

ORDINANCE NO. 2026 -

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS AMENDING CHAPTER 2, ARTICLE 3, BOARDS, COMMITTEES AND COMMISSIONS, OF THE SAN MARCOS CITY CODE TO ADD A NEW DIVISION 23, ESTABLISHING A HISTORIC PRESERVATION PLAN OVERSIGHT COMMITTEE AND AMENDING SECTION 2.067 OF THE CODE TO ALLOW PERSONS TO SERVE ON THE COMMITTEE AND ANOTHER CITY BOARD OR COMMISSION; PROVIDING FOR THE REPEAL OF ANY CONFLICTING PROVISIONS; PROVIDING A SAVINGS CLAUSE; AND DECLARING AN EFFECTIVE DATE.

RECITALS:

1. The City Council and the City of San Marcos, Texas finds that historic preservation serves a valid and essential public purpose, promotes cultural heritage, and supports economic and educational benefits for the community.
2. Texas Local Government Code Chapter 211 and Chapter 216 authorize the City Council to regulate and preserve sites of historical, architectural, or cultural significance.
3. The City has developed a Historic Preservation Plan to identify, safeguard, and guide the stewardship of San Marcos's historic resources for current and future generations.
4. The City Council and the City of San Marcos, Texas has determined that there is a need to establish a Historic Preservation Plan Oversight Committee.
5. This oversight committee will provide annual recommendations and status reports on plan implementation, support prioritization of objectives, and facilitate community input in accordance with City goals and policies.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:

SECTION 1. Section 2.067 of the San Marcos City Code is amended as set forth below. Underlining indicates added text.

Sec. 2.067. Membership on more than one board or commission.

(a) A person may not be appointed as a member of more than one permanent city board or commission, except where duplicate appointments are authorized by ordinance, by the Charter or by state law.

(b) A person may serve on the San Marcos Industrial Development Corporation Board and on another permanent city board or commission. A person

may serve on the construction board of appeals and another city board or commission. A person may serve on the Comprehensive Plan Oversight Committee and another permanent city board or commission. A person may serve on the Historic Preservation Plan Oversight Committee and another permanent city board or commission.

(c) A person may serve on a board of directors for a tax increment reinvestment zone created by the city and on another permanent city board or commission.

SECTION 2. Chapter 2, Article 3, Boards and Commissions, of the San Marcos City Code is amended by adding a new Division 23 to read as set forth below. Underlining indicates added text.

DIVISION 23. HISTORIC PRESERVATION PLAN OVERSIGHT COMMITTEE

Sec.2.370.24. Historic preservation plan oversight committee; established; composition; appointment of members.

(a) There is hereby established a historic preservation plan oversight committee. The committee is composed of seven members, one of which shall be the Chairperson of the Historic Preservation Commission.

(b) The committee should include members representative of key non-profit groups including, but not limited to, the Calaboose African American History Museum, Centro Cultural Hispano de San Marcos, Council for the Indigenous & Tejano Community, Dunbar Heritage Association, Heritage Association of San Marcos, Indigenous Cultures Institute, and Texas State University.

(c) Members shall be residents of the city **unless they are named as a representative of one of the groups mentioned in subsection (b) and shall demonstrate an interest in the history of San Marcos. Members may be former members of the Historic Preservation Commission.**

(d) The members shall serve a term of three years. The committee shall nominate and select a chair and vice chair.

Sec. 2.370.25. Duties; meetings; reports.

(a) The committee shall review the progress of implementation of the Historic Preservation Plan and determine the completeness of achieving the Plan's objectives.

(b) The committee shall, on an annual basis, provide a recommendation on the prioritization of the objectives to be completed relating to implementation of the Historic Preservation Plan.

(c) The committee shall provide an annual status report to the historic preservation commission and to the city council on the progress made toward implementation of the Historic Preservation Plan's objectives.

(d) The committee shall schedule and conduct two meetings annually as necessary to complete the above-referenced tasks.

(e) The committee has no responsibility to advise the historic preservation commission or the city council regarding specific land use decisions.

(f) If the committee decides to solicit community input regarding a matter within the scope of its duties, it shall accept public comments for a period of 30 days.

SECTION 3. In codifying the changes and additions authorized by this ordinance, paragraphs, sections, and subsections may be renumbered and reformatted as appropriate consistent with the numbering and formatting of the San Marcos City Code

SECTION 4. If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

SECTION 5. All ordinances and resolutions or parts of ordinances or resolutions in conflict with this ordinance are repealed.

SECTION 6. This ordinance shall become effective upon passage, approval and adoption on second reading.

PASSED AND APPROVED on first reading on June 16, 2026

PASSED, APPROVED AND ADOPTED on second reading on July 7, 2026.

Jane Hughson
Mayor

Attest:

Approved:

Elizabeth Trevino
City Clerk

Samuel J. Aguirre
City Attorney