

ORDINANCE NO. 2016-06

AN ORDINANCE OF THE CITY OF BURNET, TEXAS, ADDING SECTIONS 74-39 AND 74-40 PROVIDING FOR PAVILION RENTAL FEES AT DELAWARE SPRINGS GOLF COURSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE AND AN OPEN MEETINGS CLAUSE; AND PROVIDING FOR RELATED MATTERS.

WHEREAS, The City provides, or causes to be provided, recreational services to the City of Burnet and to the general public

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT;

Section 1. Findings. The foregoing recitals are hereby adopted by the City Council and made a part here of for all purposes as findings of fact.

Section 2. Amendments.
Section 74-39 shall be added as follows:

Sec. 74-39 Pavilion rental.

- a. The Delaware Springs Golf Course Pavilion ("Pavilion") shall be available for rental at a daily or hourly rate subject to availability as follows:
- b. Rental fees:
 1. Daily Rental Fee shall be \$1,500 per day with a damage deposit of \$1,000.
 2. Hourly Rental Fee shall be \$150 per hour with a \$250 damage deposit. Hourly Rental shall be subject to the following:
 - i. Minimum rental shall be one (1) hour with a maximum rental of two (2) hours).
 - ii. Hourly Rental shall be for non-exclusive use of the Pavilion. For purposes of this ordinance "non-exclusive use" shall mean that the facility remains open the general public during the rental period.
 - iii. Set up fee for Hourly Rental shall be \$100 if set up is requested.
- c. There shall be no fees or deposits for the Pavilion when, in the sole discretion of the City, the use of the Pavilion is necessary for a golf tournament.
- d. Events shall begin no earlier than 7 a.m. and end no later than 10 p.m.

Section 74-40 shall be added as follows:

Sec. 74-40. Administrative Rules. The city manager is authorized to develop administrative rules to facilitate the efficient implementation of this section and protect the best interest of the city.

Section 3. Severability. It is hereby declared to be the intention of the City Council that the section, paragraphs, sentences, clauses and phrases of this Ordinance are severable and, if any phrase, 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, since the same would have been enacted by the City Council without the incorporation of this ordinance of any such invalid phrase, clause, sentence, paragraph or section. If any provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision, and to this end the provisions of this Ordinance are declared to be severable.

Section 4. Effective Date This ordinance shall take effect immediately from and after its passage in accordance with the provisions of the *Tex. Loc. Gov't. Code*.

Section 5. Open Meetings It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act Chapt. 551. Tex. Gov't. Code.

PASSED AND APPROVED on First Reading this 8th day of March, 2016.

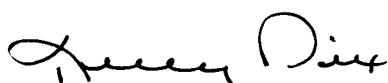
FINALLY PASSED AND APPROVED on this the 22nd day of March, 2016.

CITY OF BURNET, TEXAS



Gary Wideman, Mayor

ATTEST:



Kelly Dix, City Secretary