

**ORDINANCE NO. 2020-**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS, ADOPTING FEES TO BE CHARGED BY THE CITY FOR VARIOUS PARKS AND RECREATION FACILITIES, INCLUDING CHANGES TO EXISTING FEES; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF ANY CONFLICTING PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.**

**RECITALS:**

Pursuant to applicable provisions of State law and City ordinances, the City Council may establish fees to be charged for various City services to recover costs to the City associated with the use of such facilities.

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

**SECTION 1.** The City Council hereby adopts the fees to be charged for various City services as set forth in Exhibit “A,” attached hereto and made a part hereof for all purposes.

**SECTION 2.** Any such fees provided for under Section 1 will be waived for a nonprofit organization receiving Community Development Block Grant (CDBG) funding or human services grants for the provision of social and human services or programs when the nonprofit organization is utilizing a city facility to provide social and human services or programs to the community, and not for fundraising or similar events.

**SECTION 2.** 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**SECTION 4.** All ordinances and resolutions or parts of ordinances or resolutions in conflict with this ordinance are repealed. To the extent the provisions of any ordinance provide for establishment of a fee or fees by resolution of the City Council, such provisions are superseded by this ordinance and the fees as adopted in this ordinance shall govern.

**SECTION 5.** After its passage, approval and adoption on second reading, this ordinance shall be effective on September 1, 2020.

**PASSED AND APPROVED** on first reading on March 17, 2020.

**PASSED, APPROVED AND ADOPTED** on second reading on April 7, 2020.

Jane Hughson  
Mayor

Attest:

Tammy K. Cook  
Interim City Clerk

Approved:

Michael J. Cosentino  
City Attorney

## **EXHIBIT A**