

ORDINANCE NO. 2022-12

AN ORDINANCE AMENDING CHAPTER 86 PARKS AND RECREATION SECTIONS 86-66 OF THE CODE OF ORDINANCES OF THE CITY OF NEW BRAUNFELS, TEXAS REGARDING LANDA PARK GOLF COURSE ADVISORY BOARD; REPEALING ALL ORDINANCE IN CONFLICT; CONTAINING A SAVINGS CLAUSE; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the Landa Park Advisory Board has representation from the New Braunfels Golf Association; and

WHEREAS, certain terms in the Landa Park Golf Course Advisory Board by-laws are recommended to be adjusted to reflect the correct name of the New Braunfels Golf Association;

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

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

Section 2: That Section 86-66 “**Landa Park Golf Course Advisory Board**” shall be amended to hereinafter read as follows with changes indicated by the use of strikeout font for deleted language and underlined font for new language:

ARTICLE III. - LANDA PARK GOLF COURSE ADVISORY BOARD^[3]

Footnotes:— (3) ---Cross reference— Administration, Ch. 2., State Law reference— Municipal golf courses, Vernon's Ann. Civ. St. art. 1015c.

Sec. 86-66. - Created; composition; terms; appointments; compensation.

There is hereby created the Landa Park Golf Course Advisory Board of the city, which shall be called the golf course advisory board and shall be composed of seven members, five of whom must reside within the city limits. The remaining two may reside within the city limits or the extraterritorial jurisdiction of the city. All members shall serve without compensation. Members shall be appointed by the majority of the city council for three-year staggered terms. All appointments shall be for the appointed term and until their successors are appointed and qualified. Appointments shall be as follows:

(1) Four members of such board shall be appointed at-large and the only qualification for these members shall be that they will be residents of the city or the extraterritorial jurisdiction of the city and do not hold membership in a local golf association such as the ~~Landa Park~~New Braunfels Golf Association, the Landa Legends Golf Association or the Landa Park Ladies Golf Association.

(2) One member of the board shall be a resident of the city or the extraterritorial jurisdiction of the city and a member of the ~~Landa Park~~New Braunfels Golf Association, if such an association or organization is active. The member of the ~~Landa Park~~New Braunfels Golf Association must submit an application and be recommended by the ~~Landa Park~~New Braunfels Golf Association. If the ~~Landa Park~~New Braunfels Golf Association or organization is not active, such member's only qualifications will be that he/she be a resident of the city or its extraterritorial jurisdiction.

(3) One member of the board shall be a resident of the city or the extraterritorial jurisdiction of the city and a member of a Landa Park ~~L~~adies' ~~G~~olf ~~A~~ssociation, if such an association or organization is active. The member of the ~~L~~adies' ~~G~~olf ~~A~~ssociation must submit an application and be recommended by the ~~L~~adies' ~~G~~olf ~~A~~ssociation. If a ~~L~~adies' ~~G~~olf ~~A~~ssociation is not active, such female member's only qualification will be that she be a resident of the city or the extraterritorial jurisdiction of the city.

(4) One member of the board shall be a resident of the city or the extraterritorial jurisdiction of the city and a member of the Landa Legends Golf Association, if such an association or organization is active. The member of the Landa Legends Golf Association must submit an application and be recommended by the Landa Legends Golf Association. If a Landa Legends Golf Association is not active, such member's only qualification will be that he/she be a resident of the city or its extraterritorial jurisdiction.

The parks and recreation director or his/her designee shall serve in an advisory capacity to the board.

(Code 1961, § 14A-33; Ord. No. 95-43, 11-27-95; Ord. No. 98-2, § I, 1-26-98; Ord. No. 99-61, § I, 8-23-99; Ord. No. 2009-84, § 1, 12-14-09; Ord. No. 2020-75, 12-14-20)

SECTION 3: All Ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict only. All provisions of the Code of Ordinances of the City of New Braunfels not herein amended or repealed shall remain in full force and effect.

SECTION 4: 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, paragraph or section of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance.

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, signature and publication 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 this 24th day of January, 2022.

PASSED AND APPROVED: Second reading this 14th day of February 2022.

CITY OF NEW BRAUNFELS, TEXAS


RUSTY BROCKMAN, MAYOR

ATTEST:


Gayle Wilkinson, Interim City Secretary

APPROVED AS TO FORM:


Valeria M. Acevedo, City Attorney