

**ORDINANCE NO. 2024-**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS AMENDING SECTION 126-368 (f) AND (g) TO MODIFY THE EXISTING WATER RECREATION SHUTTLE ZONE TO ALLOW FOR PUBLIC PARKING WHILE STILL RETAINING A RESERVED WATER RECREATION SHUTTLE LOADING AND UNLOADING ZONE IN CYPRESS BEND PARK; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE; AND DECLARING AN EFFECTIVE DATE.**

**WHEREAS**, the City of New Braunfels has identified growing visitation at Cypress Bend Park over the last 7 years making it harder for residents to visit this park during the peak season of May through September,

**WHEREAS**, the City of New Braunfels will be removing 6 parking spaces in Cypress Bend Park to address vehicle safety concerns but does not want to reduce the overall number of parking spaces for park guests,

**WHEREAS**, the number of outfitters operating on the Guadalupe River in New Braunfels has decreased and there has been limited tubing recreation at the Cypress Bend shuttle zone,

**WHEREAS**, the proposed expansion of available parking spaces still retains a reserved water recreation shuttle vehicle zone and allows for 31 new parking spaces for a net of 25 additional parking spaces in Cypress Bend Park,

**WHEREAS**, the goal of adding additional parking spaces to Cypress Bend Park is to decrease the number of park visitors that park on Peace Avenue and on neighboring streets due to lack of available parking within Cypress Bend Park,

**WHEREAS**, the River Advisory Committee reviewed the proposed changes on January 18, 2024 and unanimously recommended the proposed ordinance for approval;

**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 126-368(f) is hereby amended new language indicated using underlined font:

Sec. 126-368. - Water recreation zones; time limit.

(f)It shall be unlawful for any operator to stop or park any vehicle (other than a water recreation shuttle vehicle) in his possession or under his control ~~on the east side of Jesse Guerrero Circle from a point 835 feet from the entrance to Cypress Bend Park and running 1,150 feet around the water recreation shuttle loop back to the point 835 feet from the entrance to Cypress Bend Park, and includes the small parking lot adjacent to the outdoor stage, in the two northernmost marked lanes of the parking lot inside the loop of Jesse Guerrero Circle~~ from May 1 through September 30. This water recreation shuttle zone shall be identified by signage. Such water recreation shuttle loading zone is designated a tow-away zone.

(1) An exception designated for water vessels ten minute loading and unloading will be allowed on the south side of the southern portion of Jesse Guerrero Circle loop from a point 175 feet from the beginning of the loop easterly for a distance of 33 feet. located 277 feet from the point 835 feet from the entrance of Cypress Bend Park will be allowed Sunday—Friday. (Vessels as defined in section 86-16.) This loading zone is designated a tow-away zone.

~~(g)(1)It shall be unlawful for any operator to stop or park any vehicle (other than a water recreation shuttle vehicle) in his possession or under his control on the west side of Jesse Guerrero Circle from a point 1,846 feet from the entrance to Cypress Bend Park and running in a northerly direction a distance of 197 feet from May 1 through September 30. Such water recreation shuttle loading zone is designated a tow away zone. An exception designated for water vessels ten minute loading and unloading located 277 feet from the point 835 feet from the entrance of Cypress Bend Park will be allowed Sunday—Friday.~~

(2)The first parking space in the parking lot at the terminus of the park road in the southern most part of Cypress Bend Park will be designated a ten-minute loading and unloading zone for water vessels only. This loading zone is designated a tow-away zone.

## **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 \_\_\_\_\_<sup>th</sup> day of February, 2024.

**PASSED AND APPROVED:** Second reading this \_\_\_\_\_<sup>nd</sup> day of March, 2024.

**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