

**ORDINANCE NO. 2023-65**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS FOR A TYPE 2 SPECIAL USE PERMIT THAT IS APPLIED TO APPROXIMATELY 16 ACRES, BEING VERAMENDI 1-1 SUBDIVISION, BLOCK 1, LOT 1, CURRENTLY ADDRESSED AT 2290 OAK RUN PARKWAY, TO ALLOW FIVE (5) PORTABLE CLASSROOM BUILDINGS; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE; AND DECLARING AN EFFECTIVE DATE.**

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**WHEREAS**, the City Council of the City of New Braunfels has complied with all requirements of notice of public hearing as required by the Zoning Ordinance of the City of New Braunfels; and

**WHEREAS**, in keeping with the spirit and objectives of the Veramendi Development Agreement, the City Council has given due consideration to all components of said special use permit; and

**WHEREAS**, it is the intent of the City Council to provide harmony between existing and proposed land uses; and

**WHEREAS**, the requested Special Use Permit is in compliance with Envision New Braunfels, the City's Comprehensive Plan; and

**WHEREAS**, the City Council desires to approve a Special Use Permit for approximately 16 acres being Veramendi 1-1 Subdivision, Block 1, Lot 1, currently addressed at 2290 Oak Run Parkway to allow five (5) portable classroom buildings; **now, therefore;**

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

**SECTION 1**

**THAT** pursuant to Veramendi Development Agreement, a Special Use Permit is approved on the following described tract of land for the uses and conditions herein described:

16.064 acres, being Veramendi 1-1 Subdivision, Block 1, Lot 1, as delineated on Exhibit "A".

**SECTION 2**

**THAT** the Special Use Permit be subject to attached Site Plan, Exhibit "B", and the following additional restrictions:

1. The five (5) portable classroom buildings are temporary and must be removed the sooner of either when they are no longer in use or five (5) years from the date of approval.

**SECTION 3**

**THAT** all other ordinances, or parts of ordinances, in conflict herewith are hereby repealed

to the extent that they are in conflict.

**SECTION 4**

**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 5**

**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 28<sup>th</sup> day of August, 2023.

**PASSED AND APPROVED:** Second reading this 11<sup>th</sup> day of September, 2023.

**CITY OF NEW BRAUNFELS**

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**NEAL LINNARTZ**, Mayor

**ATTEST:**

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**GAYLE WILKINSON**, City Secretary

**APPROVED AS TO FORM:**

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**VALERIA M. ACEVEDO**, City Attorney



## EXHIBIT "B"

