee charged for all parking spaces in Cypress Bend Park between the hours of 8:00 a.m. and 7:00 p.m. daily from May 1 through Labor Day. Such parking fee shall be paid by the operator of each vehicle at the designated locations and shall be charged \$20.00 for every parking space utilized by a vehicle of any size. If city personnel or any other parking enforcement agents authorized by the city manager determine that a vehicle is using more than one parking space, then an additional \$20.00 fee will be charged. Once paid by the operator, the space is not transferable to another vehicle. If a vehicle leaves and then returns later in the same day when the fee is applicable, a new \$20.00 fee will be charged to park in one space. All fees collected from Cypress Bend Park will go into the River Activities Fund.

Exceptions. At the determination of the City Manager or their designee the parking fee may be waived with rental of the Cypress Bend Pavilion.

(b) *General exceptions.*

- (1) Vehicles with disabled veteran license plates will be exempt from parking fees.
- (2) When it has been determined by the city manager or ~~his~~ their designated representative that weather or other conditions do not warrant charging such a fee, it may be temporarily suspended.
- (3) A resident river parking pass shall be made available for users of the paid parking spaces and paid parking zones in subsections 126-381 (a) (2), (3), (4), (5), (6), and (7).

For the purpose of section 126-381, the term "resident" applies to persons who reside within the city limits. There is no fee for the Resident River Parking Pass and it shall be valid for ~~three~~ one years. All holders of a Resident River Parking Pass shall be entitled entry into Elizabeth Street parking area, East San Antonio Street on street parking, Mill Street parking, Hinman Island Drive on street parking, Fair Lane on street parking, and Cypress Bend Park parking at no additional charge, daily, from May 1st through Labor Day for the purpose of parking their vehicles.

(Ord. No. 2019-25, § II, 4-8-19; Ord. No. 2019-84, § 2, 11-25-19; Ord. No. 2024-24, § 1, 3-18-24; Ord. No. 2024-82, § 1, 11-12-24)

(c) The river parking pass program may be administered and enforced by city personnel or authorized parking enforcement agents, as designated by the City Manager.

SECTION 2

THAT all other ordinances, or parts of ordinances, in conflict herewith are hereby repealed to the extent that they are in conflict.

SECTION 3

THAT if any provisions of this ordinance shall be held void or unconstitutional, it is hereby provided that all other parts of the same which are not held void or unconstitutional shall remain in full force and effect.

SECTION 4

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 10th day of March, 2025.

PASSED AND APPROVED: Second reading this 17th day of March, 2025.

CITY OF NEW BRAUNFELS

NEAL LINNARTZ, Mayor

ATTEST:

GAYLE WILKINSON, City Secretary

APPROVED AS TO FORM:

VALERIA M. ACEVEDO, City Attorney