

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING CHAPTER 86 OF THE CODE OF ORDINANCES OF THE CITY OF NEW BRAUNFELS, TEXAS, ARTICLE 1, SECTION 86-7 BY INCREASING THE FEE FOR PARKING IN PRINCE SOLMS PARK; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of New Braunfels, Texas has determined that there is a public benefit to the collection of fees for parking; and

**WHEREAS**, the City Council of the City of New Braunfels, Texas has determined that certain parking areas have value that should be recognized; and

**WHEREAS**, the City Council of the City of New Braunfels, Texas has determined that parking in Prince Solms Park, near the Comal river during the period of May 1 to Labor Day supports the funding for management of river operations; and

**WHEREAS**, the City Council of the City of New Braunfels, Texas has determined that the parking fee at Prince Solms Park during this time period would be born primarily by visitors to the community and would remove some of the burden of funding river operations from the residents of the City of New Braunfels, Texas; and

**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. AMENDMENTS.**

That Chapter 86, Article I, Section 86-7 of the New Braunfels Code of Ordinances shall be amended to read as follows, with new language indicated below by use of underlined font:

Sec. 86-7. - Operation of vehicles in parks.

(d) Prince Solms Park.

- (1) *Parking fees in 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 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.

a. Revenue collected from the Parking fees in Prince Solms Park will go to the River Activities Fund

SECTION 3: All Ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict only.

SECTION 4: If any provisions of this Ordinance shall be held void, illegal, or unconstitutional, it is hereby provided that all other parts of the same which are not held void, illegal or unconstitutional shall remain in full force and effect.

SECTION 5: In accordance with the provisions of Section 3.10 of the City Charter, this Ordinance may be read and published by descriptive caption only. This Ordinance has been publicly available in the office of the City Secretary prior to its adoption.

SECTION 6: This Ordinance shall become adopted and effective upon its final reading and must be published in a newspaper of general circulation at least one time within ten (10) days after its final passage, as required by the City Charter of the City of New Braunfels.

PASSED AND APPROVED: First Reading on the 23<sup>rd</sup> day of April, 2018.

PASSED AND APPROVED: Second Reading on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

**CITY OF NEW BRAUNFELS, TEXAS**

By: \_\_\_\_\_  
Barron Casteel, Mayor

**ATTEST:**

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Patrick Aten, City Secretary

**APPROVED AS TO FORM:**

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Valeria M. Acevedo, City Attorney