

City of Fredericksburg

REGULAR CITY COUNCIL MEETING AGENDA MONDAY, JUNE 3, 2019 ~ 6:00 P.M. LAW ENFORCEMENT CENTER ~ 1601 EAST MAIN STREET

Linda Langerhans, Mayor
Tom Musselman, Councilmember
Bobby Watson, Councilmember

Charlie Kiehne, Councilmember
Gary Neffendorf, Councilmember
Kent Myers, City Manager

The City of Fredericksburg City Council will meet in a regular session on Monday, June 3, 2019 at 6:00 p.m. in the Law Enforcement Center, 1601 East Main Street, Fredericksburg, Texas. This is an open meeting, open to the public, subject to the Open Meetings Law of the State of Texas, and as required by law, notice is hereby posted on May 31, 2019 before 5:00 p.m., providing time, place, date and agenda thereof. The meeting facility is wheelchair accessible and accessible parking spaces are provided. Requests for accommodations or interpretative services must be made to the City Secretary 48 hours prior to this meeting.

(Please turn off all pagers and phones, except emergency on-call personnel.)

1. PLEDGE OF ALLEGIANCE

2. CALL TO ORDER

3. EMPLOYEE RECOGNITIONS

4. PUBLIC COMMENTS

The City Council welcomes citizen participation and comments at all City Council Regular Meetings. The City Council offers citizens the opportunity to address them by signing up to speak prior to the meeting and to limit comments to 3-minutes.

NOTE: The Texas Open Meetings Act permits a member of the public or a member of the governmental body to raise a subject that has not been included in the notice for the meeting. However, any discussion of the subject must be limited to a proposal to place the subject on the agenda for a future meeting and any response to a question posed to the City Council is limited to either a statement of specific information or a recitation of existing policy. TEX. Gov'T CODE § 551.042.

5. CONSENT

THE FOLLOWING ITEMS MAY BE ACTED UPON IN A SINGLE MOTION. NO SEPARATE DISCUSSION OR ACTION ON ANY OF THESE ITEMS WILL BE HELD UNLESS PULLED AT THE REQUEST OF A MEMBER OF CITY COUNCIL.

A. Consider approval of the May 14, 2019 City Council Special Meeting Minutes.
(Agenda Packet Pages 5-6)

B. Consider approval of the May 20, 2019 City Council Regular Meeting Minutes.
(Agenda Packet Pages 7-14)

- C. Consider the approval of a request to add the Fourth of July Parade and Patriotic Program to the City's insurance.
(Agenda Packet Pages 15-18)

6. ORDINANCES AND RESOLUTIONS

- A. Zoning case #Z-1910 Expansion of local historic district with "HO" historic zoning overlay
(Agenda Packet Pages 19-74)
 - 1. Presentation
 - 2. Public Hearing to hear comments for or against the expansion of the Historic District
 - 3. Consider the approval of Ordinance 2019-19
- B. Zoning case #Z-1908 change from R1 zoning to R1-A zoning
(Agenda Packet Pages 75-86)
 - 1. Presentation
 - 2. Consider the approval of Ordinance 2019-18 amending the zoning ordinance and changing the zoning district as to certain property in the George Debrant Survey No. 42, changing said property from R-1 Single Family Residential to R-1A, Single Family-Small Lot and providing for an effective date (Public Hearing held May 20, 2019).
- C. Heather Glen Annexation
(Agenda Packet Pages 87-132)
 - 1. Presentation
 - 2. Consider Ordinance 2019-20 on the voluntary annexation of approximately 94 acres of land extending from Friendship Lane to US Highway 87 South, otherwise known as the Dale Crenwelge property and Heather Glen.
 - 3. Consider an Annexation Agreement on approximately 125 acres of land extending from Friendship lane to US Highway 87 South, including the property described above.
 - 4. Consider Ordinance 2019-21 with various changes to the Land Use Plan on approximately 125 acres described above.
 - 5. Consider Ordinance 2019-22 establishing zoning of C2, Commercial, R2, Mixed Residential, and R1-A, Single Family Residential - Small Lot on property described above.

7. OTHER ACTION ITEMS AND UPDATES

- A. Consider the approval of revision to the City Council Rules of Procedures.
(Agenda Packet Pages 133-140)
- B. Receive a presentation on the Special Events Policy.
(Agenda Packet Pages 141-211)

8. CITY MANAGER'S REPORT

- A. Final Legislative Update
- B. Annexation Update
- C. Water Conservation

9. ITEMS FOR FUTURE AGENDA

(Agenda Packet Pages 212-213)

10. COUNCIL COMMENTS

Reports about items of community interest, which no action will be taken.

11. EXECUTIVE SESSION

The City Council will recess its open meeting and reconvene in Executive Session pursuant to Texas Government Code

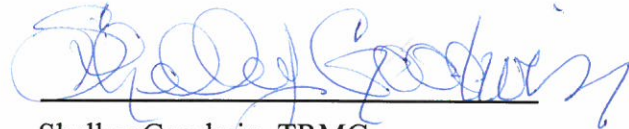
- A. Section 551.072 - Consider and discuss the purchase, exchange, lease, or value of real property owned by the City, located in the vicinity of Old San Antonio Road, and

12. BUSINESS ITEM

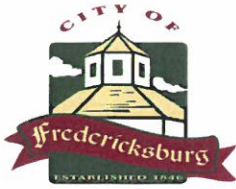
The City Council will reconvene into Regular Session upon conclusion of the Executive Session, the City Council may take action on any item posted in Executive Session, as necessary.

13. ADJOURN

This is to certify that I, Shelley Goodwin, posted this Agenda at 4:45 p.m. on May 29, 2019 at the entrance and on the bulletin board of the City of Fredericksburg City Hall, 126 W. Main St., Fredericksburg, Texas.



Shelley Goodwin, TRMC
City Secretary



City of Fredericksburg

MINUTES OF CITY COUNCIL SPECIAL MEETING MAY 14, 2019

Members Present:

Mayor Linda Langerhans
Councilmember Charlie Kiehne
Councilmember Jerry Luckenbach
Councilmember Tom Musselman
Councilmember Gary Neffendorf

Members Absent:

None

City Staff Present:

Kent Myers, City Manager
Clinton Bailey, Assistant City Manager/Director Public Works and Utilities
Daniel Jones, City Attorney
Brian Jordan, Development Services Director
Shelley Goodwin, City Secretary

1. Call to Order

With a quorum of the City Council present, Mayor Langerhans called the special meeting of the Fredericksburg City Council to order at 5:00 p.m. on Tuesday, May 14, 2019, in the City Hall Conference Room, 126 W. Main Street, Fredericksburg, Texas 78624.

2. Canvass the May 4, 2019 General Election and Special Election.

The City Council reviewed the Tally Sheets from the May 4, 2019 General Election and Special Election.

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Musselman, to accept the canvass results. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Mayor Langerhans then moved to Agenda Item 5.

3. Consideration and approval of Resolution 2019-04R canvassing the returns and declaring the results of a Bond Election; and other matters in connection therewith.

Motion: A motion was made by Councilmember Luckenbach, seconded by Councilmember Kiehne, to consider and approve Resolution 2019-04R canvassing the returns and declaring the results of a Bond Election; and other matters in connection therewith. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

4. Consider approval of Resolution 2019-05R declaring the results of the General Election of the City of Fredericksburg, held May 4, 2019, for the purpose of electing two Councilmembers.

Motion: A motion was made by Councilmember Luckenbach, seconded by Councilmember Musselman,

to consider and approve Resolution 2019-05R declaring the results of the General Election of the City of Fredericksburg, held May 4, 2019, for the purpose of electing two Councilmembers. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

i. Issue the Certificate of Election and Administer Oath of Office to Bobby Watson.

ii. Issue the Certificate of Election and Administer the Oath of Office to Gary R. Neffendorf.

Mayor Langerhans issued the Certificate of Elections to Bobby Watson and Gary R. Neffendorf, Councilmembers.

Terry D. Langehennig, Municipal Judge, administered the Oath of Offices to Bobby Watson and Gary R. Neffendorf, Councilmembers to be effective on May 15, 2019.

5. Consider approval of Resolution 2019-06R to direct the City Manager to prepare an annexation service plan for each area identified for potential future annexation by the City.

Kent Myers, City Manager, this Resolution is to authorize the City Manager to prepare municipal service plans covering areas that the City Council has identified for possible annexation. He stated that legislative changes are being considered that would impact the City's ability to annex property. If approved, these changes will be effective after the Governor signs the bill.

Brian Jordan, Development Services Director, reviewed the different areas the City Council had previously discussed. He also reviewed the Area 6 map proposed by Councilmember Musselman.

The City Council reviewed the different area maps and changes to the maps.

Motion: A motion was made by Councilmember Neffendorf, seconded by Councilmember Luckenbach, to approve Resolution 2019-06R to direct the City Manager to prepare an annexation service plan for each area identified for potential future annexation by the City with amendments to Exhibit A to include the following:

- Area 1 adding the new portion of the cemetery
- Area 3 adding additional property on the westside of Frederich to Friendship and back towards the City limits
- Area 4A adding additional 1,000 feet of property to the northside
- Not to use Area 6 A & B, but use the Area 6 map proposed by Councilmember Musselman
- Area 5 no change

The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

6. Adjourn

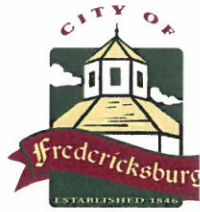
Motion: A motion was made by Councilmember Luckenbach, seconded by Councilmember Kiehne, to adjourn the Special Meeting at 6:00 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Linda Langerhans
Mayor

ATTEST

Shelley Goodwin, TRMC
City Secretary

Agenda Packet Page 6



CITY OF FREDERICKSBURG
MINUTES OF CITY COUNCIL REGULAR MEETING
MAY 20, 2019

Members Present:

Mayor Linda Langerhans
Councilmember Charlie Kiehne
Councilmember Gary Neffendorf
Councilmember Bobby Watson
Councilmember Tom Musselman

Members Absent:

None

City Staff Present:

Kent Myers, City Manager
Clinton Bailey, Assistant City Manager/Director Public Works and Utilities
Daniel Jones, City Attorney
Steve Wetz, Police Chief
Lynn Bizzell, Fire Chief
Brian Jordan, Development Services Director
Laura Hollenbeak, Finance Director
Andrea Schmidt, Parks Department Director
Russel Immel, Information Technology Director
Lea Feuge, Communications Director
Anna Hudson, Historic Preservation Officer
Kris Kneese, Assistant Director Public Works and Utilities
Garret Bonn, Assistant City Engineer
Shelley Goodwin, City Secretary

1. Pledge of Allegiance

Mayor Langerhans led the Pledge of Allegiance.

2. Call to Order

With a quorum of the City Council present, Mayor Langerhans called the regular meeting of the Fredericksburg City Council to order at 6:00 p.m. on Monday, May 20, 2019, in the Law Enforcement Center, 1601 East Main Street, Fredericksburg, Texas 78624.

3. Employee Recognitions

Kent Myers, City Manager, read an email from Derrick Seelig, Police Officer, regarding Eleanor Howard-Kneitz, Fredericksburg EMS. He stated Eleanor assisted the Police Department for

caring for a child during an arrest. He presented Eleanor with a City Coin for going above and beyond the duty.

Clinton Bailey, Assistant City Manager/Director Public Works and Utilities, stated Dale Hough, Superintendent LBJ Golf Course, received Touchstone Superintendent of the Year Award.

Kent Myers, City Manager, stated Ryan Kaughmann sent an email thanking the Water Department for their quick response and hard work with a water main break.

4. PUBLIC COMMENTS

James McDonald spoke regarding the May 4, 2019 Bond Election and the recent Planning and Zoning Commission meeting.

Jan McGuill spoke regarding the effects fluoride in water can cause. She encouraged the Council to remove the fluoride from water.

Jerry McCorkle spoke regarding assessed property values.

Jaime Tomczyk, Habitat for Humanity, stated she is present in case anyone has questions regarding Agenda Item 8 D.

Jeannette Hormuth, CleanWater Fred, spoke regarding Agenda Item 8D. calling for a November election.

Robert Phoenix, CleanWater Fred, spoke regarding Agenda Item 8D. and thanked the City for facilitating this process.

5. CONSENT

A. Consider approval of the May 2, 2019 City Council Special Meeting Minutes.

B. Consider approval of the May 6, 2019 City Council Regular Meeting Minutes.

C. Consider approval of Resolution 2019-07R amending the TexPool authorized representatives for the City of Fredericksburg.

D. Consider approval of Resolution 2019-08R related to the Annual Review of the City's Investment Policy and Investment Strategies.

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Neffendorf, to approve Consent Agenda 5. A.-D. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

6. PUBLIC HEARINGS

A. Hold a Public Hearing to receive comments for or against a change in zoning from R1, Single Family Residential, to R2, Mixed Residential, on lots 149, 150, 151 and 152 of the Walch Terrace Addition Block T located at 314 W. Park Street (# Z-1904).

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Kiehne to go out of Regular Session into a Public Hearing at 6:22 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Kent Atwell stated he is requesting a zoning change from R1 to R2. He stated when his residence was built his lot was zoned R1, while the surrounding lots were zoned R2.

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Kiehne, to go out of the Public Hearing into Regular Session at 6:25 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Mayor Langerhans then moved to Agenda Item 7.A.

B. Hold a Public Hearing to receive comments for or against a change in zoning from R1, Single Family Residential, to R-1A, Single Family Small Lot on 16.04 acres of land located West of Hollmig Lane and South of Friendship Lane (#Z-1908).

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Kiehne to go out of Regular Session into a Public Hearing at 6:30 p.m. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

James McDonald stated he was entering a formal protest for #Z-1908. He stated he feels R-1A Zoning creates small lot sizes. He also encouraged the City Council to consider the traffic that will be created if this zoning change is approved.

Amy Bicker stated she was entering a formal protest for #Z-1908. She stated with the road size, she felt the zoning change was not in the best interest of the City.

Catlin Hoover stated she was entering a formal protest for #Z-1908. She stated changing the zoning for this property could create additional foot traffic and have an impact on property values.

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Neffendorf, to go out of the Public Hearing into Regular Session at 6:35 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Mayor Langerhans then moved to Agenda Item 7.B.

7. ORDINANCES

A. Consider the approval of Ordinance 2019-17 amending the zoning ordinance and changing the zoning district as to lots in the Walch Terrace addition, changing said property from R-1 Single Family Residential to R-2 Mixed Residential and providing for an effective date (# Z-1904).

Brian Jordon, Development Services Director, reviewed the history of property and the surrounding zonings. He stated 4 letters from residents opposing the proposed change were received, as well as several people spoke in favor of this change at the Planning and Zoning

Commission Meeting. The Planning and Zoning Commission voted unanimously to recommend the approval of the proposed zoning change.

The City Council discussed the 4 lots sizes, possibility of additional traffic, and proposed change in zoning.

Motion: A motion was made by Councilmember Neffendorf, seconded by Councilmember Musselman to approve Ordinance 2019-17 amending the zoning ordinance and changing the zoning district as to lots in the Walch Terrace addition, changing said property from R-1 Single Family Residential to R-2 Mixed Residential and providing for an effective date (# Z-1904). The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

B. Consider the approval of Ordinance 2019-18 amending the zoning ordinance and changing the zoning district as to certain property in the George Debrant Survey No. 42, changing said property from R-1 Single Family Residential to R-1A, Single Family-Small Lot and providing for an effective date (#Z-1908).

Brian Jordon, Development Services Director, reviewed the history of zoning request. He stated the property is 16 acres and has a mixture of zoning. He stated the land uses surrounding this property includes vacant undeveloped land on all sides except single family homes to the east. The property owner submitted a preliminary plat which is made up of 59 plats and is proposing R-1A for smaller lots.

James McDonald stated the traffic questions came up at Planning and Zoning Commission, but it was not considered.

The City Council discussed the sidewalk plan, traffic issues, and drainage issues.

Councilmember Musselman recommended waiting for the requestor to be present to take action.

Daniel Jones, City Attorney, reviewed the process and the timeframe for public hearing and consideration.

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Kiehne to take no action until the property owner or his representative can be present at the June 3rd City Council Regular Meeting. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

8. RESOLUTIONS – OTHER ACTION ITEMS - DISCUSSION ITEMS

A. Consider the approval of Resolution 2019-09R designating a Local Historic Landmark pursuant to Section 23-57 of the Code of Ordinances, City of Fredericksburg (705 N. Elk).

Anna Hudson, Historic Preservation Officer, reviewed the history of the house and the criteria of Landmark designation. She also reviewed the history of the builder and the original owners.

Celine Ord, homeowner, read a letter regarding the process of purchasing the home and the Landmark designation process.

The City Council discussed the structure, process and the history of the home.

Steve Eckhart, son of original owner, stated he preferred to see his dad honored in a different way than his home.

James McDonald thanked the couple for taking on the challenges of this home.

Councilmember Musselman called for a roll call vote.

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Musselman, to approve Resolution 2019-09R designating a Local Historic Landmark pursuant to Section 23-58 of the Code of Ordinances, City of Fredericksburg (705 N. Elk). The City Council voted the following:

Councilmember Musselman	nay
Councilmember Neffendorf	abstain
Mayor Langerhans	nay
Councilmember Kiehne	aye
Councilmember Watson	aye

The motion failed.

B. Consider the approval of an Order for a Special Election on November 5, 2019 for the purpose of voting on a City Charter amendment to add Sec. 11.12 – Fluoridation of Public Water Supply Prohibited.

Kent Myers, City Manager, reviewed the history of the petition and stated the Order is to call for a Special Election to be held on November 5, 2019. He stated the Election will be for the purpose of voting on a measure regarding not to fluoridate the public water supply. He stated Lea Feuge has created a fact sheet regarding the measure.

Daniel Jones, City Attorney, reviewed the language for the November 5, 2019 ballot.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Kiehne, to approve the Order Calling for a Special Election on November 5, 2019 for the purpose of voting on a City Charter amendment to add Sec. 11.12 – Fluoridation of Public Water Supply Prohibited. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

C. Consider the approval of extending the Gillespie County Historical Society Hotel Occupancy Tax (HOT) contract to allow for the restoration of Historic Kammlah Homestead at the Pioneer Museum.

Dr. Jeryl Hoover, Executive Director of Pioneer Museum, reviewed the project and the reasons why the extension is needed. He stated the project is scheduled to begin in early summer.

Kent Myers, City Manager, complimented Dr. Hoover on all work that has occurred at the Pioneer Museum.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Kiehne, to approve extending the Gillespie County Historical Society Hotel Occupancy Tax contract to allow for the restoration of Historic Kammlah Homestead at the Pioneer Museum. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

D. Consider the approval of a request from Habitat for Humanity to waive RV reservations fees for four sites in October – November 2019, four sites in January 2020, and six sites in April 2020 at the LBJ RV Park.

Andrea Schmidt, Parks Director, stated Habitat for Humanity is requesting a waiver of fees for October 30-November 14, 2019 for 4 sites, January 2 – January 23, 2020 for 4 sites, and April 1st-April 30, 2020 for 6 sites, which totals \$12,200 in lost revenues.

Jaime Tomczyk, Habitat for Humanity for Humanity Board, reviewed the project and their need for assistance with a national caravan group that will be building 2 homes in Fredericksburg.

The City Council discussed the request and the project.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Kiehne, to approve a request from Habitat for Humanity to waive RV reservations fees for four sites in October – November 2019, four sites in January 2020, and six sites in April 2020 at the LBJ RV Park. The City Council voted four (4) for and one (1) opposed (Councilmember Musselman). The motion carried.

E. Receive a presentation and consider the approval of the Fort Martin Scott Historic Site Master Plan.

Andrea Schmidt, Parks Director, reviewed the history of the project and a PowerPoint that summarized the Master Plan Vision.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Musselman, to approve the Fort Martin Scott Historic Site Master Plan. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

F. Consider Mayor Langerhans appointments of Councilmembers to serve on Convention and Visitor Bureau Board, Economic Development Commission Board, Chamber Board, Airport Advisory Board, Marktplatz Redevelopment Commission, and County Liaison.

Mayor Langerhans made the following appointments:

Convention and Visitor Bureau Board- Councilmember Musselman
Economic Development Commission Board- Councilmember Neffendorf
Chamber Board-Councilmember Musselman
Airport Advisory Board- Councilmember Watson
County Liaison-Councilmember Kiehne
Marktplatz Redevelopment Commission-Mayor Langerhans

G. Consider the approval of the appointment of Mayor Pro-Tem.

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Musselman, to appointment Councilmember Neffendorf as Mayor Pro-Tem. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

H. Consider the approval of the appointment Dr. Charles E. Addington II as the Fredericksburg Fire/EMS Medical Director.

Lynn Bizzell, Fire Chief, reviewed the history of the Fredericksburg Fire/EMS Medical Director and announced the retirement of Dr. Garcia. He recommended Dr. Charles E. Addington II for the replacement of Dr. Garcia, which would not take effect until June 2019.

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Watson, to approve the appointment of Dr. Charles E. Addington II as the Fredericksburg Fire EMS Medical Director after the resignation of the current Medical Director and at the same salary. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

I. Consider the approval of appointments to the Fort Martin Scott Advisory Committee.

Andrea Schmidt, Parks Director, reviewed the recommendations for the Fort Martin Scott Advisory Committee.

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Musselman, to approve the appointments of the Fort Martin Scott Advisory Committee Members- Mike Johnson-Chair, Duke Davis, Steve Thomas, Barry Wagner, Walter Moldenhauer, and 4 Ex-Officio members - Fort Martin Scott Friends President, Assistant City Manager, Historic Preservation Officer, and Parks & Recreation Director. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

9. CITY MANAGER'S REPORT

A. Legislative Update

Kent Myers, City Manager, provided an update on three Bills - Revenue Caps, Annexation, and the Historic Landmark.

B. Relief Route Update

Kent Myers, City Manager, provided an update with the Relief Route process. He stated the City website has information regarding the preliminary routes.

C. May 24th City Council Retreat

Kent Myers, City Manager, reviewed the upcoming Agenda Items for the City Council Retreat.

10. ITEMS FOR FUTURE AGENDA

Kent Myers, City Manager, reviewed the Future Agenda items.

11. COUNCIL COMMENTS

Councilmember Watson provided an update on Airport hangers and fuel. He also stated it was great to be back on City Council.

12. ADJOURN

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Watson, to adjourn the Monday, May 20, 2019 City Council Regular Meeting at 8:30 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Linda Langerhans
Mayor

ATTEST

Shelley Goodwin, TRMC
City Secretary



CITY COUNCIL MEMO

DATE: May 14, 2019

TO: Mayor and City Council

FROM: Jennifer Krupa, Special Events Coordinator

SUBJECT: Insurance for Fourth of July Parade

Summary:

This item is a request from the organizers of the annual Fourth of July Parade & Patriotic Program to add their parade to our insurance policy so that the volunteers involved with the parade will be covered for any liability claims.

Recommendation:

It is recommended that the request be approved.

Background / Analysis:

This request has been approved the past several years at a total cost to the City of about \$200.

Attachments:

E-mail from Daryl Whitworth



Department Approval



City Manager Approval



City Attorney Approval

Jennifer Krupa

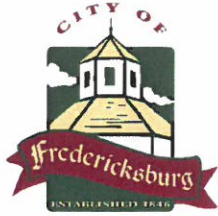
From: Daryl Whitworth <daryl.whitworth@gmail.com>
Sent: Monday, May 13, 2019 10:37 AM
To: Kent Myers
Cc: Jennifer Krupa
Subject: Parade Insurance Request

Good morning Kent

Can you please add me to an upcoming City Council meeting for the insurance rider for the Fourth of July parade and program?

Jennifer has asked me to be at the June 3 meeting as she reviews the events guidelines. I can also make the Monday meeting between now and then if that works. I'm in Tucson June 17.

Daryl Whitworth
Sent from my iPhone on the go



CITY COUNCIL MEMO

DATE: June 3, 2019

TO: Mayor and City Council

FROM: Anna Hudson, Historic Preservation Officer

SUBJECT: Expansion of local historic district with "HO" historic zoning overlay

Summary:

The applicant is requesting expansion of the local historic district based on results of the historic resource survey conducted in 2018. Historic district designation does not impact the base zoning. The City of Fredericksburg uses an "HO" overlay to designate an area as historic.

The entire survey area comprises 538 parcels, 378 of which have one or more historic-age resource on the property. Within the 2018 survey area, 111 parcels have no historic-age resources visible from the right-of-way and 49 parcels are vacant lots. Each property has been given an architectural rating of High, Medium, or Low, depending on its age and integrity. Using these guidelines, 28 resources were assigned a high priority (7%), 210 were assigned a medium priority (53%), and 160 were assigned a low priority (40%). There are also 55 existing historic landmarks that were not re-evaluated in this survey. Landmarks, high and medium rated properties are considered contributing to a historic district; low rated, empty and non-historic age parcels are considered non-contributing to a historic district.

Properties built in 1968 or earlier have been documented in the survey. The historic context focuses on Fredericksburg in the early to mid-twentieth century, in an effort to highlight developments key to the city's history beyond its well-documented founding and early growth.

Recommendation:

Staff recommends approval of a slightly smaller area than recommended by the Historic Review Board at their April 9, 2019, meeting and the Planning and Zoning Commission recommendation by a 3-2

vote on May 8, 2019. Staff's recommendation does not include the north side of the 600 block of E. San Antonio (Lee St to the creek).

As of May 24, 2019, staff has received 7 comment cards from owners in the recommended expansion area in favor, 27 in protest. As the zoning overlay is noticed like other zoning changes, property owners within 200 ft of the surveyed properties were also notified. Seven owners within 200 ft (not impacted) submitted comment cards in opposition and five submitted cards in support.

Background / Analysis:

Prior surveys of the city's resources were conducted in the 1980s and early 2000s. The City of Fredericksburg contracted Cox|McLain Environmental Consulting, Inc. (CMEC) of Austin, Texas, to complete a historic resources survey of areas outside of the existing historic district that have not been previously documented. Survey teams from CMEC were in Fredericksburg to conduct the survey during the first week of May 2018. The CMEC historians photographed properties from the public right-of-way and recorded details about architectural style and alterations.

To consider a potential boundary expansion for the district, CMEC evaluated the distribution of historic-age resources with sufficient integrity, current legal boundaries, and natural delineating features. The recommended boundary includes those portions of the survey area that contain a predominance of resources constructed prior to or during 1968 that are sufficiently intact to convey their significance. To help define the appropriate boundary, CMEC prepared a map of the surveyed properties, color coded by their preservation priority, with the current district boundary. This visual presentation allowed CMEC historians to analyze groupings of high- and medium-priority properties. Using this information, as well as a map showing the earliest year-built date for each property, the proposed new boundary was drawn with a goal of including areas with concentrations of high- and medium-priority resources built during the period of significance.

The existing district is characterized by an eclectic mix of properties, with widely varying eras of construction, even within the same block. The areas surveyed by CMEC in the 2018 survey also reflected a similar character. Therefore, the areas recommended for designation as a local district are recommended to be added to the existing district, rather than established as separate districts.

In determining the designation of a historic district, the elements listed below should be considered, one or more of which may be found sufficient for designation:

- A. Character, interest, or value as part of the development, heritage, or cultural characteristics of the City
- B. Location as the site of a significant historical event
- C. Embodiment of distinctive characteristics of an architectural type or specimen
- D. Relationship to other distinctive buildings, sites, districts, or structures that are historically significant
- E. Unique location of singular physical characteristics representing an established and familiar visual

feature of a neighborhood, community, or the City

F. Value as an aspect of community sentiment or public pride

G. Identification with a person or persons who significantly contributed to the development or culture of the City, the state, or the nation

H. Value as protective of a historical resource

This project was conducted in accordance with standards and guidelines for historic resources surveys and reports set by the National Park Service (NPS), the agency that administers the NRHP, and the Texas Historical Commission (THC), which is the State Historic Preservation Office in Texas. Historic-age resources were evaluated based on criteria set by the NPS and the City of Fredericksburg.

High rating. The most significant resources identified in the Historic Resource Survey. These properties are considered to be outstanding, unique, or good examples of architecture, engineering, or design. Some are unique to the Fredericksburg area and are indicative of German-Texan vernacular forms and/or building techniques. Others are noteworthy examples of 19th and early 20th century architectural types, styles, and forms, erected using local building materials and construction technologies.

Medium rating. Resources that may or may not be identified as architecturally significant on an individual basis, but are nonetheless valuable resources that add to the historic district's overall character, and may be so ranked due to their or its proximity or contribution to the cultural, historic, architectural, or archeological character of the historic district or surrounding properties. These properties may have been moderately altered or are typical examples of a common architectural style or form, but generally retain their historic integrity to a good or moderate degree.

Low rating. Resources that minimally enhance the district's ability to convey a sense of time and place. These properties may be typical examples of more recent, common local building forms, architectural styles, or plan types; be examples of distinctive building forms, architectural styles, or plan types that have been significantly altered; lack the necessary age to meet the usual 50 year threshold for possible National Register of Historic Places listing and do not appear to meet the National Register of Historic Places standard for exceptional significance for properties less than 50 years of age, but which nevertheless may have relative value within the historic district, meriting preservation.

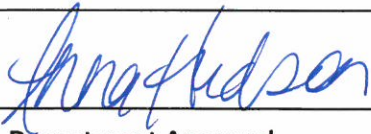
The final report from CMEC is available on-line and at City Hall.

Attachments:

Maps: 1. Survey area with ratings, 2. Contributing and Non-Contributing Map with CMEC (consultant's) proposed boundary expansion, 3. HRB and P & Z recommended boundary expansion, 4. Staff's recommended expansion

Presentation from Historic Preservation Officer on Historic Resource Survey results

Public Hearing Comment Cards received by May 28, 2019



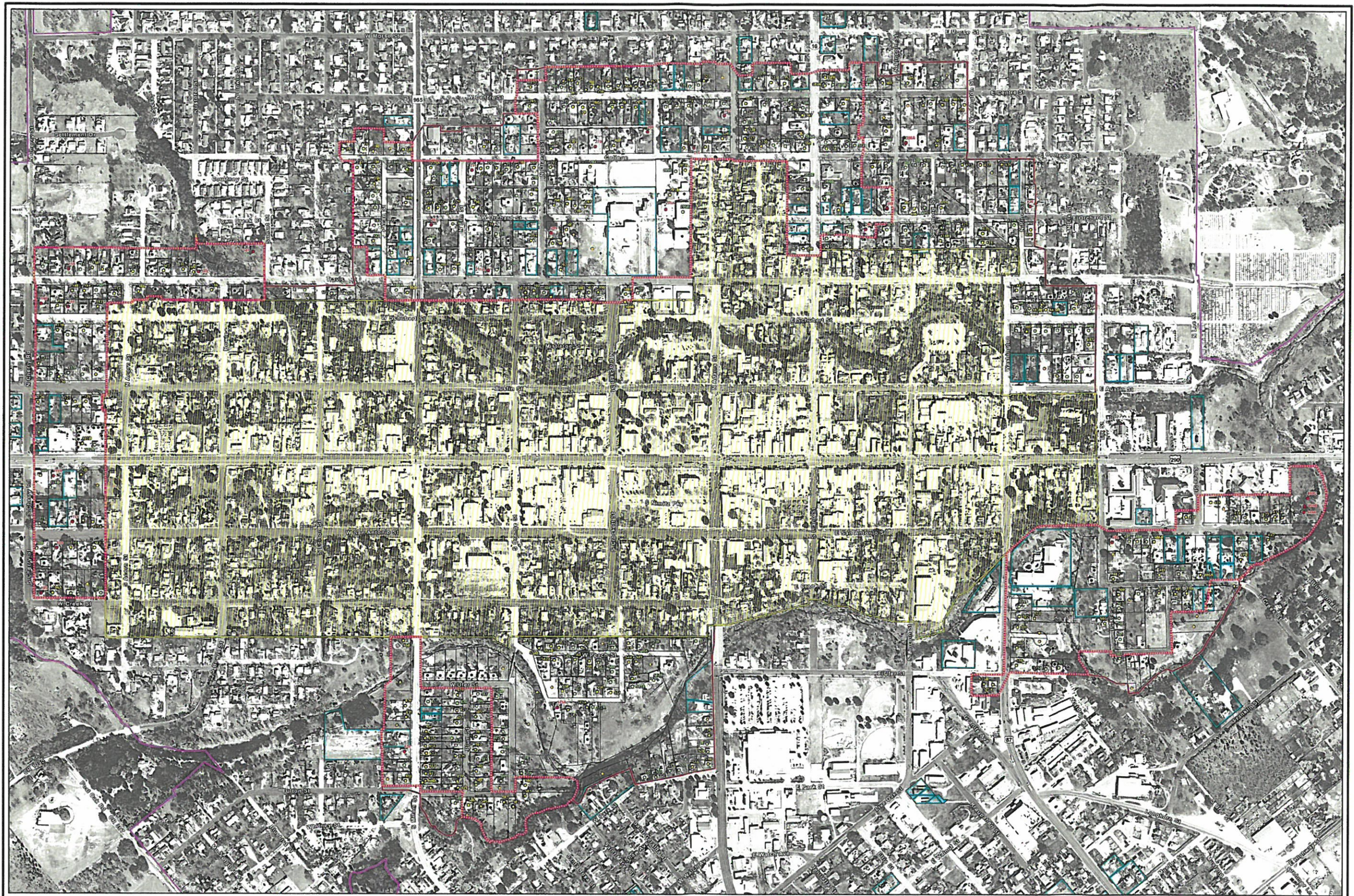
Department Approval



City Manager Approval



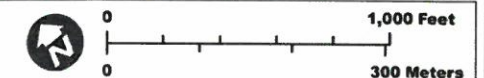
City Attorney Approval

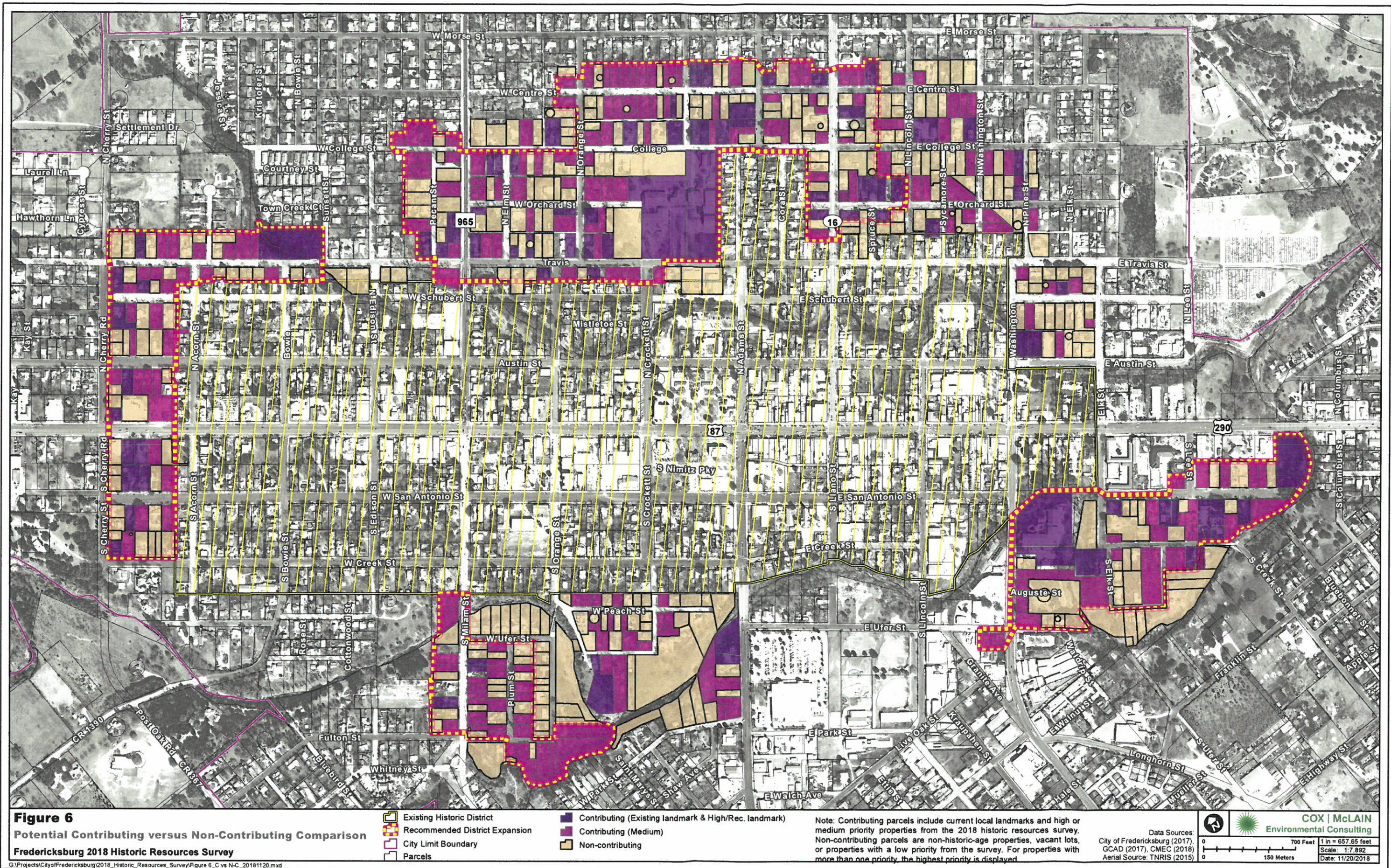


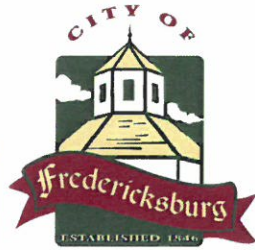
Surveyed Properties

Fredericksburg 2018 Historic Resources Survey

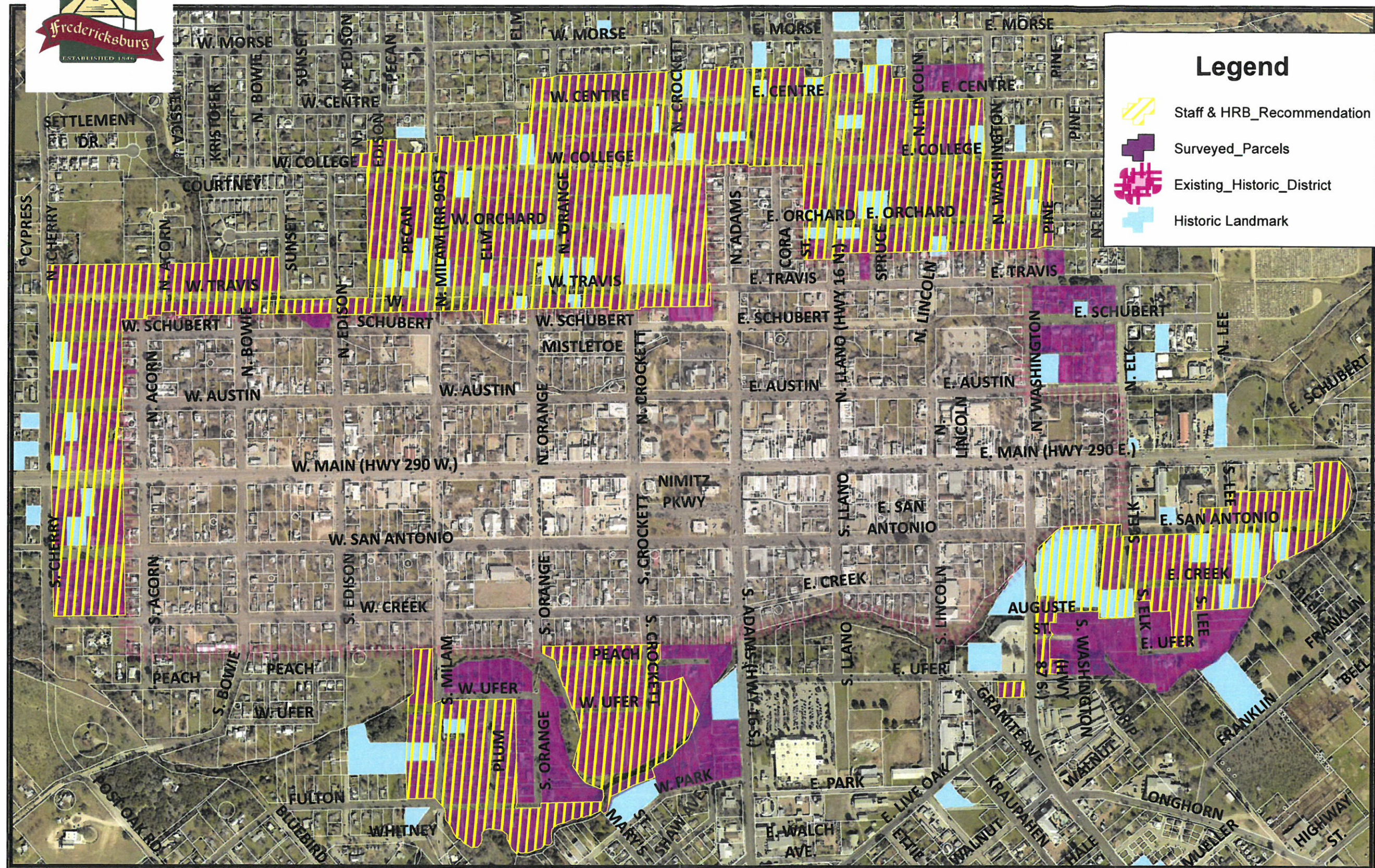
- | | |
|--|--|
| 2018 Survey Boundary | • High / Rec. Local Landmark |
| City Limit Boundary | • High / Rec. Local Landmark (recommended NRHP eligible) |
| Current Historic Landmark (excluded from survey) | • Medium Priority |
| Existing Historic District | • Low Priority |
| Recommended District Expansion | • Vacant Lot |
| | • Not Historic-Age |







Existing Local Historic District and HRB and P&Z Recommended Expansion



Parcels surveyed by CMEC in May of 2018.

Historic Review Board voted on recommended expansion area on April 9, 2019. P&Z recommended expansion on May 8, 2019.

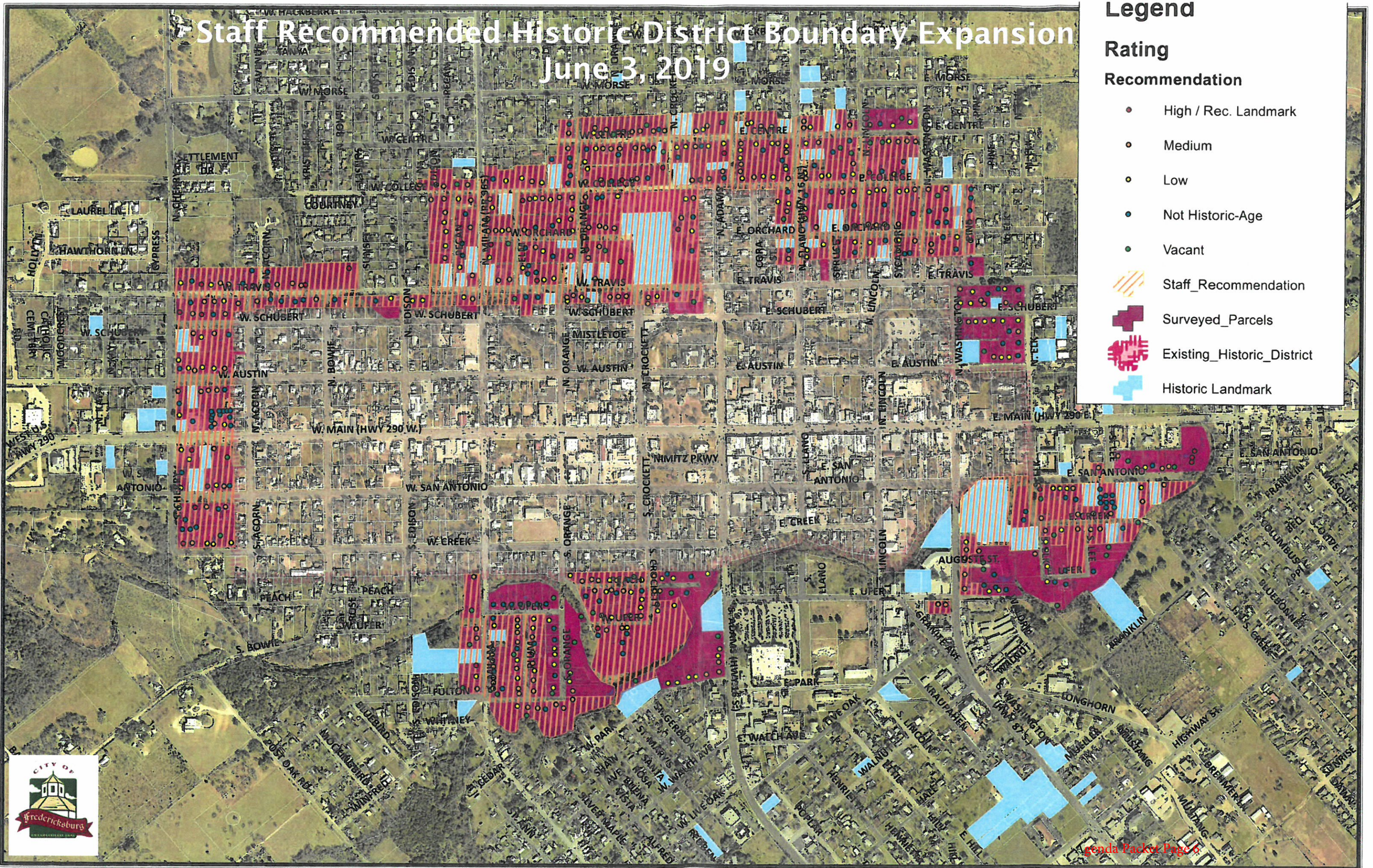
Staff Recommended Historic District Boundary Expansion
June 3, 2019

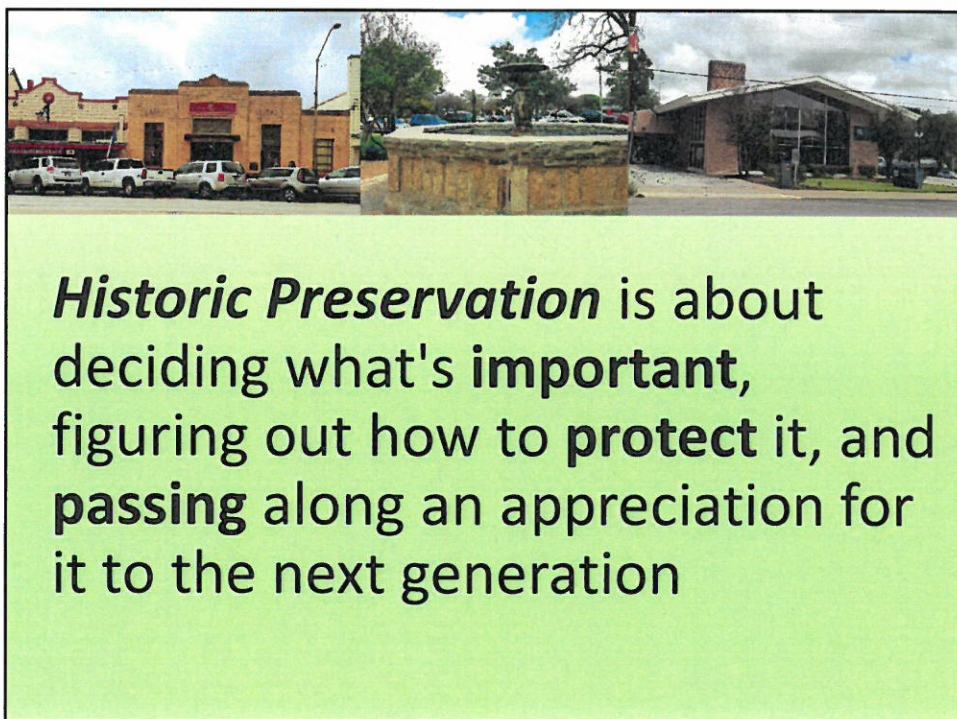
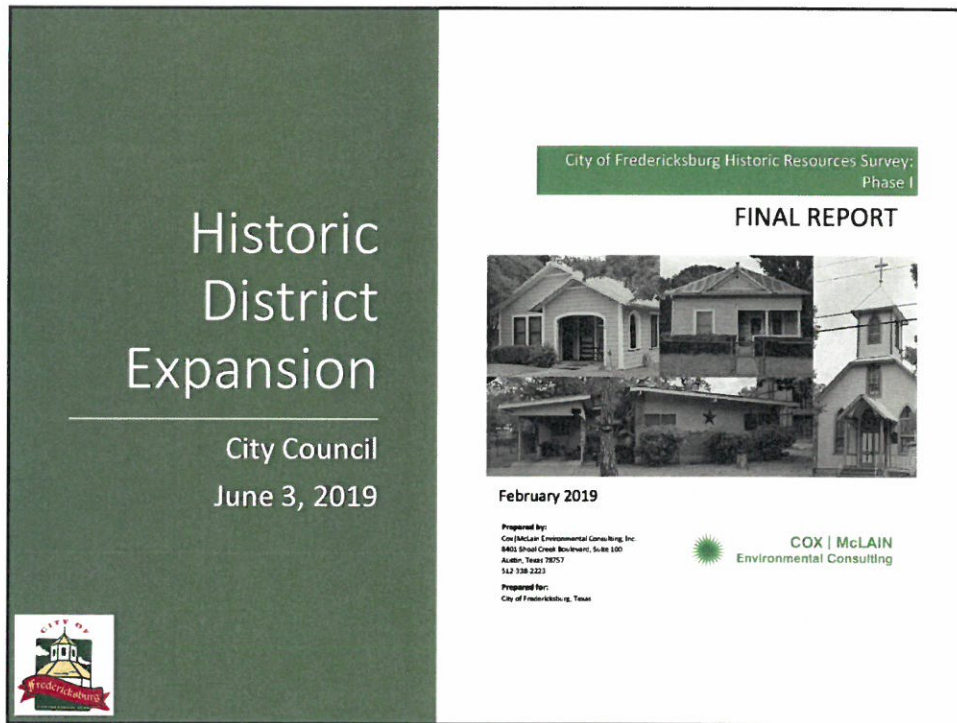
Legend

Rating

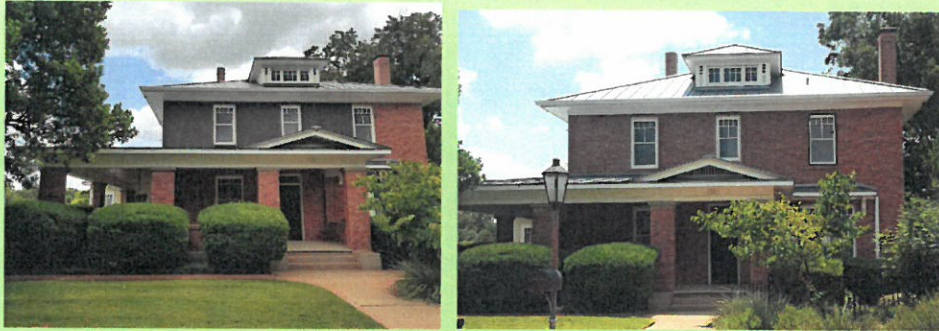
Recommendation

- High / Rec. Landmark
 - Medium
 - Low
 - Not Historic-Age
 - Vacant
-  Staff_Recommendation
-  Surveyed_Parcels
-  Existing_Historic_District
-  Historic Landmark





What does “Historic” designation mean?



Exterior Protection

FAQs



- Will my property taxes go up?
- Will you tell me what color to paint my house?
- What are the benefits of being in the historic district?
- What if I want to make changes to my property?



Managing Change



Managing Change



1 3D View 1
SCALE:

mustard
DESIGN
architects

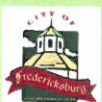
Historic Review Board

Sharon Joseph, Chair
Larry Jackson, Vice-Chair
David Bullion
Jessica Davis
Richard Laughlin
Karen Oestreich
Eric Parker
Mike Penick
Jerry Sample
Brad Bertrand

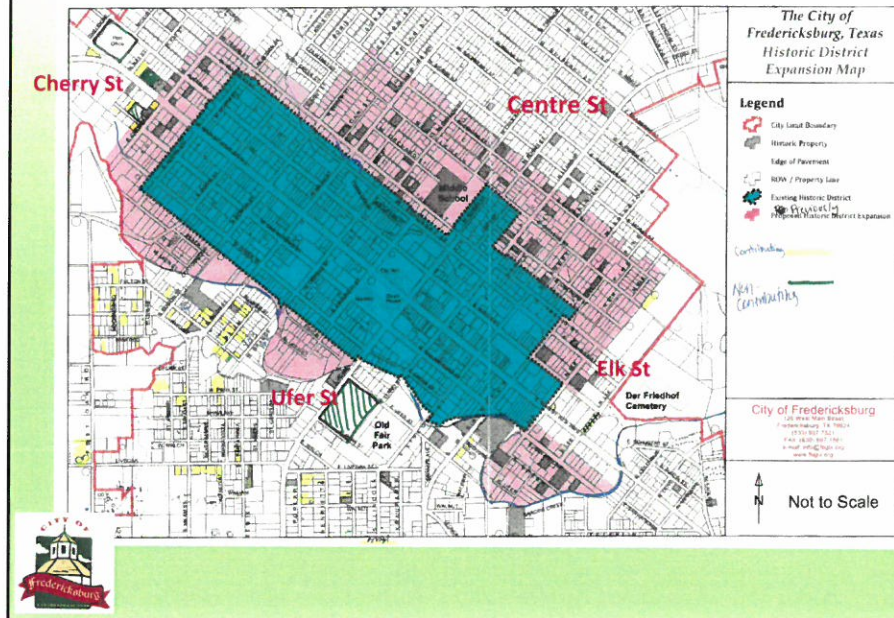


How We Got Here

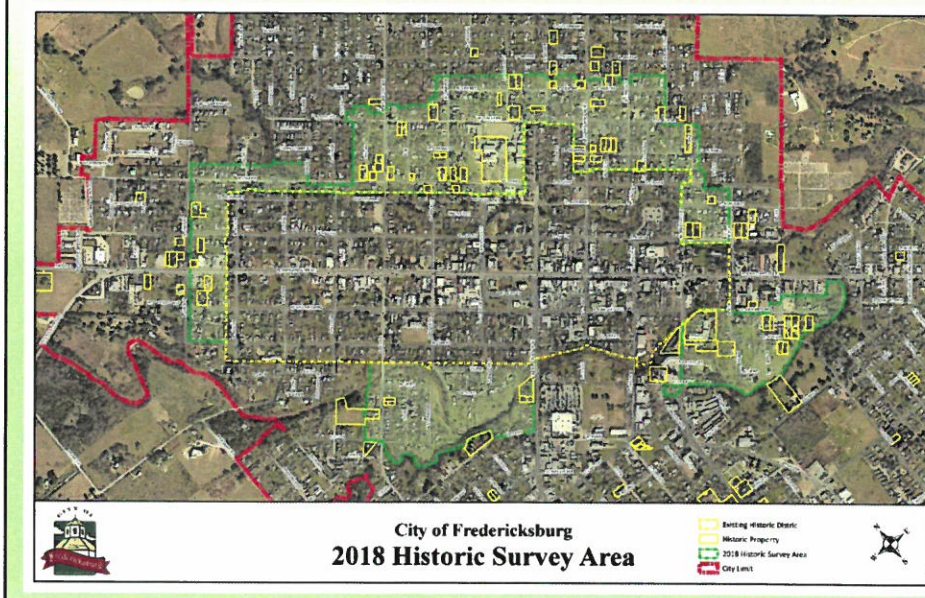
- In 2016, HRB proposed extension of the existing district without a formal survey.
- Determined expansion would increase case load – need for full time HPO



2016 District Expansion Proposal



2018 Historic Resource Survey



WHAT IS A SURVEY?

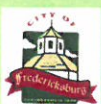
To preserve historic and cultural resources, we must first know they exist.

- Architectural surveys identify significant properties in neighborhoods.
- Published inventories of such sites can be indispensable in raising a community's awareness of its cultural heritage and in its planning efforts.



WHAT IS A SURVEY?

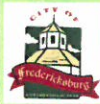
- The most important resources identified through surveys have potential for state and national landmark designation.
- Information and photographs create an irreplaceable record of the present state
- As a Certified Local Government we are required to keep an updated survey and designate eligible districts



TEXAS HISTORICAL COMMISSION
real places telling real stories

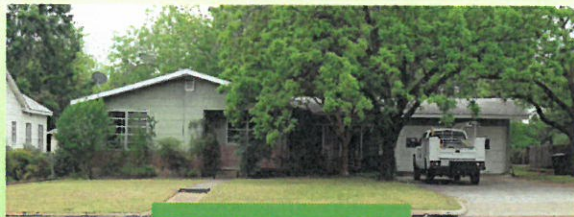
Survey Results

	#	%
Historic-age parcel*	377	63
Non-historic-age parcel	112	19
Vacant parcel	49	8
Existing local landmarks	61	10
TOTAL	599	100



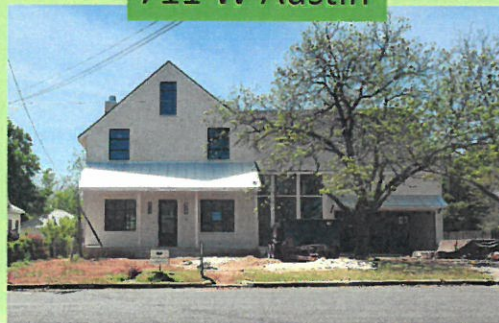
*Defined as parcels with one or more historic-age resources (built in 1968 or earlier) visible from the right-of-way

A Survey is a Snapshot of Time



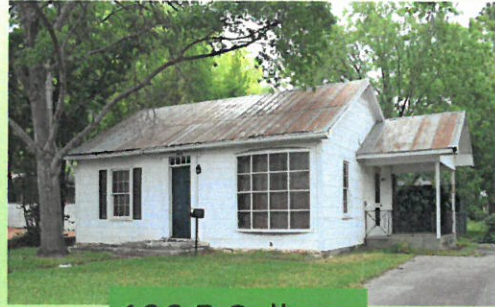
May 2018

711 W Austin



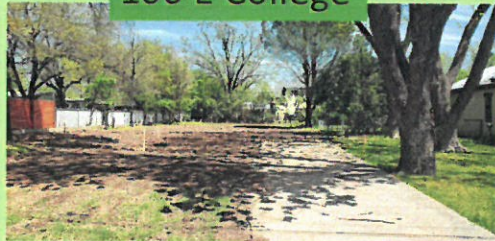
April 2019

A Survey is a Snapshot of Time



May 2018

106 E College



April 2019

New
Database

Fredericksburg Historic Resources Survey Database

File Edit View Insert Format Records Scripts Window Help

1 / 1874
Found (selected)

Records Show All New Record Delete Record Find 5

Records View As: Preview

City of Fredericksburg, Texas | Historic Resources Survey
Sponsored by Coastal Line Environmental Consulting, Inc. 2018

SURVEY # 500

LOCATION AND GEOGRAPHIC INFORMATION

ADDRESS 106 E COLLEGE ST LAT/LONG 32.278211 -94.887003
ALTERNATE ADDRESS N/A PARCEL # 23677
LEGAL DESCRIPTION COLLEGE BLVD LOT 8-PT
OWNER NAME HOEBSTER, MAJIE 2017 ACAD VALUATION \$138,630

PROPERTY INFORMATION AND DETERMINATION

PREVIOUS DOCUMENTATION / DETERMINATION None

2018 RECOMMENDATION Local Landmark ☐ ☒ National Historic ☐
If recommended eligible: CRITERIA (See 45) N/A CRITERIA (SHHP) N/A

HISTORICAL INFORMATION

The earliest mention of this resource was built between 1920 and 1940
Demolished less 2018

PHYSICAL DESCRIPTION

YR. BUILT 1940 YR. SOURCE Unknown FORM Rectangular
TYPE Building
PRIMARY STYLE Minimal Traditional CURRENT FUNCTION Domestic Single dwelling
SECONDARY STYLE No secondary style HISTORIC FUNCTION Domestic Single dwelling

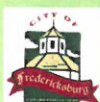
PHYSICAL DESCRIPTION CONT.

VISIBILITY 1 photo
ADDITIONAL RESOURCES The map 104 is marked
ALTERNATIONS Apparent to be unknown





Significance & Integrity



Significance



Built in 1910

Integrity



Numerous Alterations

Ratings

High
28

- Contribute significantly to local history/broader historical patterns
- May be good examples of architecture, engineering, or crafted design
- Retain a high degree of integrity
- Could be local landmark



Recommended Landmarks



Image 22. 110 W. Travis St. (Survey ID #295A). Former Fredericksburg High School constructed in the Beaux Arts style in 1922 by noted architect H. F. Kuehne. Recommended local landmark and recommended eligible for the NRHP.



Image 23. 214 E. Orchard St. (Survey ID #364). Queen Anne single-family residence constructed in 1911. Recommended local landmark.

Recommended Landmarks



Image 20. 409 N. Milam St. (Survey ID #207).
Craftsman style multi-family residence constructed
c. 1920. Recommended local landmark.



Image 21. 211 W. Orchard St. (Survey ID #299).
1933 Minimal Traditional single-family residence
featuring a unique rock cladding. Recommended
local landmark.

Ratings Medium 210

- Add to an area's character and contribute moderately to our understanding of local history/broader historical patterns
- Typical examples of a style or form
- May be somewhat modified



Ratings

Low

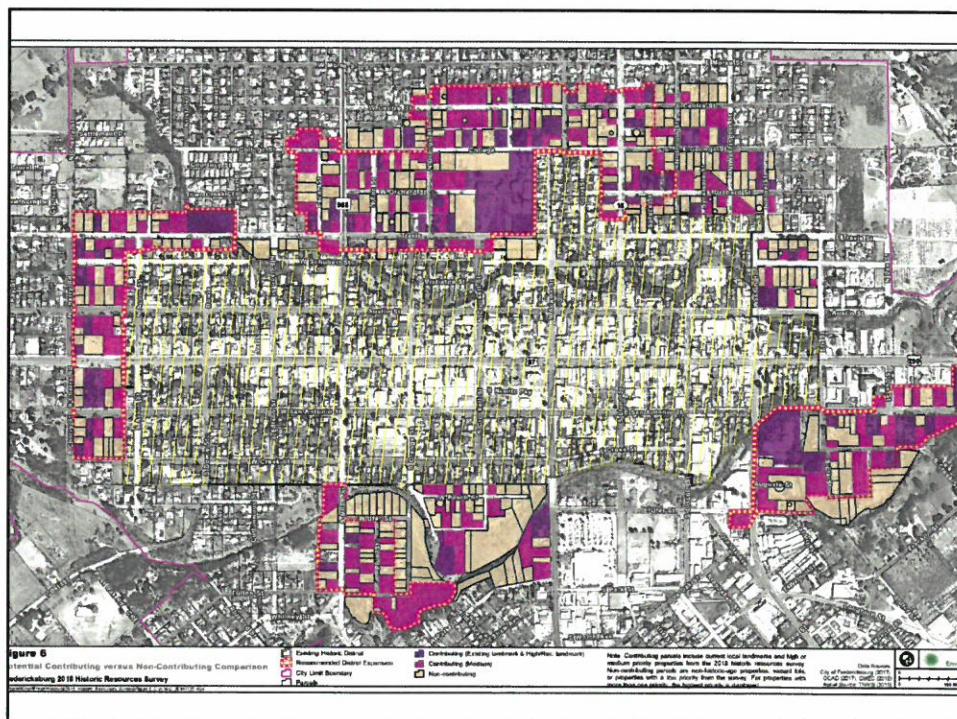
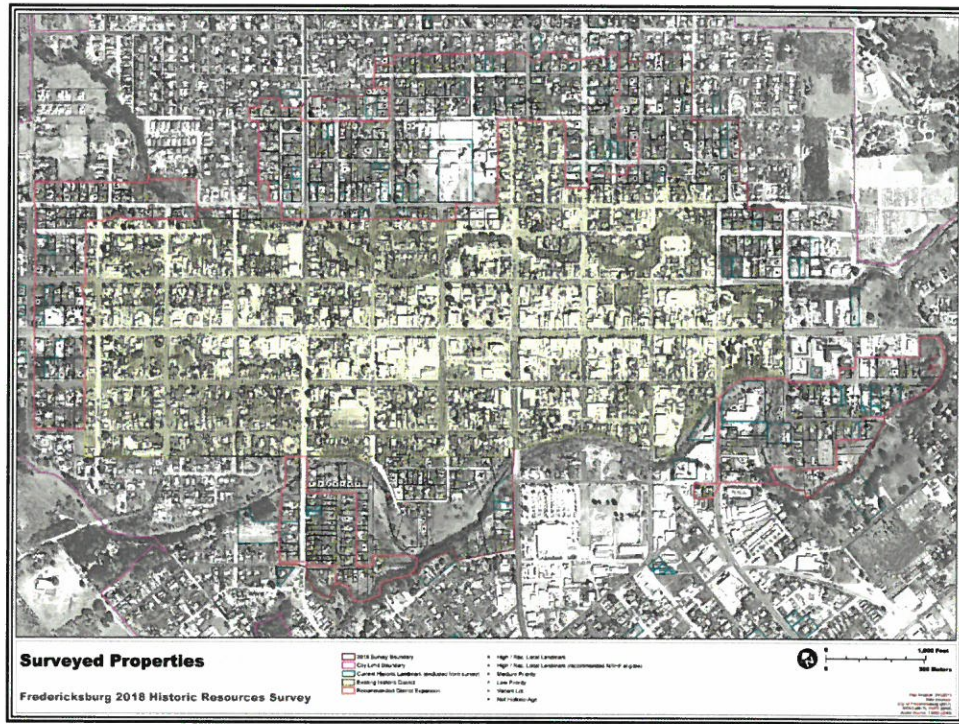
160

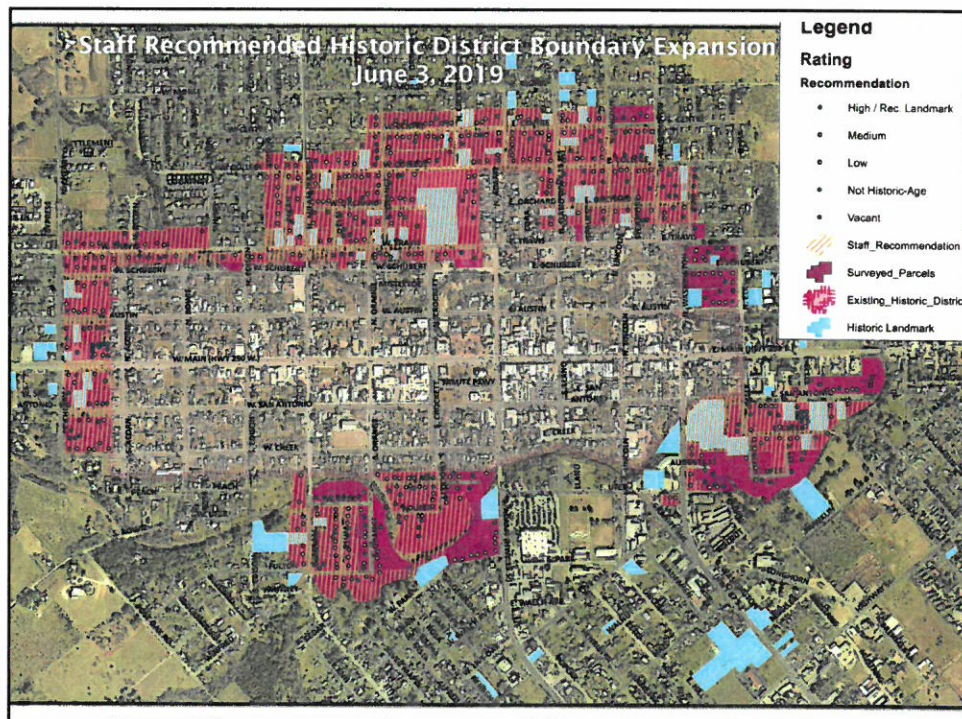
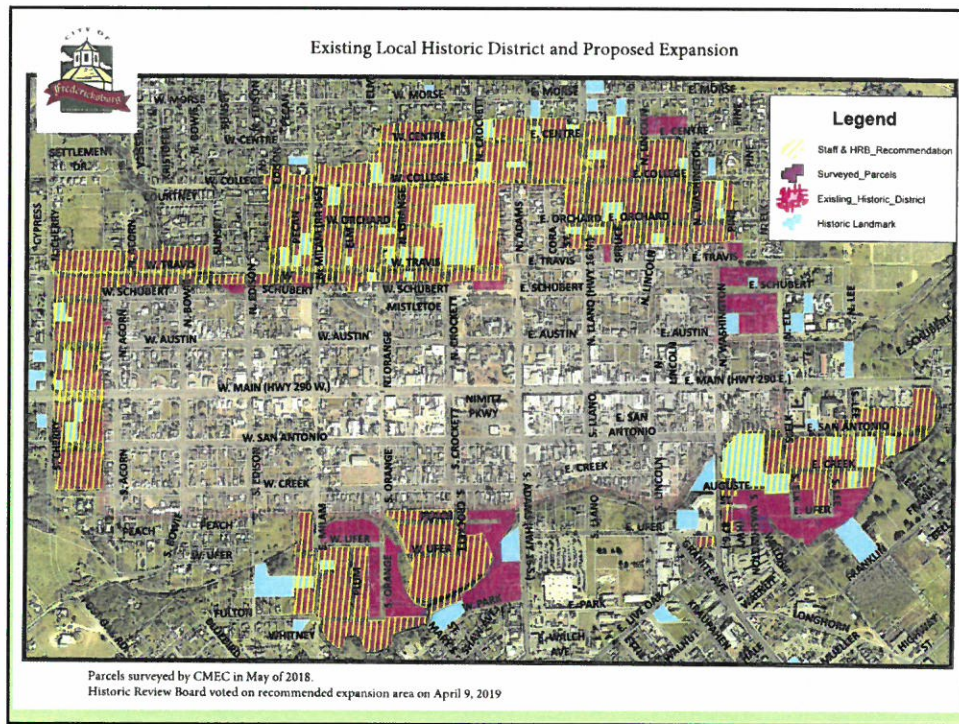
- Not associated with a trend in history, significant architectural style, building form, or construction method
- Significantly altered
- Built after period of significance



In determining the designation of a historic district, the elements listed below should be considered, one or more of which may be found sufficient for designation:

- A. Character, interest, or value as part of the development, heritage, or cultural characteristics of the City**
- B. Location as the site of a significant historical event**
- C. Embodiment of distinctive characteristics of an architectural type or specimen**
- D. Relationship to other distinctive buildings, sites, districts, or structures that are historically significant**
- E. Unique location of singular physical characteristics representing an established and familiar visual feature of a neighborhood, community, or the City**
- F. Value as an aspect of community sentiment or public pride**
- G. Identification with a person or persons who significantly contributed to the development or culture of the City, the state, or the nation**
- H. Value as protective of a historical resource**





Expanding the District

Public process –

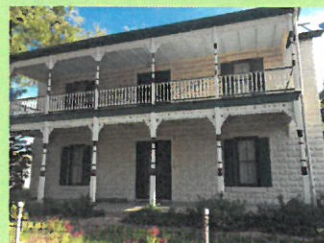
- HRB open house to discuss process and proposed boundary *May 8, 2018*
- HRB Public Meeting & Presentation on Consultant's findings *Nov 13, 2018*
- HRB Recommendation on boundary *April 9, 2019*
- Public hearing at P&Z *May 8, 2019*
- Public Hearing at City Council *June 3, 2019*



Historic Preservation Fund

Annual fund allotted by City Council to help restore historic properties.

- Application
- Limited Amount Available
- Priority for owner-occupied



Points of Protest

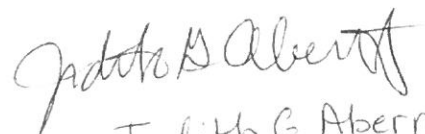
I own the property at 604 N. Crockett in Fredericksburg that was included in the recent Historic District Expansion Survey. It is at the corner of Crockett and College streets, and has been designated as Contributing (Existing Landmark & High/Rec. landmark). Due to unforeseen circumstances, I will be unable to attend next week's public meeting that I was planning to attend and would like to ask a few questions about this designation.

First of all, the entire corner has been in my family since the early 1900's, but the house was moved to the back of the property in the 1980's and the garage on the front was built in the 1990's. Since the house was moved at that late date how is it still considered historically significant? There is also a small wooden shed built in the 1980's that is listed on the survey as being built before 1960. Can that be changed?

Secondly, the parcel of land is 2 and a half lots which were originally town lots running North/South from College Street. However, in the 1980's my father had them resurveyed and plotted them on record to run east/west from Crockett Street. In turn, 1 and a half lots on the college street side don't have anything historic on them at all. Why is that part of the land still designated as Contributing?

In addition, will my taxes or property value increase because of this?

Finally, I am retiring in the next year or so and had planned to build a new house on the College Street area of the land or add on to the house in the back. I have always heard changes to existing buildings is very restrictive. How will this affect my building plans? Also will an entirely new structure have to be approved as some sort of historic significance if it is built on College St.?


Judith G. Abernathy



**NOTICE OF PUBLIC HEARING FOR
EXPANSION OF HISTORIC DISTRICT, CREATING "H" ZONING OVERLAY**

HEARING

DATE: MAY 8, 2019

TIME: 5:30 PM

REQUEST

NUMBER: Z-1910

The **PLANNING & ZONING COMMISSION** of the City of Fredericksburg will hold a public hearing at the above stated time and date in the conference room of the Law Enforcement Center, 1601 E. Main St., to consider a recommendation from the Historic Review Board to expand the local historic district based on a survey of properties given preservation priority ratings.

According to property tax records, you are the owner of real property **within the historic resource survey area**. You are **not** required to attend the meeting, but if you care to attend, you will be given full opportunity to be heard. If you cannot attend the hearing, but wish to comment on the request, please detach the response form below and return it to the City of Fredericksburg, 126 W. Main St., Fredericksburg, TX 78624. All protests must be submitted in writing.

The decision of the **PLANNING & ZONING COMMISSION** is a recommendation only. Final approval must be by action of the **CITY COUNCIL**. The public hearing by the **CITY COUNCIL** will be in the conference room of the Law Enforcement Center, 1601 E. Main St as follows:

HEARING

DATE: JUNE 3, 2019

TIME: 6:00 PM

REQUEST

NUMBER: Z-1910

For additional information, contact Historic Preservation Officer, Anna Hudson at 830-990-2026, or visit the City's webpage at www.fbgtx.org/794/Historic-Preservation

APPLICANT: City of Fredericksburg

LOCATION: Surveyed properties outside the boundary of the current historic district.
(see enclosed map)

REQUEST: Expansion of the local historic district based on Historic Review Board's recommendation based on a 2018 historic resource survey. No change to base zoning.

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I ☒ (Protest) ☐ (Approve) the requested zoning amendment represented by the above file number because:

We will lose 40-60 thousand dollars a year in revenue if we cannot rent.

Signed

Date

Printed Name

Address

Sarah Washburne

601 E. San Antonio St, FBG, TX



**NOTICE OF PUBLIC HEARING FOR
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(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest)(Approve) the requested zoning amendment represented by the above file number because: _____

Signed Peggy Maker Date 5-19-2019
Printed Name Peggy Maker Address 209 E Centre St
Fredericksburg

Protest my home 207, & 209 Centre St and Lincoln St. Majority of homes near me are newer homes. This is not inline with survey city paid for to make historic district.

Peggy Mahr

FV HOTEL, LLC

City of Fredericksburg
126 W Main Street
Fredericksburg, TX 78624

5/20/19

Attention Mayor Langerhans and City Council members:

This is a formal protest of the designation of 618/620 E San Antonio Street as a historic property. We request that this property not be included in the expansion of the local historic district.

A protest was previously filed with the Planning & Zoning Committee on May 8, 2019 and with Anna Hudson on May 6, 2019 as directed on the notice of public hearing that we received in our office April 30, 2019.

Thank you,



Johnnie Melvin
Chief Operating Officer
FV Hotel, LLC
512-567-1314

Marsh Weiershausen
P.O. Box 251
Fredericksburg, Texas 78624
(817) 917-4269 cell

May 8, 2019

To the Planning & Zoning Commission,

As a Fredericksburg born and raised individual as well as a direct descendant of the founding fathers, I protest the method of the expansion of the Historical District. If the charter of the Historical District is to "preserve" the city to a certain year, then the city limit boundary of that year should be the map of the Historical District. Not the piece meal of something together method that is currently happening. I know of another home just seven blocks from my house being affected by this expansion that was built within the same time period, by the same builder, and is not even close to the expansion line. Makes no sense.

Further, it is not appropriate to split streets where not all houses on a block are included. Would you find it appropriate that the neighbor right next door to you can paint their house whatever color their desire, but you are limited to the decision of the Historical District? What separates you from your neighbor...a row of bushes. The result being your Historical District home, existing on the same street, same block of a home that is not controlled by the Historical District sits next to a neon green home. Kind of takes away the prestige of being "in the historical district".

This expansion should "make more sense" where it includes all of "the street and block" or not at all.

I once again request that you deny this "expansion" and send the Historical District back to the drawing board and form a better plan. I would also make sure there are individuals that know the "history" of the city involved with the plan.

Sincerely,

Marsh Weiershausen



Barry A.
Wagner
AIA

Architect
&
Preservation
Consultant

508 North Milam
Fredericksburg, TX
78624
PH 830.997.9525
CELL 830.456.7484

Member:
American Institute
Of Architects and
Texas Society of
Architects

May 8, 2019

email to: ahudson@fbgtx.org

Planning & Zoning Commission
City of Fredericksburg
Fredericksburg, Texas 78624

Ref: Request Number Z-1910

Dear Commission Members:

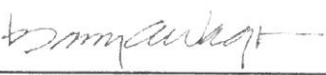
I protest the expansion of our local historic district because I do not agree with the "medium" rating given to many of the structures located within the proposed expansion.

My office at 508 N. Milam is a simple bungalow that has been altered over the years with asbestos siding, nail down metal roof, altered front porch and a lean-to addition. It has a minimal pier and beam foundation that allows significant movement from wet/dry soil conditions. In my opinion, this building is not a "good" example of a common architectural style that is worthy of the "medium" rating.

I have reviewed the inventory forms in the Cox-McLain survey and noticed that "medium" ratings have also been given to a number of 1940-60's ranch style homes. These are nothing more than simple "builder" homes with old aluminum windows, composition roofing and brick with asbestos siding exteriors. Although some could argue that these 40-60's track houses are good examples of a common architectural style, I strongly question the need to preserve these buildings in our community where we have so many other good historic resources.

If the desire is to slow "mcmansion" development (which by the way has already taken place within the current historic district), then I suggest the Historic Review Board do a better job rejecting projects that are out of scale and character in those neighborhoods.

Respectfully,

By 
Barry A. Wagner, AIA



**NOTICE OF PUBLIC HEARING FOR
EXPANSION OF HISTORIC DISTRICT, CREATING "H" ZONING OVERLAY**

HEARING

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TIME: 5:30 PM

REQUEST

NUMBER: Z-1910

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HEARING

DATE: JUNE 3, 2019

TIME: 6:00 PM

REQUEST

NUMBER: Z-1910

For additional information, contact Historic Preservation Officer, Anna Hudson at 830-990-2026, or visit the City's webpage at www.fbgtx.org/794/Historic-Preservation

APPLICANT: City of Fredericksburg

LOCATION: Surveyed properties outside the boundary of the current historic district.
(see enclosed map)

REQUEST: Expansion of the local historic district based on Historic Review Board's recommendation based on a 2018 historic resource survey. No change to base zoning.

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I ☒ (Protest) ☐ (Approve) the requested zoning amendment represented by the above file number because: _____

see attached

Signed

Date

Printed Name

Address

Barry A. Wagner

5-8-2019

Barry A. Wagner

508 N. Milam, Flr.

May 23, 2019

Bryan Jordan

Regards to Historical Society Zoning

I am requesting and want to opt-out
of the Historical Zone.

Owner of home (residence)
at 707 W. Schubert Street
Fredericksburg, TX 78624

I want a letter or document
stating that I (owner of residence)
has been granted permission to
opt-out of the Historical Zone.

Sincerely,

Dona Lee Sewell
707 W. Schubert St.
Fredericksburg, TX 78624
830-997-2517

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest) (Approve) the requested zoning amendment represented by the above file number because:

I BELIEVE IT WILL INTERFERE W/ SELLING OF HOME.

Stephanie Lake

4/13/19

Signed

Date

STEPHANIE JO LAKE 410 N. PINE ST

Printed Name

Address

PS: IT WAS A VERY HARD DECISION AND I APPRECIATE ALL THE EFFORT & WORK YOU AND YOUR TEAM EXECUTED. KIND REGARDS

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest) (Approve) the requested zoning amendment represented by the above file number because:

Separate lots without historic structure aren't designated, outbuilding was built after 1980 but says prior to 1960. I don't want to be restricted for building & remodeling. Please see attached explanation.

Judith Abernathy

05/01/19

Signed

Date

Judith Abernathy

604 N. Crockett Fredericksburg Tx

Printed Name

Address

My home mailing address is 5015 Columbia Pasadena Tx 77505

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest) (Approve) the requested zoning amendment represented by the above file number because:

Jane Stone

5-8-19

Signed

Date

JANE STONE

1614 Pats Corner, San Antonio TX

Printed Name

Address

Property: 110 S. Lee, Fredericksburg, TX

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest)(Approve) the requested zoning amendment represented by the above file number because: _____

Signed Jane Stone Date 5-8-19
Printed Name JANE STONE Home Address 1614 Poets Corner, San Antonio, Texas 78232

Property: 107 S. Lee, Fredericksburg, Tx.

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest)(Approve) the requested zoning amendment represented by the above file number because: this home has been added on

to; it has a stucco exterior & a new garage. Nothing
is as it was & I see no reason to maintain its originality.

Signed Charles Tanner Date 5-8-19
Printed Name Charles Tanner Address 938 Parthenon New Caney, Tx 77359

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest)(Approve) the requested zoning amendment represented by the above file number because: why? What is the purpose? Raise

Property values, increase taxes, have to go through ridiculous measures to improve property!

Signed JLS Date 4-27-19
Printed Name Jamie Lynn Sparks Address 406 W. College

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest) (Approve) the requested zoning amendment represented by the above file number because:

The house was built in the 1980's. There is no historical
significance to the property.
5-7-19

Signed

Date

Printed Name

Address

Matthew D Jeffreys For 406 N. Acorn Street
Fredericksburg TX
78624

mailing
address:

Matt Jeffreys
P.O. Box 781349
San Antonio, TX 78278

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest) (Approve) the requested zoning amendment represented by the above file number because:

property taxes have increased 30% in 3 yrs not in historic
district
5/2/19

Signed

Date

Printed Name

Address

DALE & TERESA SCOTT 303 W. Travis

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest) (Approve) the requested zoning amendment represented by the above file number because:

Paul 5/2/19
Victoria Chamberlain 5-2-19

Signed

Date

Printed Name

Address

Paul & Victoria Chamberlain 408 Sycamore, Fbg 78624

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest)(Approve) the requested zoning amendment represented by the above file number because: ~~the above file number~~

I believe this should be an opt in program; it w/ not improve the value of my home or quality of life.

Signed: Emily Ball DC Date: 5/1/19
Printed Name: Emily Ball DC Address: 104 E College St. FBG, TX 76124

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest)(Approve) the requested zoning amendment represented by the above file number because: less City/Government Regulation

Signed: Jay Jones Date: 4/29/19
Printed Name: Jay Jones Address: 501 N. Milam St.

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest)(Approve) the requested zoning amendment represented by the above file number because:

I would prefer **NOT** to deal with the city when making decisions concerning my property.

Signed: Myra LaSala Date: 4.31.19
Printed Name: Myra LaSala Address: 104 W. College

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I ☒ (Protest) ☐ (Approve) the requested zoning amendment represented by the above file number because:

the recommendation
by the recommendation company did not
include my house. Why spend the money for
the study if you are including all the studied
properties?

Signed

Date

Printed Name

Address

John Durst
JO ANN DURST

310 West College Hwy

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I ☒ (Protest) ☐ (Approve) the requested zoning amendment represented by the above file number because:

The property at 618/620
San Antonio Street is dilapidated and dangerous.

Signed

Date

Printed Name

Address

John Melvin
Johnnie Melvin
Chief Operating Officer
JFV Hotel

5/6/19
11601 W. Hwy 290
Suite A101 Box 352
Austin TX 78737

REQUEST NO. Z-1910

As property owner within the surveyed area, I ☒ (Protest) ☐ (Approve) the requested zoning amendment represented by the above file number because:

The property in question use to
be a dump. There is more pieces of old asphalt than dirt
The city sewer is not aggrated to handle the existing sewage.

Signed

Date

Printed Name

Address

nothing there to signify historical landmark

Bruce Reek
Bruce Reek

27 April 2019
601 N. Adams

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest)(Approve) the requested zoning amendment represented by the above file number because: _____

The Home I own is not historic None around me are historic. I do not need any more regulations on my property.

Signed

Date

Romary Btovert

Printed Name

P.O. Box 47, Fb, TX 78624

Address

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest)(Approve) the requested zoning amendment represented by the above file number because: _____

I want my street to be in the historic district

Signed

Date

David Hicks

Printed Name

409 Plum St

Address

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest)(Approve) the requested zoning amendment represented by the above file number because: _____

I'VE HEARD NO ARGUMENT AS TO WHY IT MAKES SENSE TO EXPAND THE HISTORIC DISTRICT

Signed

Date

MARK HALLMAN

Printed Name

105 W. MAIN ST. FBG. TX 78624

Address

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest) (Approve) the requested zoning amendment represented by the above file number because: we need to preserve

our historical buildings to keep the flavor of Fbg

Dwight Oestreich
Signed

4/28/19
Date

Dwight Oestreich
Printed Name

204 W. Orchard
Address



(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I (Protest) (Approve) the requested zoning amendment represented by the above file number because: it's good for our city

Brett Oestreich
Signed

4/28/19
Date

Brett Oestreich
Printed Name

706 W. Travis
Address

**REQUEST NO. Z-1910**

As property owner within the surveyed area, I (Protest) (Approve) the requested zoning amendment represented by the above file number because: _____

(I am hoping, however, that the amendment will not impact our property taxes..)

Nancy Hierholzer
Signed

4-27-19
Date

NANCY HIERHOLZER
Printed Name

309 S. CROCKETT ST.
Address



REQUEST NO. Z-1910

As property owner within the surveyed area, I ~~(Protest)~~ (Approve) the requested zoning amendment represented by the above file number because:

I would like for the character of my neighborhood to be preserved

[Signature]

4/28/19

Signed

Date

GAINES TEABOE

205-1/2 Read St

Printed Name

Address

Patricia Williams
PATRICIA WILLIAMS

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I ~~(Protest)~~ (Approve) the requested zoning amendment represented by the above file number because:

I do not see any historical houses in my neighborhood - 709 W Travis This is an over reach!

Christy P Brown

4-30-2019

Signed

Date

Christy P Brown

709 W. TRAVIS

Printed Name

Address

Fredericksburg is already over regulated and over taxed - This proposal will add more burden to the homeowners.

(DETACH and RETURN)

REQUEST NO. Z-1910

As property owner within the surveyed area, I ~~(Protest)~~ (Approve) the requested zoning amendment represented by the above file number because:

there is no need to expand the historic district.

Michael J. Mahy

4/30/19

Signed

Date

Michael J Mahoney

312 W. College

Printed Name

Address

I do not want to have any restrictions put on me for any alterations I might want to have done to my house or any other buildings on my property; not only now- but also for heirs or any potential buyers in the future.

Jean Lucie Mohr

5-8-2019

Jean Lois Mohr

107 W. Centre St.

May 23, 2019

Mayor Linda Langerhans,
Council Member Charlie Kiehne,
Council Member Tom Musselman
Council Member Gary Neffendorf
Council Member Bobby Watson

RE: Fredericksburg Historic District Expansion to E. San Antonio Street

This letter is to request that the entire north side of the 600 block of E. San Antonio Street in Fredericksburg be removed from the Local Historic District Expansion.

Since these properties are located on the “backside” of Main Street, the Planning and Zoning Commission recognized that the highest and best use of these properties was NOT strictly residential so they rezoned to commercial for future development. It is probable the county and city could miss the opportunity for significant occupancy taxes if you “handcuff” the properties in this area with the historic designation which discourages potential commercial endeavors such as hotel development firms.

For example, there was an interest in purchasing a portion of the properties on this block for building a 60 room hotel, but this is currently on hold pending the decision on this expansion. The potential occupancy tax for this commercial endeavor is conservatively estimated to be \$138,000 annually.

(i.e. 60 rooms X \$150 avg/night X 365 days X 60% room occupancy* X 7% occupancy tax = \$137,970)

*Per the Gillespie County Economic Development Commission, current room occupancy rates are 62%.

For comparison, the 2018 property taxes for all properties on the north side of the 600 block according to the Gillespie Central Appraisal District web site was \$22,729. Now, I realize I am comparing different types of taxes, property vs. occupancy, but this does illustrate a potential income loss for the county and city.

My siblings and I own the residential property at 616 E. San Antonio Street and we feel that including the properties on this block in the Historic District Expansion will impede our ability to sell this commercially zoned property for its full market value. Therefore, we respectfully request that the 600 block of E. San Antonio Street be removed from the Local Historic District Expansion.

Respectfully,


Johnny Moldenhauer

CC: Betty Moldenhauer Eckert, Randy Moldenhauer, Judy Moldenhauer, Anna Hudson

ORDINANCE NO. 2019-19

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS, AMENDING THE ZONING ORDINANCE OF THE CITY AND ADDING A ZONING OVERLAY TO CERTAIN PROPERTIES NEAR OR ADJACENT TO THE CITY'S EXISTING HISTORIC OVERLAY DISTRICT, SITUATED IN THE CITY OF FREDERICKSBURG, TEXAS; DESIGNATING SAID PROPERTIES AS HO: HISTORIC OVERLAY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, an Application for Expansion of the City's Historic District has been submitted by the City, to add a zoning overlay to certain properties near or adjacent to the City's existing Historic Overlay district, situated in the City of Fredericksburg, Texas; designating said properties as HO: Historic Overlay; and

WHEREAS, public hearings before the Planning and Zoning Commission and the City Council of the City of Fredericksburg have been duly noticed and held regarding such application, as required by the City of Fredericksburg Zoning Ordinance; and

WHEREAS, the Planning and Zoning Commission has determined that such zoning change is in conformity with the uses established by the Comprehensive Land Use Plan of the City of Fredericksburg and is consistent with the objectives of the City of Fredericksburg Zoning Ordinance, and has recommended to the City Council of the City of Fredericksburg, based upon positive findings under the review and evaluation criteria established by such ordinance, that the rezoning be enacted; and

WHEREAS, the City Council has specifically found, following public hearing, that such change is consistent with the objectives of the City of Fredericksburg Zoning Ordinance and Comprehensive Land Use Plan of the City of Fredericksburg and there has not been a protest against rezoning signed by owners of twenty per cent (20%) or more either of the area of the property included in the zoning request, or of the area of the property immediately adjoining the same and extending two hundred feet (200') therefrom; and

WHEREAS, the City Council has specifically found that the properties included in this zoning request exhibit one or more of the characteristics set forth in Sec. 23-58(c)(1) of the City's Code of Ordinances.

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

Section 1. That the zoning ordinance of the City of Fredericksburg is hereby amended to incorporate the certain change in zoning district as follows:

All of those certain lots, tracts or parcels of land situated in the City of Fredericksburg, Gillespie County, Texas, near or adjacent to the City's current Historic Overlay District, said lots and tracts being more particularly described as set forth in the legal description attached hereto as Exhibit A, and as additionally shown and designated on the map attached hereto as Exhibit B, to be and are hereby designated as HO: Historic Overlay.

Section 2. That all references in City of Fredericksburg Code of Ordinances to the Zoning Ordinance shall henceforth refer to such as is amended hereby.

Section 3. That this Ordinance shall take effect upon the date of its passage.

PASSED AND APPROVED on this the ____ day of _____, 20____.

Linda Langerhans, Mayor
City of Fredericksburg, Texas

ATTEST:

Shelley Goodwin, City Secretary

APPROVED AS TO FORM:

Daniel Jones, City Attorney

EXHIBIT "A"

Number	Direct Street Name	ST_SU	Legal Description
201 S	WASHINGTON ST		PETMECKY BLK B&C LOT 3AR, 4.92
311 S	WASHINGTON ST		FBG ADD BLK 56 LOT 588 & 589
402 S	WASHINGTON ST		G E CO BLK V LOT UNMBR, 0.71, -UNMBR PT EAST OF GE5000-
408 N	WASHINGTON ST		DILTZ LOT 2R
303 S	WASHINGTON ST		PETMECKY BLK B LOT 3BR
504 N	WASHINGTON ST		G E CO #274 .363
501 N	WASHINGTON ST		WENDEL & ANDEREGG BLK 3 LOT 1
307 S	WASHINGTON ST		DIE ABENDGLOCKEN LOT 1
305 S	WASHINGTON ST		PETMECKY BLK B LOT 2
405 N	WASHINGTON ST		WENDEL & ANDEREGG BLK 1 LOT A
407 N	WASHINGTON ST		WENDEL & ANDEREGG BLK 1 LOT B
406 N	WASHINGTON ST		DILTZ LOT 3R
217 W	UFER ST		PFEIL LOT 11, 1.4527, & GE0613
209 W	UFER ST		G E CO #613 LOT H, 1.1
214 W	UFER ST		PFEIL LOT 8
303 W	UFER ST		SCHULTZ BLK 2 LOT 41-PT & 42
207 W	UFER ST		G E CO #613 LOT I-J-PT, 0.5739, -HOMESITE-
210 W	UFER ST		PFEIL LOT 9
215 W	UFER ST		PFEIL LOT 10
208 W	UFER ST		G E CO #613 .385
207 W	UFER ST		G E CO #613 LOT I-J-PT, 0.0361, -B&B-
706 W	TRAVIS ST		G E CO #300 .38
303 W	TRAVIS ST		FBG ADDN BLK 30 LOT 543AR
709 W	TRAVIS ST		FBG ADDN BLK 6 LOT 560AR
208 W	TRAVIS ST		KALLENBERG BLK 1 LOT 1-PT & 2-PT
318 W	TRAVIS ST		PATTON BLK 2 LOT 2
110 W	TRAVIS ST		G E CO #283 5.72, -MIDDLE SCHOOL-
110 W	TRAVIS ST		G E CO #282 5.12, -MIDDLE SCHOOL-
110 W	TRAVIS ST		G E CO #283 2.5, -MIDDLE SCHOOL-
105 W	TRAVIS ST		FBG ADD BLK 39 LOT 533-PT & 534
702 W	TRAVIS ST		G E CO #299 .459, -HOMESITE-
209 W	TRAVIS ST		FBG ADD BLK 36 LOT 539-PT
613 W	TRAVIS ST		FBG ADD BLK 12 LOT 555-PT
305 W	TRAVIS ST		FBG ADD BLK 30 LOT 544
109 W	TRAVIS ST		FBG ADD BLK 39 LOT 535AR
215 W	TRAVIS ST		FBG ADDN BLK 36 LOT 541-PT
406 W	TRAVIS ST		WALTER BLK 1 LOT 1-PT
206 W	TRAVIS ST		KALLENBERG BLK 1 LOT 2-PT & 3
207 W	TRAVIS ST		FBG ADDN BLK 36 LOT 538-PT & 539-PT
209 W	TRAVIS ST		FBG ADD BLK 36 LOT 540-PT
615 W	TRAVIS ST		FBG ADD BLK 12 LOT 556-PT
103 W	TRAVIS ST		FBG ADDN BLK 39 LOT 532 & 533-PT
411 W	TRAVIS ST		FBG ADD BLK 24 LOT 546-PT, 547-PT, & PT OF UNMBR LOT SE OF LT 546
312 W	TRAVIS ST		PATTON BLK 1 LOT 2
310 W	TRAVIS ST		PATTON BLK 1 LOT 3
710 W	TRAVIS ST		G E CO #300 .38, -HOMESITE-

705 W	TRAVIS	ST	FBG ADD BLK 6 LOT 558-PT
111 W	TRAVIS	ST	FBG ADDN BLK 39 LOT 535-PT & PT UNBRD W
203 W	TRAVIS	ST	FBG ADDN BLK 36 LOT 537-PT
602 W	TRAVIS	ST	G E CO #700 MULTIPLE LOTS LOT GE0297 & GE0298 & UNMBR, 1.82
306 W	TRAVIS	ST	KALLENBERG BLK 2 LOT 3R
707 W	TRAVIS	ST	FBG ADD BLK 6 LOT 559-PT
210 W	TRAVIS	ST	KALLENBERG BLK 1 LOT 1-PT
604 W	TRAVIS	ST	G E CO #298 .37
606 W	TRAVIS	ST	G E CO #298 .23
408 W	TRAVIS	ST	WALTER BLK 2 LOT 14 & 15
603 W	TRAVIS	ST	FBG ADD BLK 12 LOT 552-PT
618 W	TRAVIS	ST	G E CO #299 .27
307 W	TRAVIS	ST	FBG ADD BLK 30 LOT 545-PT
308 W	TRAVIS	ST	PATTON BLK 1 LOT 4
320 W	TRAVIS	ST	PATTON BLK 2 LOT 1
201 W	TRAVIS	ST	FBG ADDN BLK 36 LOT 536-PT
211 W	TRAVIS	ST	FBG ADDN BLK 36 LOT 540-PT & 541-PT
316 W	TRAVIS	ST	PATTON BLK 2 LOT 3
704 W	TRAVIS	ST	G E CO #300 .38
403 W	TRAVIS	ST	FBG ADDN BLK 24 LOT 2 UNMBR LOTS
314 W	TRAVIS	ST	PATTON BLK 1 LOT 1-PT
302 W	TRAVIS	ST	KALLENBERG BLK 2 LOT 1R
301 W	TRAVIS	ST	FBG ADD BLK 30 LOT 542AR
205 W	TRAVIS	ST	FBG ADD BLK 36 LOT 537-PT & 538-PT
714 W	TRAVIS	ST	MEEK SUBD LOT 1, 0.293, -HOMESITE-
413 W	TRAVIS	ST	FBG ADD BLK 24 LOT 547-PT
708 W	TRAVIS	ST	G E CO #300 .38, -HOMESITE-
612 W	TRAVIS	ST	AUSTIN-FREDBG LOT 2, -HOMESITE-
610 W	TRAVIS	ST	AUSTIN-FREDBG LOT 3, -HOMESITE-
507 W	TRAVIS	ST	FBG ADDN BLK 18 LOT 548 & UNMBR, -PT LOT 548 & PT OF UNMBR NW OF 54
611 W	TRAVIS	ST	FBG ADD BLK 12 LOT 554BR
608 W	TRAVIS	ST	G E CO #299 .51, -HOMESITE-
712 W	TRAVIS	ST	G E CO #300 0.46
711 W	TRAVIS	ST	FBG ADDN BLK 6 LOT 561AR
607 W	TRAVIS	ST	FBG ADDN BLK 12 LOT 553ARR, -REPLAT-
310 W	TRAVIS	ST	PATTON BLK 1 LOT 3, -B&B IMPR ONLY-LOCATED ON MARY MARGRET COSGRA
408	SYCAMORE	ST	MERKEL LOT 1-R, -REPLAT-
405	SYCAMORE	ST	G E CO #274 LOT D, .32
406	SYCAMORE	ST	MERKEL LOT 2R
504	SYCAMORE	ST	GROBE BLK 2 LOT 12AR, -REPLAT-
405	SYCAMORE	ST	G E CO #274 LOT D, -B&B IMPR ONLY-
0	SPRUCE	ST	VANDERSTUCKEN & GOLD LOT 2BR
410	SPRUCE	ST	VANDERSTUCKEN & GOLD LOT 6-PT & 7-PT
707 W	SCHUBERT	ST	FBG ADD BLK 5 LOT 4
710 W	SCHUBERT	ST	FBG ADD BLK 6 LOT 562
408 W	SCHUBERT	ST	FBG ADD BLK 24 LOT UNMBR, -2 UNMBR SE OF 546-
708 W	SCHUBERT	ST	FBG ADD BLK 6 LOT 561BR

709 W	SCHUBERT ST	FBG ADD BLK 5 LOT 3
711 W	SCHUBERT ST	FBG ADD BLK 5 LOT 2-PT
706 W	SCHUBERT ST	FBG ADD BLK 6 LOT 560BR
705 W	SCHUBERT ST	FBG ADDN BLK 5 LOT 5
704 W	SCHUBERT ST	FBG ADD BLK 6 LOT 558AR
704.5 W	SCHUBERT ST	FBG ADD BLK 6 LOT 559AR
615 E	SAN ANTOIST	FBG ADD BLK 61 LOT UNMBR E OF LOT 603
507 E	SAN ANTOIST	FBG ADDN BLK 61 LOT 594-PT
703 W	SAN ANTOIST	FBG ADD BLK 2 LOT 386
501 E	SAN ANTOIST	FBG ADDN BLK 61 LOT 593RR, -MILL APARTMENTS-REPLAT-
519 E	SAN ANTOIST	HOFFMAN HAUS SUBD LOT 600RR-PT, -REPLAT-
513 E	SAN ANTOIST	FBG ADDN BLK 61 LOT 596, -513 E SAN ANTONIO-
607 E	SAN ANTOIST	FBG ADDN BLK 61 LOT 602-PT
709 W	SAN ANTOIST	FBG ADDN BLK 2 LOT 387-PT & 388
707 W	SAN ANTOIST	FBG ADD BLK 2 LOT 387-PT
717 W	SAN ANTOIST	FBG ADD BLK 2 LOT 389-PT & 390-PT
517 E	SAN ANTOIST	FBG ADD BLK 61 LOT 597 & 598-PT
509 E	SAN ANTOIST	FBG ADDN BLK 61 LOT 594-PT,595-PT
601 E	SAN ANTOIST	HOFFMAN HAUS SUBD LOT 600RR-PT
611 E	SAN ANTOIST	FBG ADDN BLK 61 LOT 603-PT & PT UNBRD
714 W	SAN ANTOIST	FBG ADDN BLK 3 LOT 278 & 279-PT
511 E	SAN ANTOIST	FBG ADD BLK 61 LOT 595-PT
710 W	SAN ANTOIST	FBG ADDN BLK 3 LOT 280-PT
711 W	SAN ANTOIST	FBG ADDN BLK 2 LOT 389-PT
704 W	SAN ANTOIST	FBG ADD BLK 3 LOT 281-PT
720 W	SAN ANTOIST	FBG ADDN BLK 3 LOT 277BR
712 W	SAN ANTOIST	FBG ADDN BLK 3 LOT 279-PT & 280-PT
714 W	SAN ANTOIST	FBG ADD BLK 3 LOT 278 & 279-PT
409	PLUM ST	SCHULTZ BLK 2 LOT 36-R
410	PLUM ST	SCHULTZ BLK 1 LOT 18 & 19
416	PLUM ST	SCHULTZ BLK 1 LOT 22
424	PLUM ST	SCHULTZ BLK 1 LOT 27
426	PLUM ST	SCHULTZ BLK 1 LOT 28
402	PLUM ST	SCHULTZ BLK 1 LOT 15
406	PLUM ST	SCHULTZ BLK 1 LOT 17
405	PLUM ST	SCHULTZ BLK 2 LOT 39 & 40-A
411	PLUM ST	SCHULTZ BLK 2 LOT 34-B & 35
412	PLUM ST	SCHULTZ BLK 1 LOT 20
420	PLUM ST	SCHULTZ BLK 1 LOT 25 & 26
418	PLUM ST	SCHULTZ BLK 1 LOT 23 & 24
415	PLUM ST	SCHULTZ BLK 2 LOT 31-PT & 32-PT
413	PLUM ST	SCHULTZ BLK 2 LOT 32-PT, 33 & 34-PT
404	PLUM ST	SCHULTZ BLK 1 LOT 16
403	PLUM ST	SCHULTZ BLK 2 LOT 40-PT,41-PT
414	PLUM ST	SCHULTZ BLK 1 LOT 21
407	PLUM ST	SCHULTZ BLK 2 LOT 38-R
410 N	PINE ST	WENDEL & ANDEREGG BLK 1 LOT 8-PT

504 N	PINE	ST	WENDEL & ANDEREGG BLK 3 LOT AR-PT
410 N	PINE	ST	WENDEL & ANDEREGG BLK 1 LOT 8-PT
409 N	PINE	ST	WENDEL & ANDEREGG BLK 2 LOT 5
501 N	PINE	ST	WENDEL & ANDEREGG BLK 4 LOT 1BR
503 N	PINE	ST	WENDEL & ANDEREGG BLK 4 LOT 1AR
504 N	PINE	ST	WENDEL & ANDEREGG BLK 3 LOT AR-PT
405 N	PECAN	ST	WALTER BLK 1 LOT 3-B
504 N	PECAN	ST	WALTER BLK 2 LOT 11
404 N	PECAN	ST	WALTER BLK 2 LOT 13, .4591
506 N	PECAN	ST	WALTER BLK 2 LOT 10
403 N	PECAN	ST	WALTER BLK 1 LOT 2-PT
408 N	PECAN	ST	WALTER BLK 2 LOT 12
508 N	PECAN	ST	WALTER BLK 2 LOT 9
205.5 W	PEACH	ST	PFEIL LOT 6-PT
208 W	PEACH	ST	PFEIL LOT 2B-1R, -208 W PEACH-
109 W	PEACH	ST	STEHLING LOT 4
202 W	PEACH	ST	STEHLING LOT 1
213 W	PEACH	ST	PFEIL LOT 4-PT, -HOMESITE-
207 W	PEACH	ST	PFEIL LOT 5-PT
216 W	PEACH	ST	PFEIL LOT 1
204 W	PEACH	ST	PFEIL LOT 12
212 W	PEACH	ST	PFEIL LOT 2-PT
210 W	PEACH	ST	PFEIL LOT 2-PT
205 W	PEACH	ST	PFEIL LOT 6-PT
209 W	PEACH	ST	PFEIL LOT 5-PT
203 W	PEACH	ST	G E CO #613 .32
206 W	PEACH	ST	PFEIL LOT 2B-2R, 206 PEACH
213 W	PEACH	ST	PFEIL LOT 4-PT, -B&B-
204 W	ORCHARD	ST	G E CO #283 .45, -HOMESITE-
308 E	ORCHARD	ST	G E CO #274 .6
209 W	ORCHARD	ST	KALLENBERG BLK 1 LOT 5
305 W	ORCHARD	ST	KALLENBERG BLK 2 LOT 6
214 E	ORCHARD	ST	VANDERSTUCKEN & GOLD LOT 13-PT & 14
212 E	ORCHARD	ST	VANDERSTUCKEN & GOLD LOT 12 & 13-PT
212 W	ORCHARD	ST	KALLENBERG BLK 3 LOT 1 & 2-PT
406 E	ORCHARD	ST	WENDEL & ANDEREGG BLK 3 LOT C
408 E	ORCHARD	ST	WENDEL & ANDEREGG BLK 3 LOT BR
306 W	ORCHARD	ST	KALLENBERG BLK 4 LOT 3, (PATTON BLK 4 LOT 4)
208 E	ORCHARD	ST	VANDERSTUCKEN & GOLD LOT 10
206 W	ORCHARD	ST	KALLENBERG BLK 3 LOT 3-PT
407 E	ORCHARD	ST	WENDEL & ANDEREGG BLK 1 LOT C
210 E	ORCHARD	ST	VANDERSTUCKEN & GOLD LOT 11
206 E	ORCHARD	ST	VANDERSTUCKEN & GOLD LOT 9 & 20-PT
208 W	ORCHARD	ST	KALLENBERG BLK 3 LOT 2-PT & 3-PT
311 W	ORCHARD	ST	PATTON BLK 1 LOT 5 & 6
320 W	ORCHARD	ST	PATTON BLK 3 LOT 2
310 W	ORCHARD	ST	PATTON BLK 4 LOT 3

213 E	ORCHARD		VANDERSTUCKEN & GOLD LOT 2AR, -HOMESITE & B&B (213 E ORCHARD)
306 E	ORCHARD	ST	GROBE BLK 2 LOT 9R
304 E	ORCHARD	ST	GROBE BLK 2 LOT 8
211 E	ORCHARD	ST	VANDERSTUCKEN & GOLD LOT 1-PT
301 E	ORCHARD	ST	GROBE BLK 1 LOT 4-PT & 5-PT
404 E	ORCHARD	ST	WENDEL & ANDEREGG BLK 3 LOT 2
318 W	ORCHARD	ST	PATTON BLK 3 LOT 3
314 W	ORCHARD	ST	PATTON BLK 4 LOT 1 & 2
307 W	ORCHARD	ST	PATTON BLK 1 LOT 8
316 W	ORCHARD	ST	PATTON BLK 3 LOT 4
309 W	ORCHARD	ST	PATTON BLK 1 LOT 7
211 W	ORCHARD	ST	KALLENBERG BLK 1 LOT 4-PT
302 E	ORCHARD	ST	GROBE BLK 2 LOT 7
304 W	ORCHARD	ST	KALLENBERG BLK 4 LOT 2-PT
0 W	ORCHARD	ST	KALLENBERG BLK 1 LOT 6
506 N	ORANGE	ST	KALLENBERG BLK 4 LOT 1-PT & 2-PT
704 N	ORANGE	ST	BASSE BLK 2 LOT 2-PT & 3-PT
604 N	ORANGE	ST	BASSE BLK 1 LOT B
406 N	ORANGE	ST	KALLENBERG BLK 2 LOT 4-PT & 5-PT
405 N	ORANGE	ST	KALLENBERG BLK 1 LOT 4-PT
415 S	ORANGE	ST	SCHULTZ BLK 4 LOT 80-PT & 81, 1.081
610 N	ORANGE	ST	BASSE BLK 1 LOT 7-BR
502 N	ORANGE	ST	KALLENBERG BLK 4 LOT 1-PT & 2-PT
601 N	ORANGE	ST	BASSE BLK 4 LOT 1-PT, 2-PT, 3-PT, -LIFE ESTATE RUDOLPH H LENTZ ETUX-
309 S	ORANGE	ST	PFEIL LOT 3R & 7R, -REPLAT-
404 N	ORANGE	ST	KALLENBERG BLK 2 LOT 4-PT & 5-PT
305 S	ORANGE	ST	PFEIL LOT 13-PT
510 N	ORANGE	ST	KALLENBERG BLK 4 LOT 4-PT
508 N	ORANGE	ST	KALLENBERG BLK 4 LOT 4-PT & 5-PT
608 N	ORANGE	ST	BASSE BLK 1 LOT 5-PT & 6-PT, -MAIN HOUSE-
603 N	ORANGE	ST	BASSE BLK 4 LOT 17R
702 N	ORANGE	ST	BASSE BLK 2 LOT 1-PT & 2-PT
606 N	ORANGE	ST	BASSE BLK 1 LOT C
608 N	ORANGE	ST	BASSE BLK 1 LOT 5 -PT& 6-PT, -HOMESITE-
507 N	ORANGE	ST	KALLENBERG BLK 3 LOT 4BR, -REPLAT-
305 S	ORANGE	ST	PFEIL LOT 13-PT
602 N	MILAM	ST	ITZ BLK A LOT 4-PT
508 N	MILAM	ST	WALTER BLK 2 LOT 7-A
501 N	MILAM	ST	PATTON BLK 3 LOT 1-PT
505 N	MILAM	ST	PATTON BLK 3 LOT 1-PT
601 N	MILAM	ST	MEMORIAL PRESBYTERIAN CHURCH ADDITION LOT 1R-PT, 0.5647, -CHURCH-
504 N	MILAM	ST	WALTER BLK 1 LOT 5
401 S	MILAM	ST	SCHULTZ BLK 1 LOT 14-PT
506 N	MILAM	ST	WALTER BLK 1 LOT 6
306 S	MILAM	ST	FBG ADDN BLK 19 LOT 475A(A), .72
415 S	MILAM	ST	SCHULTZ BLK 1 LOT 4
411 S	MILAM	ST	SCHULTZ BLK 1 LOT 7

410 S	MILAM	ST	G E CO #593 0.2548
410 S	MILAM	ST	KLIER CREEKSIDE GARDENS LOT 1 & 2, 0.6, -HOMESITE-
403 S	MILAM	ST	SCHULTZ BLK 1 LOT 13 & 14-B, -JANE KOCH HAS LIFE ESTATE-
407 N	MILAM	ST	PATTON BLK 2 LOT 4-PT & 5-PT
406 S	MILAM	ST	G E CO #593 .25, -HOMESITE-
412 S	MILAM	ST	G E CO #593 .39
502 N	MILAM	ST	WALTER BLK 1 LOT 4
408 N	MILAM	ST	WALTER BLK 1 LOT 3-A
409 N	MILAM	ST	PATTON BLK 2 LOT 4-PT & 5-PT, OFFICE & STUDIO
416 S	MILAM	ST	G E CO #593 0.401
417 S	MILAM	ST	SCHULTZ BLK 1 LOT 3
419 S	MILAM	ST	SCHULTZ BLK 1 LOT 1
419 S	MILAM	ST	SCHULTZ BLK 1 LOT 2, -GUEST HOUSE IMPR ONLY-
407 S	MILAM	ST	SCHULTZ BLK 1 LOT 9 & 10-B
420 S	MILAM	ST	HART SUBD (JAY & PAM) LOT 1, -HOMESITE-
405 S	MILAM	ST	SCHULTZ BLK 1 LOT 10A, 11, & 12
413 S	MILAM	ST	SCHULTZ BLK 1 LOT 6
404 N	MILAM	ST	WALTER BLK 1 LOT 2-PT
402 N	MILAM	ST	WALTER BLK 1 LOT 1-PT
409 S	MILAM	ST	SCHULTZ BLK 1 LOT 8
404 S	MILAM	ST	SCHILTHUIS LOT 1
419 S	MILAM	ST	SCHULTZ BLK 1 LOT 2
400 S	MILAM	ST	SCHILTHUIS LOT 3
413 S	MILAM	ST	SCHULTZ BLK 1 LOT 5
713 W	MAIN	ST	FBG ADD BLK 3 LOT 276
705 W	MAIN	ST	FBG ADD BLK 3 LOT 272R
714 W	MAIN	ST	FBG ADDN BLK 4 LOT 133-PT
707 W	MAIN	ST	FBG ADDN BLK 3 LOT 273-PT
711 W	MAIN	ST	FBG ADDN BLK 3 LOT 275
709 W	MAIN	ST	FBG ADDN BLK 3 LOT 274
712 W	MAIN	ST	FBG ADDN BLK 4 LOT 134 & 135
706 W	MAIN	ST	FBG ADDN BLK 4 LOT 136R, -REPLAT
703 N	LLANO	ST	HAHNE BLK A LOT 1-PT & 2-PT
611 N	LLANO	ST	HAHNE BLK B LOT 4-A
605 N	LLANO	ST	HAHNE BLK B LOT 2
507 N	LLANO	ST	VANDERSTUCKEN & GOLD BLK 3 LOT 19, 20-PT & 21-PT
508 N	LLANO	ST	HENKE BLK B LOT 14, -IMPR ONLY-
512 N	LLANO	ST	HENKE BLK B LOT 15
701 N	LLANO	ST	HAHNE BLK A LOT 1-PT
604 N	LLANO	ST	COLLEGE BLK D LOT 6-R
608 N	LLANO	ST	COLLEGE BLK D LOT 5-R
407 N	LLANO	ST	VANDERSTUCKEN & GOLD LOT 7-PT
408 N	LLANO	ST	HENKE BLK A LOT 5
508 N	LLANO	ST	HENKE BLK B LOT 14
406 N	LLANO	ST	HENKE BLK A LOT 4, -CLINIC & RESIDENCE-
602 N	LLANO	ST	COLLEGE BLK D LOT 7-PT
405 N	LLANO	ST	VANDERSTUCKEN & GOLD LOT 7R

502 N	LLANO	ST	HENKE BLK B LOT 11
502 N	LLANO	ST	HENKE BLK B LOT 12
601 N	LLANO	ST	HAHNE BLK B LOT 1-PT 601 N LLANO
603 N	LLANO	ST	HAHNE BLK B LOT 1-PT 603 N LLANO
413 N	LLANO	ST	VANDERSTUCKEN & GOLD LOT 6-PT
609 N	LLANO	ST	HAHNE BLK B LOT 3
506 N	LLANO	ST	HENKE BLK B LOT 13
612 N	LLANO	ST	COLLEGE BLK D LOT 4-PT
404 N	LLANO	ST	HENKE BLK A LOT 3
606 N	LLANO	ST	COLLEGE BLK D LOT 6-R, -IMPR ONLY-
501 N	LLANO	ST	VANDERSTUCKEN & GOLD LOT 8R, REPLAT
604 N	LINCOLN	ST	HAHNE BLK B LOT 5-PT, 6-PT, & 7-PT
507 N	LINCOLN	ST	GROBE BLK 2 LOT 10
602 N	LINCOLN	ST	HAHNE BLK B LOT 7A-R, -REPLAT-
508 N	LINCOLN	ST	VANDERSTUCKEN & GOLD LOT 15-PT & 16-PT
506 N	LINCOLN	ST	VANDERSTUCKEN & GOLD LOT 15-PT & 16-PT
406 N	LINCOLN	ST	VANDERSTUCKEN & GOLD LOT 1-PT
606 N	LINCOLN	ST	HAHNE BLK B LOT 8-PT
110 S	LEE	ST	FBG ADDN BLK 62 LOT 335-PT & 336-PT
303	FULTON	ST	SCHULTZ BLK 4 LOT 82
303	FULTON	ST	SCHULTZ BLK 4 LOT 83 & 84
306	FULTON	ST	SCHULTZ BLK 2 LOT 29 & 30
303	FULTON	ST	SCHULTZ BLK 4 LOT 85-PT
307	FULTON	ST	SCHULTZ BLK 4 LOT 86R, 0.6582
309	FULTON	ST	SCHULTZ BLK 4 LOT 88-PT & 89-PT, 0.22
311	FULTON	ST	SCHULTZ BLK 4 LOT 89-PT, 90,91, & 92,, 0.89
404	FULTON	ST	HART SUBD (JAY & PAM) LOT 2
0	FULTON	T	SCHULTZ BLK 4 LOT 88-PT & 89-PT, 0.06
317	FULTON	ST	SCHULTZ BLK 4 LOT 93R, -REPLAT-
410 N	ELM	ST	PATTON BLK 2 LOT 6 & 7
403 N	ELM	ST	PATTON BLK 1 LOT 1-PT
209 S	ELK	ST	FBG ADDN BLK 61 LOT 592BR
206 S	ELK	ST	FBG ADDN BLK 61 LOT UNMBR A, 1.13, GE#630-204 & 206 S ELK-
203 S	ELK	ST	LANGERHANS BLK 1 LOT 1RRAR, -REPLAT-
205 S	ELK	ST	LANGERHANS BLK 1 LOT 1RRBR, -REPLAT-
207 S	ELK	ST	LANGERHANS BLK 1 LOT 1RRCR, -REPLAT-
304 N	EDISON	ST	FBG ADD BLK 18 LOT 548-PT & UNBRD
309 S	CROCKETT	ST	STEHING LOT 7-PT & 8-PT
604 N	CROCKETT	ST	BASSE BLK 4 LOT 13-PT, 14 & 15
310 S	CROCKETT	ST	G E CO #613 LOT E, 0.1928
306 S	CROCKETT	ST	G E CO #613 LOT C-A, .15, -S CROCKETT-
311 S	CROCKETT	ST	STEHING LOT 7-PT, 8-PT & 9, 4.0902, INCLUDES 2.91 ACS GE613 & LOT 132-PT
308 S	CROCKETT	ST	G E CO #613 LOT C-B, .14
307 S	CROCKETT	ST	STEHING LOT 2
312 S	CROCKETT	ST	G E CO #613 LOT F, .19
605 N	CROCKETT	ST	COLLEGE BLK C LOT 1-B
608 E	CREEK	ST	HOFFMAN HAUS SUBD LOT 600RR-PT, -REPLAT-

706 W	CREEK	ST	FBG ADDN BLK 2 LOT 394-PT
603 E	CREEK	ST	LANGERHANS BLK 3 LOT 11
501 E	CREEK	ST	LANGERHANS BLK 2 LOT 5-PT,6-PT
411 E	CREEK	ST	G E CO #630 LOT B, -GUEST HSE-IMP ONLY-
610 E	CREEK	ST	G E CO #630 LOT L, .4079
704 W	CREEK	ST	FBG ADD BLK 2 LOT 395
602 E	CREEK	ST	LANGERHANS BLK 1 LOT 3
510 E	CREEK	ST	LANGERHANS BLK 1 LOT 2
411 E	CREEK	ST	G E CO #630 LOT B, 1.24, -HOMESITE-
503 E	CREEK	ST	LANGERHANS BLK 2 LOT 6-PT, -503 E CREEK-
505 E	CREEK	ST	LANGERHANS BLK 2 LOT 7
509 E	CREEK	ST	LANGERHANS BLK 2 LOT 8, 9, 19, & 20, -509 E CREEK-
714 W	CREEK	ST	FBG ADDN BLK 2 LOT 392
710 W	CREEK	ST	FBG ADD BLK 2 LOT 393
708 W	CREEK	ST	FBG ADDN BLK 2 LOT 394-PT
605 E	CREEK	ST	LANGERHANS BLK 3 LOT 12R
607 E	CREEK	ST	LANGERHANS BLK 3 LOT 13R
601 E	CREEK	ST	LANGERHANS BLK 3 LOT 10
608 E	CREEK	ST	HOFFMAN HAUS SUBD LOT 600RR-PT, -B & B HOMESITE-REPLAT-
716 W	CREEK	ST	FBG ADDN BLK 2 LOT 391-PT
0 E	CREEK	ST	GE0630 G E CO #630, ACRES 0.025, UNMBRD SE OF LOT 14 LANGERHANS (0.01
714 W	CREEK	ST	FBG ADDN BLK 2 LOT 392
502 E	CREEK	ST	LANGERHANS BLK 1 LOT 1RRDR, -REPLAT-
504 E	CREEK	ST	LANGERHANS BLK 1 LOT 1RRER, -REPLAT-
506 E	CREEK	ST	LANGERHANS BLK 1 LOT 1RRFR, -REPLAT-
508 E	CREEK	ST	LANGERHANS BLK 1 LOT 1RRGR, -REPLAT-
319 W	COLLEGE	ST	PATTON BLK 3 LOT 5 & 6-PT
104 W	COLLEGE	ST	COLLEGE BLK C LOT 9 B&C, -PT LOT 9-
312 W	COLLEGE	ST	LINDENBERG LOT 1
104 E	COLLEGE	ST	COLLEGE BLK D LOT 8-PT & 9-PT
406 W	COLLEGE	ST	ITZ BLK A LOT 5
310 W	COLLEGE	ST	LINDENBERG LOT 2
305 W	COLLEGE	ST	KALLENBERG BLK 4 LOT 6
306 W	COLLEGE	ST	BASSE BLK 1 LOT 1-PT,2-PT,3-PT & 4=PT
226 W	COLLEGE	ST	BASSE BLK 4 LOT 1-PT,2-PT & 3-PT
205 E	COLLEGE	ST	VANDERSTUCKEN & GOLD LOT 18, -HOMESITE ONLY-, Undivided Interest 50.00
302 E	COLLEGE	ST	HAHNE BLK D LOT 4 & 5
211 W	COLLEGE	ST	BASSE BLK 5 LOT 1, 2, 3, 4, 5, 6 & 7, 2.265, -MIDDLE SCHOOL-
211 W	COLLEGE	ST	KALLENBERG BLK 3 LOT 5 & 6, 0.6101, -MIDDLE SCHOOL-
302 W	COLLEGE	ST	BASSE BLK 1 LOT A
310 E	COLLEGE	ST	HAHNE BLK D LOT 2
303 E	COLLEGE	ST	GROBE BLK 2 LOT 12BR, -REPLAT-
207 E	COLLEGE	ST	VANDERSTUCKEN & GOLD LOT 16-PT & 17
314 W	COLLEGE	ST	MEMORIAL PRESBYTERIAN CHURCH ADDITION LOT 2R, .582
409 E	COLLEGE	ST	WENDEL & ANDEREGG BLK 3 LOT 8
206 E	COLLEGE	ST	HAHNE BLK B LOT 5-PT
208 W	COLLEGE	ST	BASSE BLK 4 LOT 11,12 & 13-PT

309 W	COLLEGE	ST	PATTON BLK 4 LOT 7
208 E	COLLEGE	ST	HAHNE BLK B LOT 6A-R, -REPLAT-
307 E	COLLEGE	ST	G E CO #274 .32
222 W	COLLEGE	ST	BASSE BLK 4 LOT 3-PT, 4, 5-PT
312 E	COLLEGE	ST	HAHNE BLK D LOT 1
408 W	COLLEGE	ST	ITZ BLK A LOT 6, -408 W COLLEGE-
407 W	COLLEGE	ST	WALTER BLK 2 LOT 8-PT
301 E	COLLEGE	ST	GROBE BLK 2 LOT 11
205 E	COLLEGE	ST	VANDERSTUCKEN & GOLD LOT 18
108 W	COLLEGE	ST	COLLEGE BLK C LOT 7-R
112 W	COLLEGE	ST	COLLEGE BLK C LOT 6-R
409 W	COLLEGE	ST	WALTER BLK 2 LOT 8-PT
214 W	COLLEGE	ST	BASSE BLK 4 LOT 9 & 10-PT
212 W	COLLEGE	ST	BASSE BLK 4 LOT 10-PT, -RENT HOUSE-
215 W	COLLEGE	ST	KALLENBERG BLK 3 LOT 4AR, -REPLAT-
220 W	COLLEGE	ST	BASSE BLK 4 LOT 5-PT & 6
401 E	COLLEGE	ST	WENDEL & ANDEREGG BLK 3 LOT 5
401 E	COLLEGE	ST	WENDEL & ANDEREGG BLK 3 LOT 6
315 W	COLLEGE	ST	PATTON BLK 3 LOT 6-PT, 7 & 8
410 W	COLLEGE	ST	ITZ BLK A LOT 7-PT
411 E	COLLEGE	ST	WENDEL & ANDEREGG BLK 4 LOT 5-PT
110 E	COLLEGE	ST	COLLEGE BLK D LOT 7A, -PT LOT 7-
404 W	COLLEGE	ST	ITZ BLK A LOT 4-PT
204 E	COLLEGE	ST	HAHNE BLK B LOT 1-PT
106 E	COLLEGE	ST	COLLEGE BLK D LOT 9-PT
307 W	COLLEGE	ST	PATTON BLK 4 LOT 8
216 W	COLLEGE	ST	BASSE BLK 4 LOT 7 & 8
303 W	COLLEGE	ST	KALLENBERG BLK 4 LOT 5-PT
313 W	COLLEGE	ST	PATTON BLK 4 LOT 5
311 W	COLLEGE	ST	PATTON BLK 4 LOT 6, -311 W COLLEGE-
403 W	COLLEGE	ST	WALTER BLK 2 LOT 7-PT
311 E	COLLEGE	ST	RAMSAY ADDITION LOT 2, .191
306 E	COLLEGE	ST	HAHNE BLK D LOT 3
309 E	COLLEGE	ST	RAMSAY ADDITION LOT 1, .176
108 E	COLLEGE	ST	COLLEGE BLK D LOT 10
308 W	COLLEGE	ST	LINDENBERG LOT 3
407 E	COLLEGE	ST	WENDEL & ANDEREGG BLK 3 LOT 7
106 W	COLLEGE	ST	COLLEGE BLK C LOT 8
112 W	COLLEGE	ST	COLLEGE BLK C LOT 6-R, -B&B-
205 E	COLLEGE	ST	VANDERSTUCKEN & GOLD LOT 18, -IMPR ONLY-RENTAL, Undivided Interest 50
201 N	CHERRY	ST	FBG ADDN BLK 5 LOT 31-PT
203 N	CHERRY	ST	FBG ADD BLK 5 LOT 31-PT
211 N	CHERRY	ST	FBG ADDN BLK 5 LOT 1A-R
205 S	CHERRY	ST	FBG ADDN BLK 2 LOT 389-PT & 390-PT
103 N	CHERRY	ST	FBG ADD BLK 4 LOT 133-PT
207 S	CHERRY	ST	FBG ADDN BLK 2 LOT 390-PT & 391-PT
105 N	CHERRY	ST	FBG ADDN BLK 4 LOT 132AR

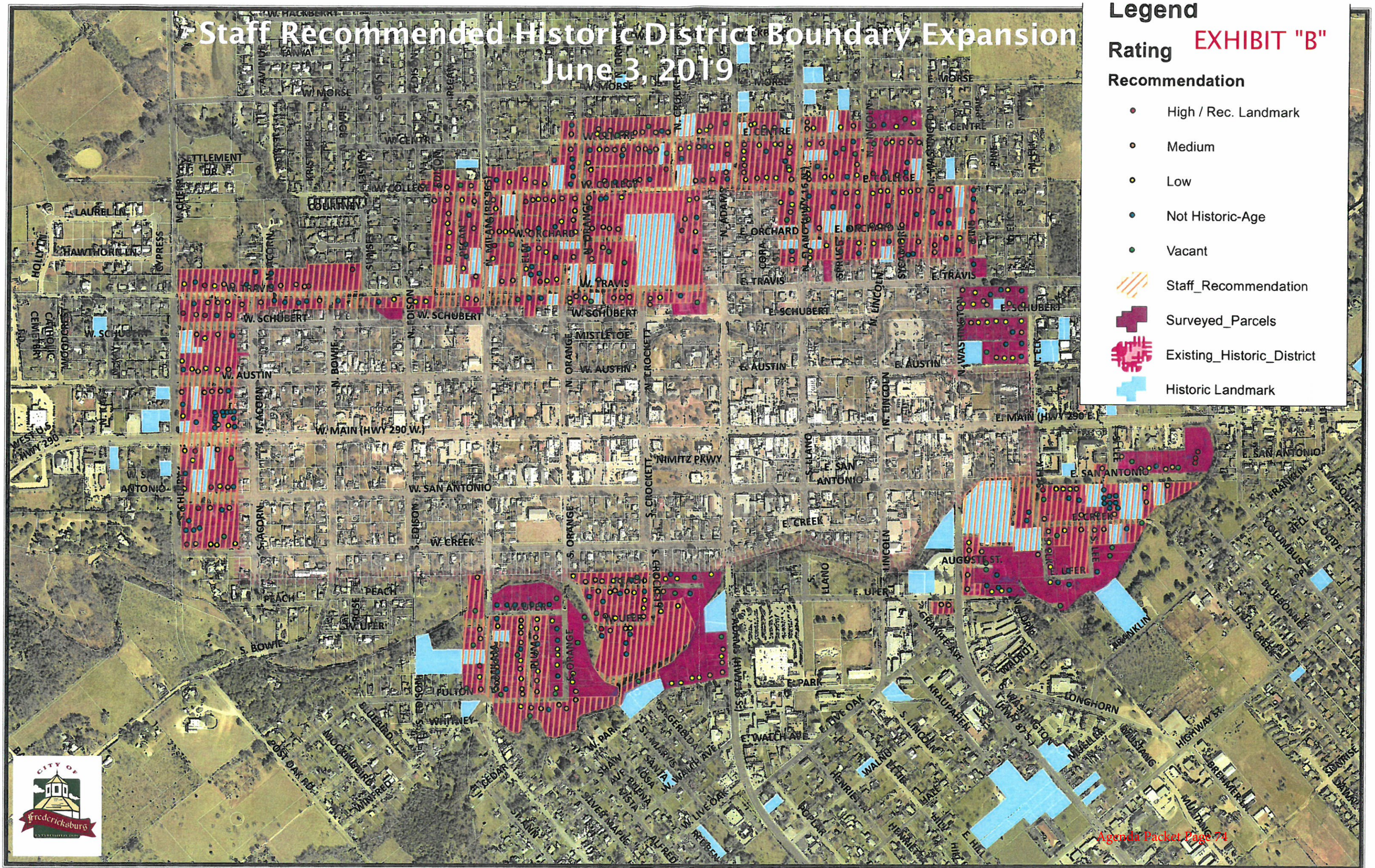
105 S	CHERRY	ST	FBG ADD BLK 3 LOT 277AR
209 N	CHERRY	ST	FBG ADDN BLK 5 LOT 1B-R
403 N	CHERRY	ST	MEEK SUBD LOT 2, 0.17
207 E	CENTRE	ST	HAHNE BLK B LOT 9
107 W	CENTRE	ST	COLLEGE BLK C LOT 2-PT & 3-PT
209 E	CENTRE	ST	HAHNE BLK B LOT 8-PT
105 W	CENTRE	ST	COLLEGE BLK C LOT 3-PT
223 W	CENTRE	ST	BASSE BLK 4 LOT 18
104 E	CENTRE	ST	COLLEGE BLK B LOT 8BR
220 W	CENTRE	ST	BASSE BLK 3 LOT 4
214 W	CENTRE	ST	BASSE BLK 3 LOT 6-PT & 7, (STUDIO ONLY)
218 W	CENTRE	ST	BASSE BLK 3 LOT 5 & 6-PT
202 W	CENTRE	ST	BASSE BLK 3 LOT 15
108 W	CENTRE	ST	COLLEGE BLK A LOT 7-PT & 8-PT
222 W	CENTRE	ST	BASSE BLK 3 LOT 2-PT & 3, -CASITA DEL LA PAZ B&B LOCATED ON THIS PROP-
206 W	CENTRE	ST	BASSE BLK 3 LOT 12
112 E	CENTRE	ST	COLLEGE BLK B LOT 7R, HOMESITE-REPLAT-
210 W	CENTRE	ST	BASSE BLK 3 LOT 9 & 10-PT
224 W	CENTRE	ST	BASSE BLK 3 LOT 1 & 2-PT
311 E	CENTRE	ST	HAHNE BLK D LOT 10-PT
309 E	CENTRE	ST	HAHNE BLK D LOT 9-PT & 10-PT
111 W	CENTRE	ST	COLLEGE BLK C LOT 1-A
211 W	CENTRE	ST	BASSE BLK 4 LOT 24 & 25
107 E	CENTRE	ST	COLLEGE BLK D LOT 3-PT
301 E	CENTRE	ST	HAHNE BLK D LOT 6R, -REPLAT
110 W	CENTRE	ST	COLLEGE BLK A LOT 7-PT
106 W	CENTRE	ST	COLLEGE BLK A LOT 8-PT
111 E	CENTRE	ST	COLLEGE BLK D LOT 4-PT
204 W	CENTRE	ST	BASSE BLK 3 LOT 13
219 W	CENTRE	ST	BASSE BLK 4 LOT 20-PT & 21
106 E	CENTRE	ST	COLLEGE BLK B LOT 9R
217 W	CENTRE	ST	BASSE BLK 4 LOT 22 & 23
221 W	CENTRE	ST	BASSE BLK 4 LOT 19 & 20-PT
212 E	CENTRE	ST	HAHNE BLK A LOT 7-PT
201 W	CENTRE	ST	BASSE BLK 4 LOT 30
214 W	CENTRE	ST	BASSE BLK 3 LOT 6-PT & 7
206 E	CENTRE	ST	HAHNE BLK A LOT 5
212 W	CENTRE	ST	BASSE BLK 3 LOT 8
103 W	CENTRE	ST	COLLEGE BLK C LOT 4-PT
105 E	CENTRE	ST	COLLEGE BLK D LOT 2-PT, 3-PT, & 9-PT
305 E	CENTRE	ST	HAHNE BLK D LOT 8-PT
110 E	CENTRE	ST	COLLEGE BLK B LOT 6-PT,7-PT & 10-PT
203 W	CENTRE	ST	BASSE BLK 4 LOT 29
205 W	CENTRE	ST	BASSE BLK 4 LOT 28
207 W	CENTRE	ST	BASSE BLK 4 LOT 27
108 E	CENTRE	ST	COLLEGE BLK B LOT 10R, Undivided Interest 50.0000000000%
104 W	CENTRE	ST	COLLEGE BLK A LOT 4-PT & 9

201 E	CENTRE	ST	HAHNE BLK B LOT 4-PT
208 W	CENTRE	ST	BASSE BLK 3 LOT 10-PT & 11
307 E	CENTRE	ST	HAHNE BLK D LOT 8-PT & 9-PT
112 W	CENTRE	ST	COLLEGE BLK A LOT 6
109 E	CENTRE	ST	COLLEGE BLK D LOT 4-PT
208 E	CENTRE	ST	HAHNE BLK A LOT 6
209 W	CENTRE	ST	BASSE BLK 4 LOT 26
109 W	CENTRE	ST	COLLEGE BLK C LOT 2-PT
225 W	CENTRE	ST	BASSE BLK 4 LOT 16R, -HOMESITE-
205 E	CENTRE	ST	HAHNE BLK B LOT 10
112 W	CENTRE	ST	COLLEGE BLK A LOT 6, -B&B-
202.5	CENTRE	ST	BASSE BLK 3 LOT 14
222 W	CENTRE	ST	BASSE BLK 3 LOT 2-PT & 3, -B&B IMPR ONLY-LOCATED ON KARL C & JENNIFER I
110 W	CENTRE	ST	COLLEGE BLK A LOT 7-PT, -B&B-
219.5 W	CENTRE	ST	BASSE BLK 4 LOT 20-PT & 21
305 N	BOWIE	ST	FBG ADD BLK 18 LOT 550-PT
304 N	BOWIE	ST	FBG ADDN BLK 12 LOT 551-PT & 552-PT
706 W	AUSTIN	ST	FBG ADD BLK 5 LOT 35R-A
708 W	AUSTIN	ST	FBG ADD BLK 5 LOT 34
705 W	AUSTIN	ST	FBG ADD BLK 4 LOT 128-PT & 129-PT
710 W	AUSTIN	ST	FBG ADD BLK 5 LOT 33
707 W	AUSTIN	ST	FBG ADD BLK 4 LOT 129-PT & 130-PT, -JILL LIFE ESTATE-
711 W	AUSTIN	ST	FBG ADDN BLK 4 LOT 130-PT, 131-PT
714 W	AUSTIN	ST	FBG ADDN BLK 5 LOT 32-PT
713 W	AUSTIN	ST	FBG ADD BLK 4 LOT 131-PT
715 W	AUSTIN	ST	FBG ADDN BLK 4 LOT 132BR, Undivided Interest 50.0000000000%
712 W	AUSTIN	ST	FBG ADD BLK 5 LOT 32-PT
703 W	AUSTIN	ST	FBG ADD BLK 4 LOT 128B
715 W	AUSTIN	ST	FBG ADDN BLK 4 LOT 132BR, Undivided Interest 50.0000000000%
401 E	AUGUSTE	ST	DIE ABENDGLOCKEN LOT 6
607 N	ADAMS	ST	COLLEGE BLK D LOT 1C & 2C, -PTS LOTS 1 & 2-
606 N	ADAMS	ST	COLLEGE BLK C LOT 9-PT & 10-PT
602 N	ADAMS	ST	COLLEGE BLK C LOT 9-PT & 10-PT
604 N	ADAMS	ST	COLLEGE BLK C LOT 9-PT & 10-PT
609 N	ADAMS	ST	COLLEGE BLK D LOT 1-PT & 2-PT
0	ADAMS		COLLEGE BLK A LOT 10
610 N	ADAMS	ST	COLLEGE BLK C LOT 4-PT & 5-PT
612 N	ADAMS	ST	COLLEGE BLK C LOT 4-PT & 5-PT
611 N	ADAMS	ST	COLLEGE BLK D LOT 1-PT & 2-PT
603 N	ADAMS	ST	COLLEGE BLK D LOT 8-PT & 9-PT
605 N	ADAMS	ST	COLLEGE BLK D LOT 1-PT, 2-PT, 8-PT & 9-PT
705 N	ADAMS	ST	COLLEGE BLK B LOT 8AR
406 N	ACORN	ST	G E CO #299 .1837
306 N	ACORN	ST	FBG ADD BLK 6 LOT 557-PT
403 N	ACORN	ST	AUSTIN-FREDBG LOT 1

Legend

Rating EXHIBIT "B"

Recommendation





CITY COUNCIL MEMO

DATE: May 29, 2019

TO: City Council

FROM: Brian Jordan, AICP

SUBJECT: : Z-1908, Ordinance changing the zoning on 16.04 acres of land located south of Friendship Lane and west of Hollmig Lane from R-1 Single Family Residential to R-1A Single Family Residential – Small Lot

Summary:

The property is located on the west side of Hollmig Lane, south of Friendship Lane. The property is currently vacant, and is bordered by an overhead power line on the north side, undeveloped land owned by the Penick's to the west, undeveloped land outside the city limits to the south, and the Greenwood Forest (Bob White Trail) neighborhood to the east. This property was annexed into the City in 2002, and was concurrently zoned R-1, Single family residential. Utilities are located in Hollmig Lane and are available to serve this property.

Land uses surrounding this property include vacant undeveloped land to the north, west and south, and single family homes to the east. Adjacent zoning is C-1, Neighborhood Commercial to the north, and R-1, Single family residential to the west and east. Property to the south is outside the city limits.

Recommendation:

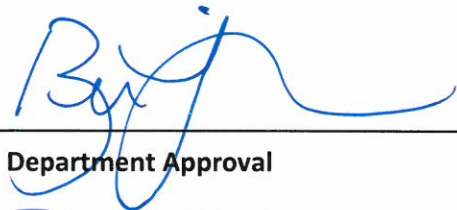
The Commission voted unanimously to recommend approval of the change in zoning from R-1 Single Family Residential to R-1A Single Family Residential. Staff concurs with the recommendation of the Commission. Staff has received 4 letters in opposition to the request, and none in support. These protest letters represent greater than 20% of the area surrounding the proposed zoning. This means a super majority vote of the City Council (4 out of 5) is required to approve the zoning change.

Background / Analysis:

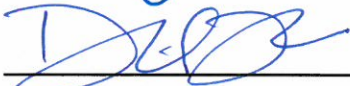
Given the description provided in the Comprehensive Plan of providing a range of lot sizes and housing types in order to promote increased housing diversity and affordability, we believe the proposed R1-A category is appropriate.

Attachments:

Map of Area, ordinance, brief, notification map, property owners list, preliminary plat



Department Approval



City Attorney Approval



City Manager Approval

ZONING CHANGE BRIEF
Rezoning Request # Z-1908

APPLICANT: Penick Estate Limited Partnership

LOCATION: West side of Hollmig Lane, and south of Friendship Lane.

SIZE: 16.04 acres

EXISTING ZONING: R-1 Single Family Residential

PROPOSED CHANGE: R1-A, Single Family Residential – Small Lot Zoning

FINDINGS:

- The property is located on the west side of Hollmig Lane, south of Friendship Lane.
- The property is currently vacant, and is bordered by an overhead power line on the north side, undeveloped land owned by the Penick's to the west, undeveloped land outside the city limits to the south, and the Greenwood Forest (Bob White Trail) neighborhood to the east.
- This property was annexed into the City in 2002, and was concurrently zoned R-1, Single family residential.
- Utilities are located in Hollmig Lane and are available to serve this property.
- Land uses surrounding this property include vacant undeveloped land to the north, west and south, and single family homes to the east.
- Adjacent zoning is C-1, Neighborhood Commercial to the north, and R-1, Single family residential to the west and east. Property to the south is outside the city limits.
- The Land Use Plan identifies the subject properties, as well as the surrounding properties to the west and east as Low Density Residential. Property to the north is Commercial and to the south is Rural Residential.

LAND USE PLAN: The Land Use Plan identifies the subject property to be Low Density Residential. As defined in the Comprehensive Plan, this use is representative of traditional, single-family detached dwelling units. Low density residential accounts for the largest percentage of residential development in Fredericksburg today and will continue to do so with the development shown on this "Future Land Use Map". The areas designated for low density residential land use are generally not adjacent to major thoroughfares or incompatible land uses, and are in proximity to existing single-family residential land use. Within these areas, the City should encourage a range of lot sizes and housing types in order to promote increased housing diversity and affordability. For this reason, several single-family zoning districts with various lot sizes should be provided in the Zoning Ordinance.

ZONING: Given the description provided in the Comprehensive Plan of providing a range of lot sizes and housing types in order to promote increased housing diversity and affordability, we believe the proposed R1-A category is appropriate.

OPPOSITION/SUPPORT OF REQUEST: Four letters have been received in opposition to the zoning change, none in support.

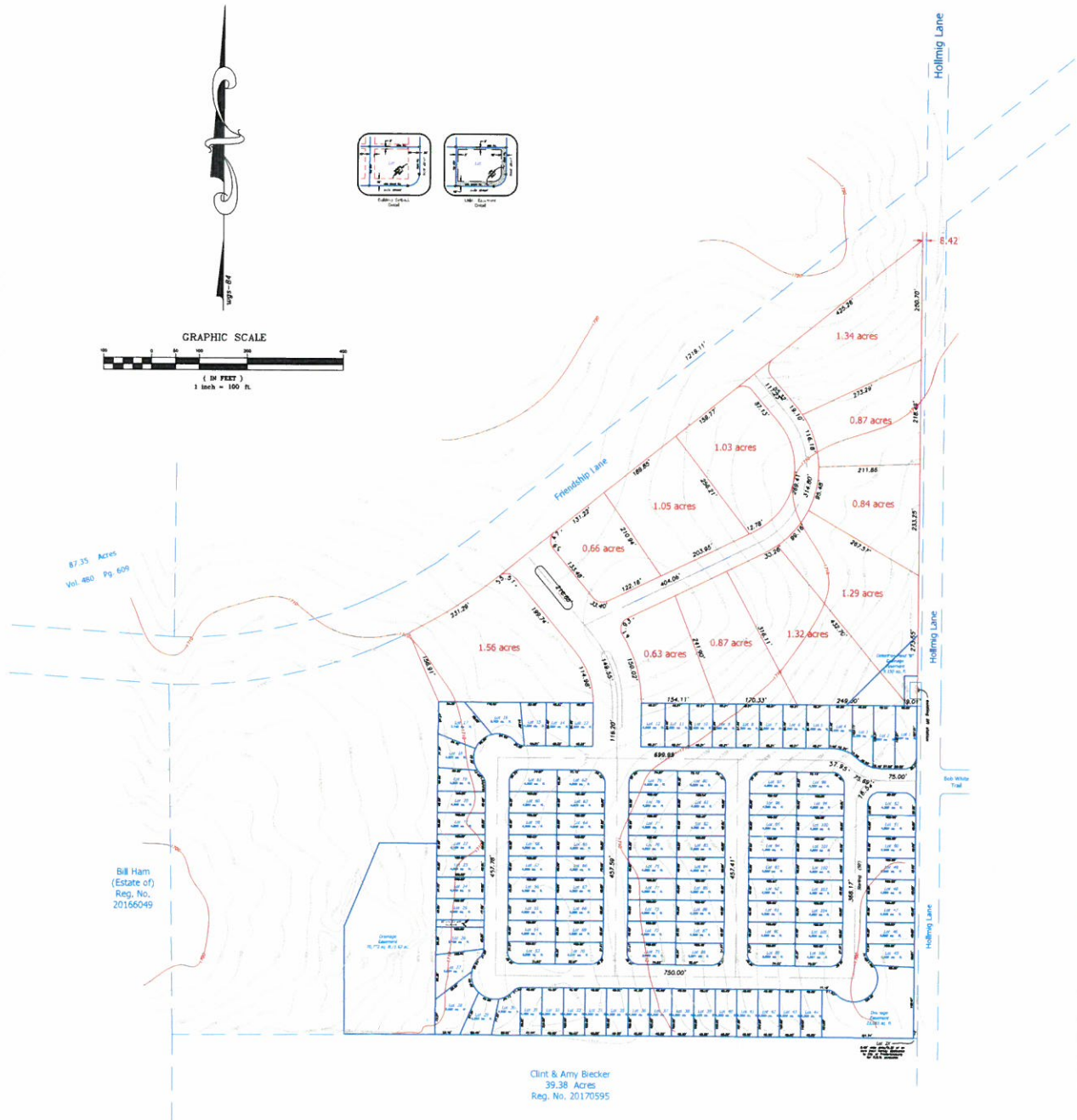
PLANNING AND ZONING COMMISSION RECOMMENDATION: The Commission voted unanimously to recommend approval of the zoning request.

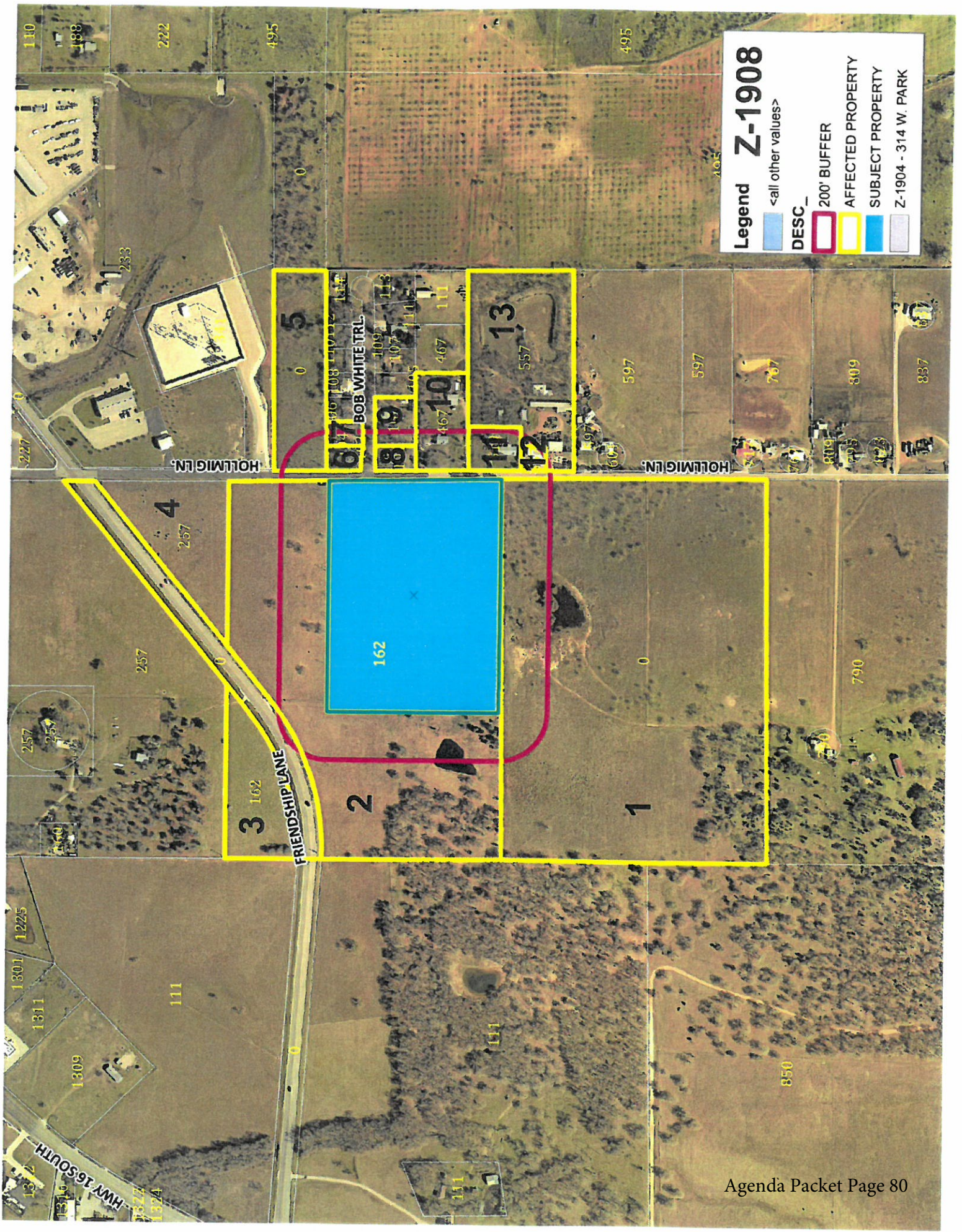
STAFF RECOMMENDATION: Based on the range of lot sizes and housing types recommended in the Comprehensive Plan for the Low Density category, approval is recommended.

PRELIMINARY PLAT

for:

"DOVE CROSSING", A 16.04 ACRE TRACT OF LAND
&
A 13.23 ACRE "C 1" (COMMERCIAL) TRACT,
BOTH BEING PART OF THAT CERTAIN PROPERTY DESCRIBED IN A
CONVEYANCE FROM JIMMY R. PENICK TO THE PENICK ESTATE LIMITED
PARTNERSHIP, FOUND OF RECORD IN A SPECIAL WARRANTY DEED EXECUTED
ON DECEMBER 29TH, 2009 AND RECORDED ON JANUARY 21ST, 2010 UNDER
REGISTER NO. 20100277 OF THE OFFICIAL PUBLIC RECORDS OF GILLESPIE
COUNTY, TEXAS.





Legend Z-1908

<all other values>

DESC_

200' BUFFER

AFFECTED PROPERTY

SUBJECT PROPERTY

Z-1904 - 314 W. PARK

Letter	Owner	Address
1	CLINT & AMY BEICKER	140 STONE CANYON FREDERICKSBURG, TX 78624
2	PENICK LIMITED PARTNERSHIP	240 W. MAIN FREDERICKSBURG, TX 78624
3	PENICK LIMITED PARTNERSHIP	240 W. MAIN FREDERICKSBURG, TX 78624
4	PENICK LIMITED PARTNERSHIP	240 W. MAIN FREDERICKSBURG, TX 78624
5	DONALD & CAROL ECKHARDT	495 ECKHARDT LN FREDERICKSBURG, TX 78624
6	CHARLES & NORMA VOIGT	102 BOBWHITE TRL FREDERICKSBURG, TX 78624
7	ALAN HARPER & BETTE HODGES	104 BOBWHITE TRL FREDERICKSBURG, TX 78624
8	JAMES & CAITLIN HOOVER	101 BOBWHITE TRL FREDERICKSBURG, TX 78624
9	ROSENE RAMSEY	103 BOBWHITE TRL FREDERICKSBURG, TX 78624
10	TODD & JODIE KNEESE	109 BOBWHITE TRL FREDERICKSBURG, TX 78624
11	RUDY & ALVIS AHRENS	519 HOLMIG LN FREDERICKSBURG, TX 78624
12	DANIEL & JEANETTE SCHNEIDER	118 RIDGEWOOD DR FREDERICKSBURG, TX 78624
13	DANIEL SCHNEIDER	118 RIDGEWOOD DR FREDERICKSBURG, TX 78624
Z-1908		

ORDINANCE NO. 2019-18

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS, AMENDING THE ZONING ORDINANCE OF THE CITY AND CHANGING THE ZONING DISTRICT AS TO CERTAIN PROPERTY IN THE GEORGE DEBRANT SURVEY NO. 42, SITUATED IN THE CITY OF FREDERICKSBURG, TEXAS; CHANGING SAID PROPERTY FROM R-1 SINGLE FAMILY RESIDENTIAL TO R-1A SINGLE FAMILY RESIDENTIAL-SMALL LOT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, an Application for Rezoning has been submitted by an owner of property located within the George Debrant Survey No. 42, in the City of Fredericksburg, Texas, to change the present zoning district of a 16.04 acre tract of land out of the George Debrant Survey No. 42, from R-1 Single Family Residential to R-1A Single Family Residential-Small Lot; and

WHEREAS, public hearings before the Planning and Zoning Commission and the City Council of the City of Fredericksburg have been duly noticed and held regarding such application, as required by the City of Fredericksburg Zoning Ordinance; and

WHEREAS, the Planning and Zoning Commission has determined that such zoning change is in conformity with the uses established by the Comprehensive Land Use Plan of the City of Fredericksburg and is consistent with the objectives of the City of Fredericksburg Zoning Ordinance, and has recommended to the City Council of the City of Fredericksburg, based upon positive findings under the review and evaluation criteria established by such ordinance, that the rezoning be enacted; and

WHEREAS, the City Council has specifically found, following public hearing, that such change is consistent with the objectives of the City of Fredericksburg Zoning Ordinance and Comprehensive Land Use Plan of the City of Fredericksburg; and

WHEREAS, the City has received protests against rezoning, signed by owners of twenty per cent (20%) or more of either the area of the property included in the zoning request, or of the area of the property immediately adjoining the same and extending two hundred feet (200') therefrom.

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

Section 1. That the zoning ordinance of the City of Fredericksburg is hereby amended to incorporate the certain change in zoning district as follows:

All of those certain lots, tracts or parcels of land situated in the City of Fredericksburg, Gillespie County, Texas, being a 16.04 acre tract of land out of the George Debrant Survey No. 42, said tract being more particularly described as set forth in the legal description attached hereto as Exhibit A, and as additionally shown and designated on the map attached hereto as Exhibit B, to be and are hereby rezoned and designated as R-1A Single Family Residential-Small Lot.

Section 2. That all references in City of Fredericksburg Code of Ordinances to the Zoning Ordinance shall henceforth refer to such as is amended hereby.

Section 3. That this Ordinance shall take effect upon the date of its passage.

PASSED AND APPROVED on this the ____ day of _____, 20____.

Linda Langerhans, Mayor
City of Fredericksburg, Texas

ATTEST:

Shelley Goodwin, City Secretary

APPROVED AS TO FORM:

Daniel Jones, City Attorney

SULTEMEIER

SURVEYING & ENGINEERING

TEXAS LICENSED SURVEYING FIRM: 100930-00
TEXAS REGISTERED ENGINEERING FIRM: F-10608

805 North Llano
Fredericksburg, TX 78624
Tel.: (830) 990-1221

16.04 ACRES

FN-DOVE CROSSING: REZONE TRACT

A DESCRIPTION OF A 16.04 ACRE TRACT OF LAND OUT OF THE GEORGE DEBRANT SURVEY NO. 42, SITUATED IN GILLESPIE COUNTY, TEXAS; BEING PART OF THAT CERTAIN 65 ACRE TRACT OF LAND DESCRIBED IN A CONVEYANCE FROM JIMMY R. PENICK TO THE PENICK ESTATE LIMITED PARTNERSHIP, FOUND OF RECORD IN A SPECIAL WARRANTY DEED EXECUTED ON DECEMBER 29TH, 2009 AND RECORDED ON JANUARY 21ST, 2010 UNDER REGISTER NO. 20100277 OF THE OFFICIAL PUBLIC RECORDS OF SAID COUNTY; SAID 16.04 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING on the south line of the said 65 acre tract, for the southeast corner hereof, whence an 8 inch diameter cedar fence post found on the west line of Hollmig Lane at the southeast corner of the said 65 acre tract bears S 89 ° 51' 39" E, a distance of 8.42 feet;

THENCE with the south line of the said 65 acre tract, N 89 ° 51' 39" W, a distance of 1000.00 feet to the southwest corner hereof;

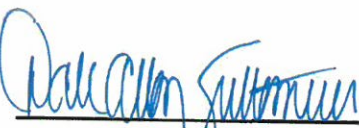
THENCE departing from said south line and passing over and across the said 65 acre tract with the following three (3) courses:

1. N 00 ° 17' 46" E, a distance of 699.08 to the northwest corner hereof,
2. S 89 ° 49' 05" E, a distance of 1000.00 feet to the northeast corner hereof, and
3. S 00 ° 17' 46" W, a distance of 698.33 feet to the **POINT OF BEGINNING**, containing 16.04 acres of land, more or less.

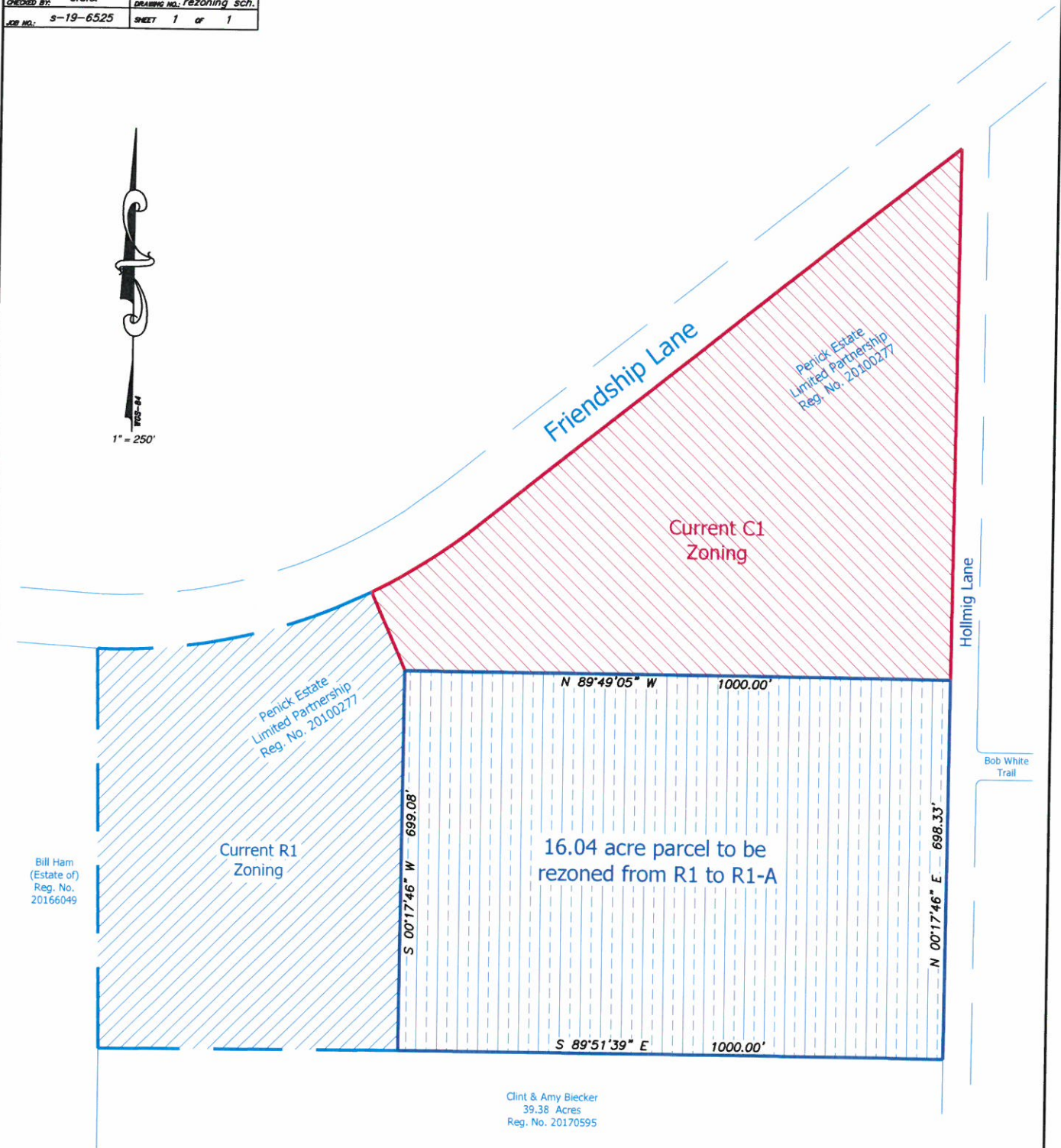
This description was prepared from a partial on the ground survey of the referenced 65 acre tract and from office calculations. IT IS TO BE USED ONLY AS AN EXHIBIT TO BE INCORPORATED IN A DOCUMENT WHICH CHANGES THE ZONING OF THE SUBJECT TRACT.

SULTEMEIER SURVEYING &
ENGINEERING, LLC
805 North Llano
Fredericksburg, Texas 78624
(830) 990-1221




Dale Allen Sultemeier
Registered Professional Land
Surveyor
No. 4542 - State of Texas

DRAWN BY:	d.a.s.	DATE:	19
CHECKED BY:	d.a.s.	DRAWING NO.:	rezoning sch.
JOB NO.:	S-19-6525	SHEET	1 of 1



**SULTEMEIER
SURVEYING & ENGINEERING**

Boundary-Title-Topographic-Construction Surveys
Engineering - Land Development Services
805 North Llano Street
Fredericksburg, Texas 78624
(830) 990-1221
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sultemeiersurveying.com
LICENSED SURVEYING FIRM: 100930-00

**A SCHEMATIC SHOWING A 16.04
ACRE PARCEL OF LAND TO BE
REZONED FROM R1 TO R1-A.**



CITY COUNCIL MEMO

DATE: May 29, 2019

TO: Mayor and City Council

FROM: Brian Jordan, AICP

SUBJECT: Voluntary Annexation of approximately 94 acres of land extending from Friendship Lane to US Highway 87 South, otherwise known as the Dale Crenwelge property, consideration of an ordinance amending the Land Use Plan, an ordinance establishing Zoning on approximately 125 acres of land and consideration of an annexation agreement on said property.

Summary:

The property is located on the south side of Friendship Lane, east of US Highway 87 South (see the attached exhibit). The project is called Heather Glen, and is proposed to consist of 6.36 acres of C-2 Commercial fronting on US Highway 87, 19.43 acres of R-2, Mixed Residential, and 99.32 acres of R-1A, Single Family Residential – Small Lots (see attached zoning plan). Of Mr. Crenwelge's 125 acres, approximately 31 acres is already in the City Limits. The required public hearings were held February 4 and February 18. The Planning and Zoning Commission made a recommendation on the zoning on the property on February 6, 2019, and Council held their public hearing on February 18, 2019. While there was no action taken on the zoning at that time, it was understood that the proposed C-1 Neighborhood Commercial fronting on Friendship Lane would not be approved and the remainder of the zoning would be approved as proposed. The institution of annexation proceedings was held on March 11, 2019.

Recommendation:

Approval of the annexation ordinance, annexation agreement, zoning ordinance and land use plan ordinance.

Background / Analysis:

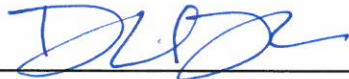
The accompanying annexation agreement provides for the future obligations of the developer and the City for development of the project. The agreement lays out the zoning, the provisions for phasing the project, provisions for a private park facility with a proposed reduction of park fees, utility improvements, roadway improvements and timing in accordance with a Traffic Impact Study subject to TXDOT and City approval, and construction of public sidewalk along Friendship Lane and the extension of South Creek Street.

Attachments:

Proposed General Development Plan, Phasing Plan, Zoning Exhibit, Annexation Agreement, Annexation Ordinance, Land Use Plan Ordinance



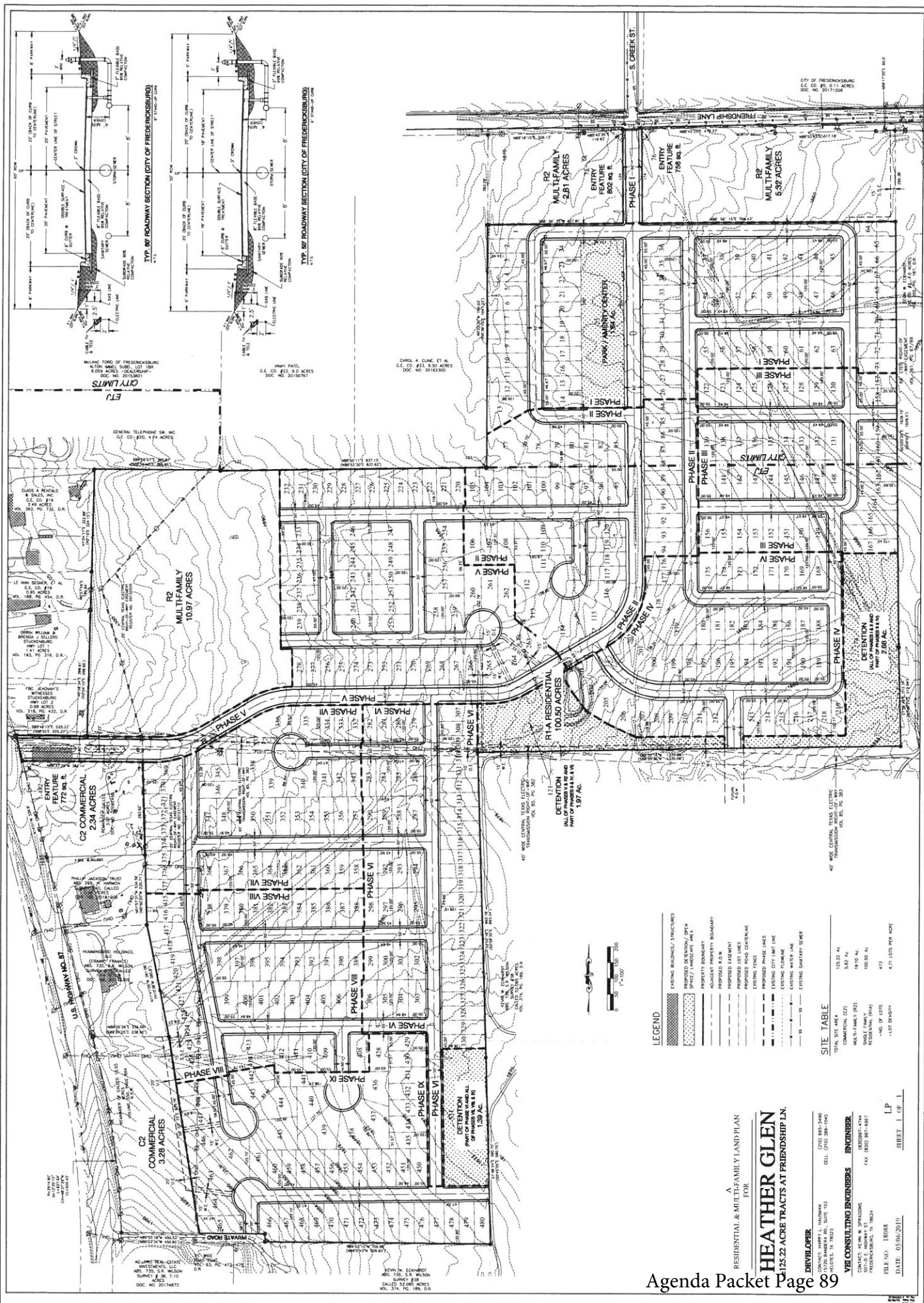
Department Approval

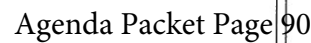


City Attorney Approval



City Manager Approval





ORDINANCE NO. 2019-20

AN ORDINANCE ANNEXING TO THE CITY OF FREDERICKSBURG, TEXAS APPROXIMATELY 94.07 ACRES OF LAND, BEING A PORTION OF THE FRIENDSHIP OAKS SUBDIVISION AND ADDITIONAL ADJACENT TRACTS, LOCATED TO THE SOUTH OF FRIENDSHIP LANE, GILLESPIE COUNTY, TEXAS; EXTENDING THE CORPORATE LIMITS OF THE CITY OF FREDERICKSBURG, TEXAS, SO AS TO INCLUDE SAID TERRITORY; GRANTING TO ALL INHABITANTS AND FUTURE INHABITANTS OF SAID TERRITORY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS OF THE CITY OF FREDERICKSBURG, TEXAS; BINDING THE INHABITANTS AND FUTURE INHABITANTS OF SAID TERRITORY BY ANY AND ALL ACTS, ORDINANCES, RESOLUTIONS AND REGULATIONS OF SAID CITY OF FREDERICKSBURG, TEXAS; AND PROVIDING FOR AN ANNEXATION AGREEMENT FOR THE EXTENSION OF MUNICIPAL SERVICES INTO SAID TERRITORY AND THE CONSTRUCTION AND MAINTENANCE OF PUBLIC UTILITIES RELATED TO SUCH ANNEXATION.

WHEREAS, the City of Fredericksburg has previously instituted annexation proceedings for the following tracts or parcels of land (the "Property") situated in Gillespie County, Texas, to-wit:

BEING a 94.07 acre tract of land being a portion of Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, all of a tract of land called to be 3.07 acres out of the Henry Harmon Survey No. 40, A-299, and the Samuel R. Wilson Survey No. 38, A-735, Gillespie County, Texas, described in a deed to Dale A. Crenwelge, of record in Document No. 20092468, of the Official Public Records of Gillespie County, Texas, and all of a tract of land called to be 15.65 acres out of the Samuel R. Wilson Survey No. 38, A-735, described in a deed to Dale Crenwelge, of record in Volume 350, Page 864, of the Official Public Records of Gillespie County, Texas, said 94.07 acres being more particularly described by metes and bounds on Exhibit "A" and as additionally shown on a map in Exhibit "B", copies of which are attached hereto and incorporated herein by reference; and

WHEREAS, the City Council of the City of Fredericksburg, Texas has heard arguments for and against the annexation of such Property at two (2) public hearings in accordance with Section 43.063 of the Local Government Code of the State of Texas and after having been requested to annex such Property by the owners thereof; and

WHEREAS, the City Council of the City of Fredericksburg, Texas has determined

that said Property is contiguous and adjacent to the limits of the City of Fredericksburg, Texas; that the said Property to be annexed meets all requisites of law for annexation, and that such Property should be annexed to the City of Fredericksburg, Texas, and the corporate limits of the City of Fredericksburg, Texas should be extended so as to include such territory; and that the City Council of the City of Fredericksburg, Texas, by the provisions of the Local Government Code of the State of Texas, and the Charter of the City of Fredericksburg, has the power to annex such Property.

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

Section 1. That the Property is hereby annexed to the City of Fredericksburg, Texas; that the corporate limits of the City of Fredericksburg, Texas, be and they are hereby extended so as to include such Property within the city limits of the City of Fredericksburg, Texas; and that said Property shall hereafter be included within the territorial limits of the City of Fredericksburg, Texas.

Section 2. That the present and future inhabitants of such Property shall hereafter be entitled to all the rights and privileges of other citizens of the City of Fredericksburg, Texas; and that the inhabitants of such Property shall be bound by any and all the acts, ordinances, resolutions and regulations of the City of Fredericksburg, Texas.

Section 3. That the annexation agreement or other plan for the extension of municipal services to the Property shall be considered for adoption by the City Council of the City of Fredericksburg, Texas, contemporaneously with the adoption of this Ordinance.

PASSED AND APPROVED this the 3rd day of June, 2019.

Linda Langerhans, Mayor
City of Fredericksburg, Texas

ATTEST:

Shelley Goodwin, City Secretary

APPROVED AS TO FORM:

Daniel Jones, City Attorney

94.07-ac TRACT

DESCRIPTION of a 94.07 acre tract of land being a portion of Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, all of a tract of land called to be 3.07 acres out of the Henry Harmon Survey No. 40, A-299, and the Samuel R. Wilson Survey No. 38, A-735, Gillespie County, Texas, described in a deed to Dale A. Crenwelge, of record in Document No. 20092468, of the Official Public Records of Gillespie County, Texas, and all of a tract of land called to be 15.65 acres out of the Samuel R. Wilson Survey No. 38, A-735, described in a deed to Dale Crenwelge, of record in Volume 350, Page 864, of the Official Public Records of Gillespie County, Texas, said 94.07 acres being more particularly described by metes and bounds as follows:

BEGINNING in the south line of Friendship Lane at a point in the west line of a tract of land called to be 44.4356 acres being a part of Outlot No. 2, and Outlot No. 7, et al of the G.E. Co., described in a deed to Kevin W. Eckhardt, of record in Volume 555, Page 187, of the Official Public Records of Gillespie County, Texas, same being the most northerly northeast corner of said Lot 2, Friendship Oaks Subdivision;

THENCE, S 00° 25' 27" E, with the west line of said 44.435-acre tract and the east line of said Lot 2, 1049.69 feet to the POINT OF BEGINNING;

THENCE, continuing with the west line of said 44.435-acre tract and the east line of said Lot 2, the following two (2) courses:

- 1) S 00° 25' 27" E, 578.81 feet;
- 2) S 01° 12' 52" E, 312.34 feet a point in the north line of a tract conveyed to Kevin W. Eckhardt, at the most easterly southeast corner of said Lot 2, and the most easterly southeast corner of the herein described tract;

THENCE, S 89° 12' 08" W, with a south line of said Lot 2, and a north line of said Eckhardt tract, 1334.92 feet to the most northerly northwest corner of said Eckhardt tract, for an interior corner of said Lot 2, and an interior corner of the herein described tract;

THENCE, with a west line of said Eckhardt tract the following two (2) courses:

- 1) S 01° 22' 02" E, with an east line of said Lot 2, 965.34 feet to the most southerly southeast corner of said Lot 2, and the northeast corner of said 15.65-acre tract;
- 2) S 01° 08' 32" E, with the east line of said 15.65-acre tract, 590.70 feet to an interior corner of said Eckhardt tract at the southeast corner of said 15.65-acre tract, and the most southerly southeast corner of the herein described tract;

THENCE, with a north line of said Eckhardt tract and the south line of said 15.65-acre tract, the following three (3) courses:

- 1) N 89° 12' 14" W, 709.85 feet to the southwest corner of a road easement of record in Volume 93, Page 473, of the Deed Records of Gillespie County, Texas;
- 2) N 00° 11' 32" W, with the west line of said easement, 25.00 feet to the northeast corner of said easement;
- 3) N 89° 15' 05" W, with the north line of said easement 450.60 feet to a point in the east right-of-way line of U.S Highway 87, at the southwest corner of said 15.65-acre tract, same being the most southerly southwest corner of the herein described tract;

THENCE, with the east right-of-way line of said U.S. Highway 87, the following two (2) courses:

- 1) A curve to the left having a radius of 2915.10 feet, a central angle of $10^{\circ} 53' 10''$, and arc distance of 553.87 feet, and a chord which bears $N 07^{\circ} 07' 39'' W$, 553.03 feet to the northwest corner of said 15.65-acre tract and the most westerly southwest corner of said Lot 2, Friendship Oaks Subdivision;
- 2) A curve to the left having a radius of 7257.43 feet, a central angle of $00^{\circ} 35' 47''$, an arc distance of 75.53 feet, and a chord which bears $N 18^{\circ} 17' 44'' W$, 75.53 feet to the southwest corner of a tract of land called to be 1.64 acres out of the S.R. Wilson Survey No. 38, A-735, Gillespie County, Texas, same being a northwest corner of said Lot 2 and the most westerly northwest corner of the herein described tract;

THENCE, $S 89^{\circ} 47' 31'' E$, with a north line of said Lot 2, and the south line of said 1.64-acre tract, 244.10 feet to the southeast corner of said 1.64-acre tract, for an interior corner of said Lot 2, and an interior corner of the herein described tract;

THENCE, with a west line of said Lot 2, the following three (3) courses:

- 1) $N 11^{\circ} 01' 23'' W$, with the east line of said 1.64 acre tract, 360.80 feet to the southeast corner of a tract of land called to be 1.435 acres out of the H. Harmon Survey No. 40, A-299, described in a deed to the Phillip Jackson Trust, of record in Document No. 20181905, of the Official Public Records of Gillespie County, Texas, same being the northeast corner of said 1.64 acre tract;
- 2) $N 01^{\circ} 13' 47'' W$, with the east line of said 1.435-acre tract, 220.79 feet to a point in the south line of said 3.07-acre tract, at the northeast corner of said 1.435-acre tract, for an interior corner of the herein described tract;
- 3) THENCE, $S 88^{\circ} 43' 29'' W$, with the north line of said 1.435-acre tract, and the south line of said 3.07-acre tract, 307.00 feet to the east right-of-way line of U.S. Highway 87 at the northwest corner of said 1.435-acre tract;

THENCE, with the east right-of-way line of said U.S. Highway 290, and the west line of said 3.07-acre tract, the following two (2) courses:

- 1) $N 14^{\circ} 24' 22'' W$, 336.90 feet;
- 2) A curve to the right having a radius of 5680.11 feet, a central angle of $00^{\circ} 36' 27''$, an arc distance of 60.22, and a chord which bears $N 14^{\circ} 28' 25'' W$, 60.22 feet to the southwest corner of a tract of land called to be 0.98 acres described in a deed to the Jehovah's Witnesses being Stuckenburg, Highway Lot 2, of record in Volume 218, Page 432, of the Deed Records of Gillespie County, Texas, same being the northwest corner of said 3.07 acre tract, and the most westerly northwest corner of the herein described tract;

THENCE, $S 89^{\circ} 18' 26'' E$, with the south line of said 0.98-acre tract, and the north line of said 3.07-acre tract, 225.27 feet to the southeast corner of said 0.98-acre tract for a southwest corner of said Lot 2, and an interior corner of the herein described tract;

THENCE, with a west line of said Lot 2, the following three (3) courses:

- 1) $N 01^{\circ} 40' 42'' E$, along the east line of said 0.98 acre tract, passing the northeast corner of said 0.98 acre tract, and the southeast corner of a tract of land called to be 1.41 acres being

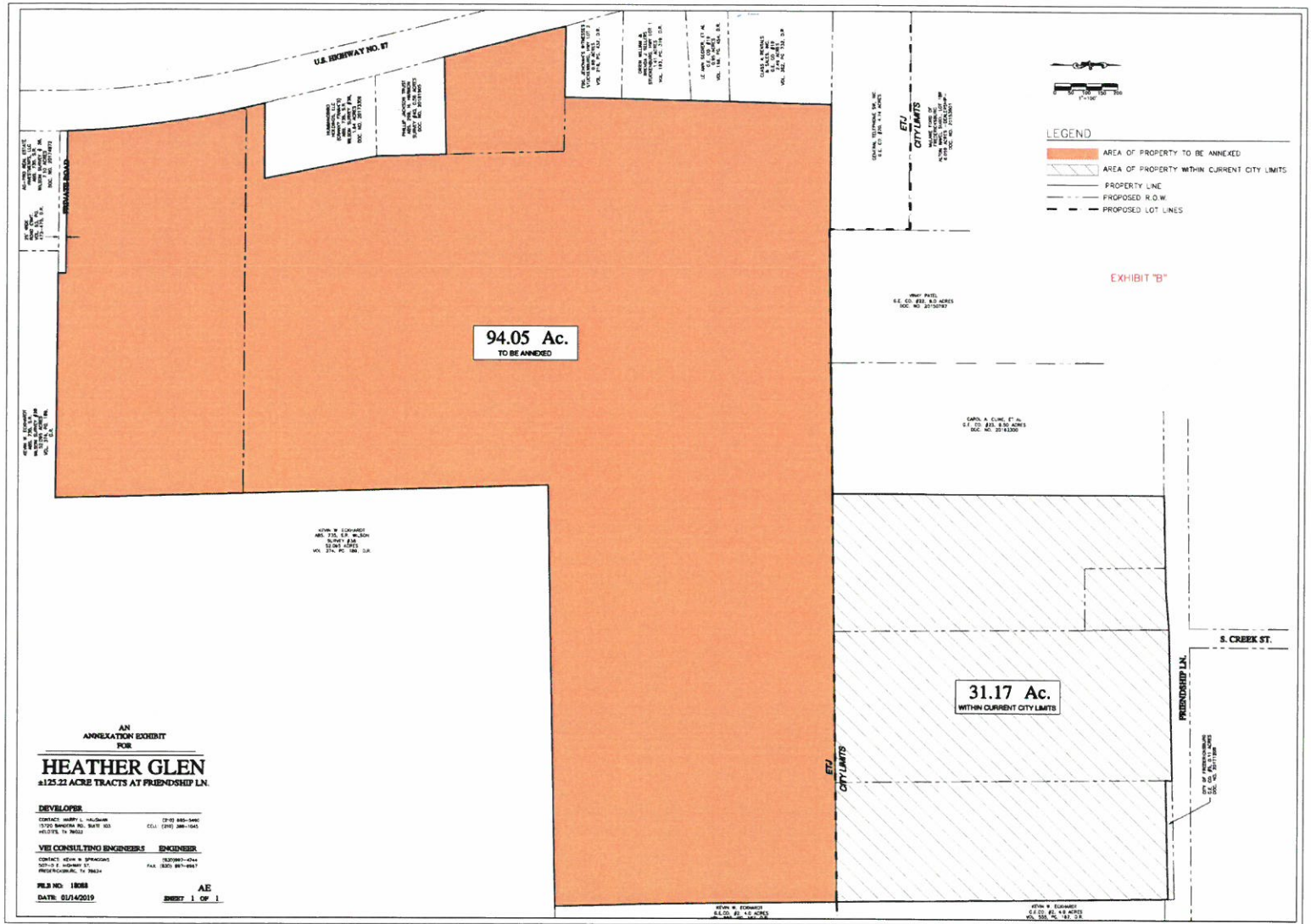
Stuckenburg, Highway Lot 1, described in a deed to Orrin William and Brenda J. Sellers, of record in Volume 193, Page 319, of the Deed Records of Gillespie County, Texas, and continuing with the east line of said 1.41 acre tract 399.53 feet to the southeast corner of a tract of land called to be 0.95 acres, out of Outlot No. 19, G.E. Co., described in a deed to Le Ann Segner, et al, of record in Volume 168, Page 454, of the Deed Records of Gillespie County, Texas, same being the northeast corner of said 1.41 acre tract;

- 2) N 01° 30' 02" E, with the east line of said 0.95 acre tract, 120.53 feet to the southeast corner of a tract of land called to be 2.49 acres out of Outlot No. 19, G.E. Co., described in a deed to Class A. Rentals, & Sales, of record in Volume 362, Page 732, of the Official Public Records of Gillespie County, Texas, same being the northeast corner of said 0.95 acre tract;
- 3) N 01° 46' 32" E, with the east line of said 2.49 acre tract, 324.15 feet to a point in the south line of a tract of land called to be 4.74 acres out of Outlot No. 20 of G.E. Co., described in a deed to General Telephone SW, said point being the most northerly northwest corner of said Lot 2, Friendship Oaks, and a northwest corner of the herein described tract;

THENCE, with the north line of said Lot 2, the following four (4) courses:

- 1) S 89° 20' 06" E, with the south line of said 4.74 acre tract, 395.91 feet to a point in the west line of a tract of land called to be 9.0 acres out of Outlot No. 22, G.E. Co., described in a deed to Vinay Patel, of record in Document No. 20150797, of the Official Public Records of Gillespie County, Texas, at the southeast corner of said 4.74 acre tract;
- 2) S 00° 23' 27" E, with the west line of said 9.0-acre tract, 2.12 feet to the southwest corner of said 9.0-acre tract;
- 3) N 89° 31' 05" E, with the south line of said 9.0-acre tract, 185.13 feet;
- 4) N 89° 30' 03" E, continuing with the south line of said 9.0-acre tract, and the south line of said 9.50 acres 653.01 feet to the southwest corner of said 10.39-acre tract, same being the southeast corner of said 9.50-acre tract and an interior corner of the herein described tract;

THENCE, N 89° 31' 37" E, with south line of said 10.39-acre tract, the south line of said 11.68-acre tract, and over and across said Lot 2, and said Lot 1, Friendship Oaks Subdivision, 1,293.32 feet to the POINT OF BEGINNING.



ANNEXATION AGREEMENT
FOR THE HEATHER GLEN SUBDIVISION

This Annexation Agreement ("Agreement"), made and entered into this 3rd day of June, 2019, by and between the City of Fredericksburg ("City"), with an address of 126 W. Main Street, Fredericksburg, Texas, 78624, and, Dale A. Crenwelge ("Developer"), with an address of P.O. Box 717, Comfort, Texas, 78013.

RECITALS

WHEREAS, the Developer is the owner of record of certain real estate ("Subdivision Tract") legally described as follows:

BEING all of that certain 125.11 acre tract of land, being all of Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, all of a tract of land called to be 11.68 acres, being part of Outlot No. 5 and Outlot Street as shown on Map of Fredericksburg, Texas, and Environs by the German Emigration Company (G.E. Co.) described in a deed to Dale A Crenwelge, of record in Volume 377, Page 461, of the Official Public Records of Gillespie County, Texas, less and except a 4790 square foot tract of land being part of said 11.68 acre tract and part of said Outlot 5, described in a deed to the City of Fredericksburg, of record in Document No. 20071208, of the Official Public Records of Gillespie County, Texas, all of a tract of land called to be 10.39 acres, being part of Outlot No. 24 on the Map of Fredericksburg by the G.E. Co., described in a deed to Dale A. Crenwelge, of record in Volume 377, Page 455, of the Official Public Records of Gillespie County, Texas, all of a tract of land called to be 3.07 acres out of the Henry Harmon Survey No. 40, A-299, and the Samuel R. Wilson Survey No. 38, A-735, Gillespie County, Texas, described in a deed to Dale A. Crenwelge, of record in Document No. 20092468, of the Official Public Records of Gillespie County, Texas, and all of a tract of land called to be 15.65 acres out of the Samuel R. Wilson Survey No. 38, A-735, described in a deed to Dale Crenwelge, of record in Volume 350, Page 864, of the Official Public Records of Gillespie County, Texas, as said 125.11 acres is more particularly described in the Land Plan map in Exhibit "A", and by metes and bounds description in Exhibit "B", copies of which are attached hereto and made a part hereof; and

WHEREAS, the Developer desires to have 94.07 acres of said Subdivision Tract annexed into the City, and the agreements contained herein are made in anticipation of the annexation of said 94.07 acres; and

WHEREAS, the City Council, after due and careful consideration, finds that the annexation of said 94.07 acres into the City will promote economic development and further the growth of the City, promote affordable and attainable housing in the City, enable the City to control the development of the area, and serves the best interests of the City.

AGREEMENT

NOW THEREFORE, for and in consideration of the mutual covenants contained herein, the Parties agree as follows:

1. The Parties acknowledge and agree that 94.07 acres of the Subdivision Tract is presently located outside the city limits of the City (the "Annexation Tract"), but is located within the extra territorial jurisdiction of the City. The Annexation Tract is more particularly described by metes and bounds description in Exhibit "C", a copy of which is attached hereto and made a part hereof. At a public City Council meeting, the City Council shall duly consider enacting an ordinance annexing the Annexation Tract, pursuant to a Petition for Annexation filed by Developer.
2. Contemporaneously with the annexation of the Annexation Tract under Paragraph 1 of this Agreement, the City Council shall also duly consider enacting an ordinance amending the Zoning Ordinance of the City, to designate the zoning districts of the Subdivision Tract as set forth on the Zoning Map in Exhibit "D", a copy of which is attached hereto and made a part hereof. The designation of the Subdivision Tract shall be carried out in accordance with the provisions and proceedings of the City of Fredericksburg Zoning Ordinance and City of Fredericksburg Comprehensive Plan. Any subsequent zoning amendments related to the Subdivision Tract and requested by the Developer shall be subject to the rules, regulations, and procedures set forth in the City of Fredericksburg Zoning Ordinance, and the same must be in conformity with the Comprehensive Plan for the City in effect at the time of the request.
3. Subsequent to the execution of this Agreement, the Developer may submit to the City a preliminary plat for the Subdivision Tract. Any preliminary plat submitted by Developer under this Agreement shall be processed by the City under the applicable City procedures and Ordinances existing at the time of submission of the plat to the City. The Parties acknowledge and agree that the Subdivision Tract shall be developed in accordance with said preliminary plat, and the dedications and easements shown thereon. The Developer shall be permitted a reasonable degree of flexibility with respect to changes or modifications of said preliminary plat due to engineering considerations, as is permitted by the Ordinances of the City. The Parties acknowledge and agree that all Exhibits attached to this Agreement are attached hereto solely for the purposes of clarification of the provisions of this Agreement, and the attachment of said Exhibits shall not be considered as an approval by the City of the plat or design of the Subdivision Tract. The Annexation Tract will be annexed as a whole and the Subdivision Tract will be constructed in Phases as designated by Developer, and this Agreement is made to set forth the terms and conditions of annexation and agreements and obligations of the Developer and the City with regarding each Phase of development. The phases of the Subdivision Tract ("Phase" or collectively as "Phases") are depicted on the Phasing Plan map in Exhibit "E", a copy of which is attached hereto and made a part hereof.
4. In consideration of the open space and internal parkland to be provided to the residents of

the Subdivision Tract, the Developer shall pay to the City a fee in lieu of park land dedication and a park development fee, at the rate of fifty (50%) percent of the fees set forth in Section 6.15 (*Park Land Dedication*) of Chapter 38 (*Subdivisions*) of the City Code of Ordinances. The open space and parks to be constructed to qualify for the fifty (50%) percent credit shall include, at a minimum, a 1.64 acre private park/recreational facility, to include a pool, cabana (associated with the pool) with restrooms, and a playground area, to be located in Phase 1 toward the front portion of the Subdivision Tract as shown on the Land Plan map in Exhibit "A".

5. Utility Improvements.

(a). Utility plan. Developer shall, at Developer's expense, have a utility infrastructure master plan for streets, electric, gas, water, sewer and drainage prepared by a Texas registered professional engineer and approved by the City, Atmos Energy, Central Texas Electric Cooperative, or other utility service provider as applicable for the entire Subdivision Tract. A preliminary Utility Plan for the Subdivision Tract is set forth in Exhibit "F", a copy of which is attached hereto and made a part hereof. Such study will be based on fully developed conditions, shall incorporate the City's available engineering data and comply with the City of Fredericksburg Construction Standards and Specifications. Developer will incorporate such plan and improvements in each Phase as it is approved. All utilities will be required to be provided to the boundary of the Subdivision Tract to permit future extensions at locations shown on the approved utility infrastructure master plan. Primary facilities, necessary for the development of Phase I, will be required to be built and dedicated prior to the recording of the plat for Phase I. The size and specifications of the same shall be based on fully developed conditions of the entire Subdivision Tract. If Developer changes the layout of subsequent Phases which necessitate relocation of such mains or other utilities, the same, including the cost of replacing any City upsizing paid for by the City, shall be at Developer's expense, and will require subsequent City approval in accordance with the City's usual development regulations notwithstanding any agreements herein.

(b). Drainage. It is anticipated that the development plan for the Subdivision Tract provides for privately maintained on-site lakes and ponds and other drainage systems as amenities which will also partially serve as the drainage system to comply with applicable drainage requirements. It is anticipated that the commercial Phases shall have conventional drainage systems with the requisite easements and/or structures. Any lakes, ponds and other drainage system facilities serving residential phases shall not be dedicated to the City, and shall be privately maintained by the Property Owners Association or Developer or its assigns, and any drainage structures for the commercial Phases will be privately maintained by Developer or its assigns. Prior to the Annexation, Developer will perform a drainage study and master plan for the entire Subdivision Tract. A preliminary Drainage Plan for the Subdivision Tract is set forth in Exhibit "G", a copy of which is attached hereto and made a part hereof. All lakes, ponds and drainage system improvements shall be designed, approved and constructed to comply with all applicable local, state and federal regulations, including but not limited to, City, State of Texas Commission on Environmental Quality

(TCEQ), including its stormwater permitting, dam safety, and water rights permitting regulations, Federal Emergency Management Association (FEMA), Corps of Engineers, US Fish and Wildlife and Texas Parks and Wildlife. The City will require that the said structures within all Phases be designed and maintained to accept and convey public waters from off the streets and off the Subdivision Tract. If Developer significantly changes its development plan, the City may require subsequent studies and the attendant approvals, improvements and alterations. Subsequent Phases of the Subdivision Tract will not be processed by the City until a subsequent study, required improvements or alterations are complete or are provided for by deposit of funds or other security acceptable to the City approved according to its ordinances.

(c). Sewer. In order to minimize ongoing maintenance costs to the City, whenever possible the Subdivision Tract will be served through a sanitary sewer gravity flow collection system as described in the development plans submitted to the City by the Developer's engineering consultants. Installation and maintenance of individual household sanitary sewer grinder lift stations serving single lots will be the responsibility of the individual lot owner, not the City, and shall be shown in the City-approved construction plans.

(d). Oversizing. Subject to the terms hereof, the City may elect to oversize any or all of the public infrastructure to be constructed. For purposes hereof, oversize means that the City may require an increase in the size of any utility infrastructure beyond what is required to serve the Subdivision Tract pursuant to the applicable codes. The City, if it desires, may require oversizing in connection with the various phases. In order to make an election to oversize any or all of the utility infrastructure, the City must send written notice to Developer on or before the date that is thirty (30) days after the date the relevant utility construction plans are submitted to the City for review prior to approval of the preliminary plat for the applicable Phase or section being platted. If the City makes an oversizing request, then Developer shall obtain bids for the construction of the applicable oversizing as an alternate bid based on construction plans approved by the City. It is understood that the Developer's responsibility for obtaining bids at its expense is for add alternates for upsizing, and not for major re-engineering expense. Developer will send written notice to City setting forth both the base bid Developer has received for its infrastructure and for the alternate bid. No more than thirty (30) days after receipt of this notice, the City shall provide written notice to Developer of its intention to pursue and pay all costs associated with the oversizing. Upon making such election, the Developer shall construct the improvements set out in the alternate bid, and City shall be obligated to reimburse Developer for 100% of the difference between the base bid and the alternate bid.

(e). The Developer agrees to design and construct, at Developer's sole expense, all remaining external and internal lines and taps to connect the Subdivision Tract to City's water and sewer system, constructed in conformance with the utility infrastructure master plan, all City ordinances, and the Minimum Standards for street and utility design and the materials and specifications on file with the City Engineer. The Parties acknowledge and agree that the City will not construct or assume maintenance for any lift pumps, sewer

pumps, pressure boosters, or any other item needed for adequate water or sewer service to the Subdivision Tract, excepting any costs the City is specifically obligated to provide under this Agreement. It is further understood and agreed by the Parties that each lot in the Subdivision Tract shall be subject to the impact fees of the City in effect at the time of required payment with regard to water and sewer, unless said lot is exempt from payment of impact fees pursuant to a City ordinance in effect at the time of required payment, related to affordable or attainable housing. Impact fees shall become due and payable to the City for each lot in the Subdivision Tract at the time of issuance of a building permit for said lot.

6. Roadways and easements.

(a). It is agreed and understood that all roadway easements, utility easements, drainage easements, and any other public or private dedications or easements shown on the Subdivision Tract plat shall be acquired and constructed by Developer at Developer's sole cost, and in conformance with all City ordinances and the Minimum Standards for street and utility design and the materials and specifications on file with the City Engineer. Following construction, dedication, completion of the maintenance assurance period, and acceptance by the City, the public roadways shall be conveyed to the City and shall be maintained by the City as public roadways. All easements other than public roadways shall be maintained by the Parties in accordance with the City Subdivision Ordinance and City Storm Water Control and Detention Ordinance, and as set forth in Paragraph 9 of this Agreement.

(b). All roadways will be designed and constructed as set out in a geotechnical report/study, to be conducted by a Texas Registered Professional Engineer, provided by Developer approved by the City, but shall be constructed at least to minimum City standards for street and utility design and the materials and specifications on file with the City Engineering Department for the type of street being constructed.

(c). Developer has provided a Traffic Impact Study ("TIS") which includes the impact of the Subdivision Tract on US Highway 87 South and Friendship Lane, which is based on fully developed conditions. Developer, at Developer's expense, will make such improvements or alterations to US 87 South, Friendship Lane, and any other improvements as described in said TIS, as is finally approved by TxDOT and the City, including any required traffic control signals. Such improvements or alterations shall be constructed with each Phase at such time as outlined in the approved TIS. If Developer significantly changes the development plan, including the phasing for the various Phases, at any time during the development process for the entire Subdivision Tract, the City may require subsequent studies and the attendant improvements or alterations. Subsequent Phases of the Subdivision Tract will not be processed by the City until a subsequent study and recommended improvements or alterations are complete or are provided for by deposit of funds or other security acceptable to the City and TxDOT.

(d). Roadway phasing. The roadways within the Subdivision Tract shall be constructed by

Developer contemporaneously with the construction of each Phase, as needed to serve the particular Phase as shown on the Phasing Plan map in Exhibit "E", and in accordance with the approved TIS. Notwithstanding the foregoing sentence, the City may, at any time, require the complete construction of South Creek Street prior to the phased construction as shown on the Phasing Plan map in Exhibit "E", when determined by the City or TxDOT to be necessary in the interest of safety.

(e). Developer shall be solely responsible for coordinating with the United States Postal Service concerning the establishment and provision of U.S. Mail delivery to the Subdivision Tract.

7. Private drives and sidewalks.

(a). Any private drives, sidewalks, or other private utilities incorporated in developing the Subdivision Tract shall be constructed in conformance with all City ordinances and the Minimum Standards for street and utility design and the materials and specifications on file with the City Engineer. Developer shall not permit occupancy and the City shall not issue occupancy permits for any buildings or portions thereof located on the Subdivision Tract until such improvements are fully completed to serve the developed area, and unless provision is made by Developer to assure the maintenance of the same.

(b). Developer shall construct, at Developer's sole cost, sidewalks along at least one side South Creek Street through the entirety of the Subdivision Tract. Developer shall construct, at Developer's sole cost, sidewalks along the south side Friendship Lane adjacent to the entirety of the Subdivision Tract. Developer shall not allow or construct direct access to South Creek Street, by way of private drives or sidewalks, from any single family residential lot in the Subdivision Tract.

8. The Developer shall install and dedicate to the City all street lights as required by City ordinances in effect at the time of development.

9. The City agrees to provide for the maintenance of all public streets, storm water and drainage system (excluding retention ponds and detention areas), sanitary sewer and water main, and public rights-of-way in the development, following conveyance to the City and acceptance by City, as shown on the approved final plat of the Subdivision Tract and in accordance with the City Subdivision Ordinance and City Storm Water Control and Detention Ordinance.

10. The Parties acknowledge and agree that this Agreement shall not bind either party hereto until an annexation ordinance has been duly enacted and adopted by the City, as set forth in Paragraph 1 of this Agreement. The Parties acknowledge and agree that this Agreement shall not bind or hinder the independent or legislative powers of any City boards or commissions, and this Agreement shall be effective only if and upon adoption of the ordinance contemplated and as set forth in Paragraph 1 of this Agreement, the same to be completed on or before 90

days from the date of institution of Annexation proceedings by the City.

11. It is hereby agreed that if the Annexation Tract is annexed into the City under Paragraph 1 of this Agreement, and if any of the terms of this Agreement are not met by the Developer within five years from the date of said annexation, then any commitments on the part of the City for construction of infrastructure or for development approvals shall be automatically terminated, and the Subdivision Tract shall then be subject to the development ordinances then in effect.

12. The effective date of this Agreement shall be the date of annexation of the Subdivision Tract to the City, as set forth in Paragraph 1 of this Agreement. This Agreement shall be binding upon the parties to it, their respective grantees, successors, assigns or lessees for a full term of thirty (30) years, commencing as of the effective date of this Agreement, subject to limitations provided by law and to the extent permitted thereby, and for such further term as may subsequently be agreed to by the parties. It is hereby agreed that if the Subdivision Tract (or any portion of the Subdivision Tract) is annexed to the City of Fredericksburg, and if any the City does not grant the requested zoning set forth in this Agreement, or if the City does not perform its obligations hereunder, then Developer may petition for disannexation and/or the City may disannex.

13. It is understood and agreed by the Parties hereto that time is of the essence of this Agreement, and that all of the parties will make every reasonable effort to expedite the subject matters hereof.

14. The Parties mutually represent that they have taken and will take action as may be required to bring about the annexation of Annexation Tract and the amendments, exceptions, and variances, as may be necessary or proper in order to zone and classify the Subdivision Tract so as to enable the same to be developed and used in the manner anticipated in this Agreement, and such other action as to enable the parties to execute this Agreement and to fully carry out all other covenants, agreements, duties and other obligations created and imposed by the terms and conditions of this Agreement.

15. This Agreement shall be binding upon the parties to it, their respective grantees, successors, assigns or lessees, subject to limitations provided by law.

16. The Parties agree that this Agreement and any exhibits attached to it may be amended only by the mutual written consent of all parties.

17. The Developer covenants and agrees to fully indemnify, hold harmless and defend the City, its officers, agents, servants, and employees, from all claims, suits or causes of action of any nature whatsoever, whether real or asserted, brought for or on account of any injuries or damages to persons or property including death, resulting from or in any way connected with this Agreement or the construction of the improvements or facilities described herein; and in addition, the Developer covenants to indemnify, hold harmless and defend the City, its

officers, agents, servants and employees, from and against any and all claims, suits or cause of action of any nature whatsoever, brought for or on account of any injuries or damages to persons or property, including death, resulting from any failure to properly safeguard the work, or on account of any act, intentional or otherwise, neglect or misconduct of the Developer, its contractors, agents, servants or employees.

18. Approval by the City of any plans, designs, or specifications submitted by the Developer pursuant to this Agreement shall not constitute or be deemed to be release of the responsibility and liability of the Developer or its engineers, employees, officers or agents for the accuracy and competency of their design and specifications. The Parties acknowledge and agree that the approval of any plans, designs, or specifications by the City signifies the City's approval on only the general design concept of the improvements to be constructed as the same relates to conformance with City ordinances.

IN WITNESS WHEREOF, each of the parties hereto has executed this Agreement, or caused the same to be executed by its duly authorized representative.

Dale A. Crenwelge ("DEVELOPER")

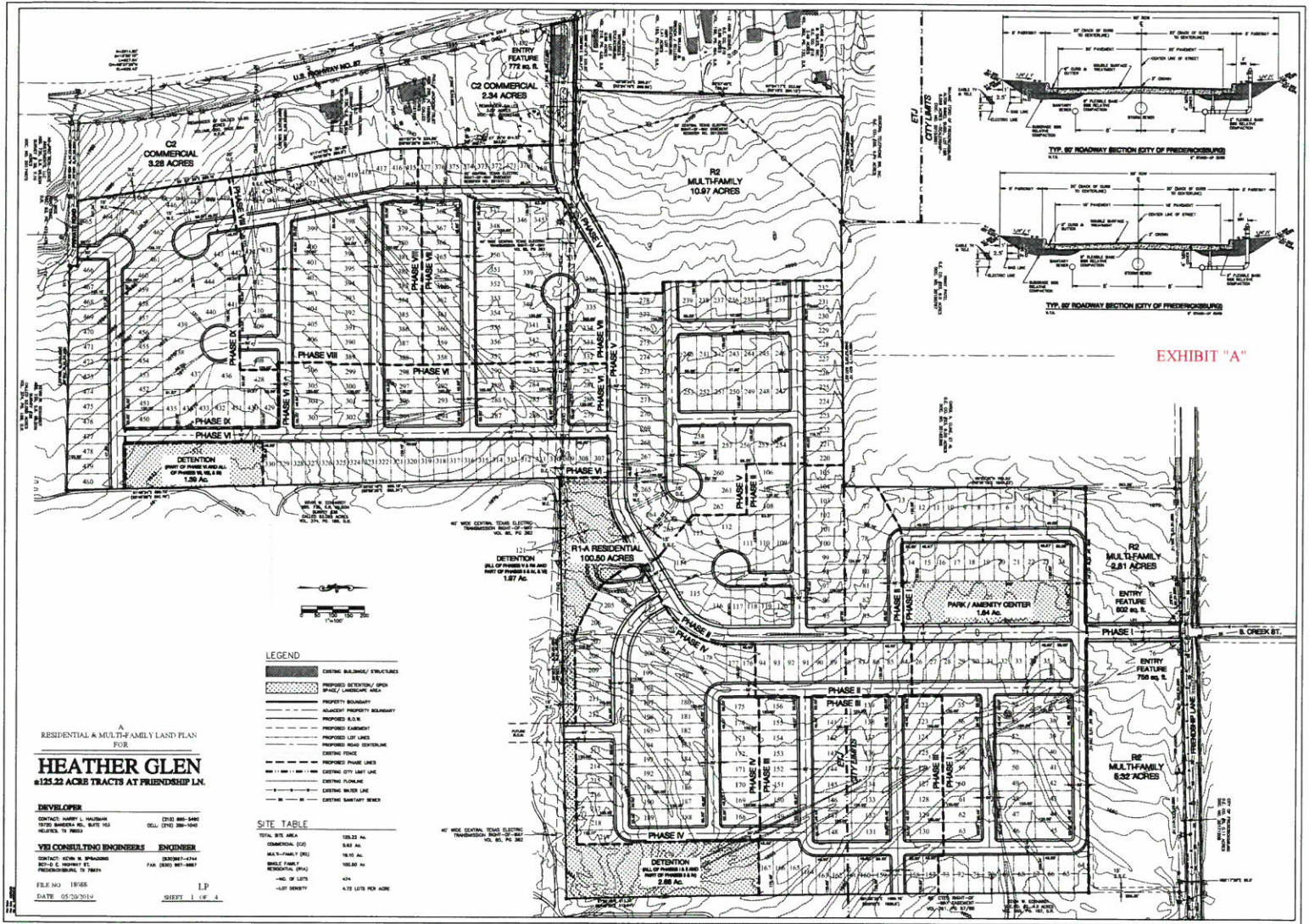
By:_____ Date:_____

Printed Name:_____ Title:_____

CITY OF FREDERICKSBURG, TEXAS ("CITY")

By:_____ Date:_____

Kent Myers, City Manager



125.11-ac TRACT

DESCRIPTION of a 125.11 acre tract of land being all of Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, all of a tract of land called to be 11.68 acres, being part of Outlot No. 5 and Outlot Street as shown on *Map of Fredericksburg, Texas, and Environs* by the German Emigration Company (G.E. Co.) described in a deed to Dale A Crenwelge, of record in Volume 377, Page 461, of the Official Public Records of Gillespie County, Texas, less and except a 4790 square foot tract of land being part of said 11.68 acre tract and part of said Outlot 5, described in a deed to the City of Fredericksburg, of record in Document No. 20071208, of the Official Public Records of Gillespie County, Texas, all of a tract of land called to be 10.39 acres, being part of Outlot No. 24 on the Map of Fredericksburg by the G.E. Co., described in a deed to Dale A. Crenwelge, of record in Volume 377, Page 455, of the Official Public Records of Gillespie County, Texas, all of a tract of land called to be 3.07 acres out of the Henry Harmon Survey No. 40, A-299, and the Samuel R. Wilson Survey No. 38, A-735, Gillespie County, Texas, described in a deed to Dale A. Crenwelge, of record in Document No. 20092468, of the Official Public Records of Gillespie County, Texas, and all of a tract of land called to be 15.65 acres out of the Samuel R. Wilson Survey No. 38, A-735, described in a deed to Dale Crenwelge, of record in Volume 350, Page 864, of the Official Public Records of Gillespie County, Texas, said 125.11 acres being more particularly described by metes and bounds as follows:

BEGINNING in the south line of Friendship Lane at the northeast corner of a tract of land called to be 9.50-acres, described in a deed to Carol A. Cline, et al, of record in Document No. 20162300, of the Official Public Records of Gillespie County, Texas, same being the northwest corner of said 10.39 acre tract, and the most northerly northwest corner of the herein described tract;

THENCE, with the south line of said Friendship Lane, the following five (5) courses:

- 1) N 88° 54' 48" E, with the north line of said 10.39-acre tract, 306.10 feet;
- 2) N 85° 19' 02" E, continuing with the north line of said 10.39-acre tract, 119.75 feet to the northeast corner of said 10.39-acre tract at the northwest corner of said 11.68-acre tract, same being the northwest corner of said 4,790 square foot tract;
- 3) THENCE, S 88° 42' 22" E, 478.37 feet to the northwest corner of Lot 1, of said Friendship Oaks Subdivision and the southeast corner of said 4,790 square foot tract;
- 4) N 88° 53' 53" E, with the north line of said Lot 1, at 316.95 feet passing the northeast corner of said Lot 1, same being the most northerly northwest corner of Lot 2, of said Friendship Oaks Subdivision;
- 5) Continuing for a total distance of 376.94-feet to a point in the west line of a tract of land called to be 44.4356 acres being a part of Outlot No. 2, and Outlot No. 7, et al of the G.E. Co., described in a deed to Kevin W. Eckhardt, of record in Volume 555, Page 187, of the Official Public Records of Gillespie County, Texas, same being the most northerly northeast corner of said Lot 2, and the northeast corner of the herein described tract;

THENCE, with the west line of said 44.435-acre tract and the east line of said Lot 2, the following two (2) courses:

- 1) S 00° 25' 27" E, 1628.50 feet;

- 2) S 01° 12' 52" E, 312.34 feet a point in the north line of a tract conveyed to Kevin W. Eckhardt, at the most easterly southeast corner of said Lot 2, and the most easterly southeast corner of the herein described tract;

THENCE, S 89° 12' 08" W, with a south line of said Lot 2, and a north line of said Eckhardt tract, 1334.92 feet to the most northerly northwest corner of said Eckhardt tract, for an interior corner of said Lot 2, and an interior corner of the herein described tract;

THENCE, with a west line of said Eckhardt tract the following two (2) courses:

- 1) S 01° 22' 02" E, with an east line of said Lot 2, 965.34 feet to the most southerly southeast corner of said Lot 2, and the northeast corner of said 15.65-acre tract;
- 2) S 01° 08' 32" E, with the east line of said 15.65-acre tract, 590.70 feet to an interior corner of said Eckhardt tract at the southeast corner of said 15.65-acre tract, and the most southerly southeast corner of the herein described tract;

THENCE, with a north line of said Eckhardt tract and the south line of said 15.65-acre tract, the following three (3) courses:

- 1) N 89° 12' 14" W, 709.85 feet to the southwest corner of a road easement of record in Volume 93, Page 473, of the Deed Records of Gillespie County, Texas;
- 2) N 00° 11' 32" W, with the west line of said easement, 25.00 feet to the northeast corner of said easement;
- 3) N 89° 15' 05" W, with the north line of said easement 450.60 feet to a point in the east right-of-way line of U.S Highway 87, at the southwest corner of said 15.65-acre tract, same being the most southerly southwest corner of the herein described tract;

THENCE, with the east right-of-way line of said U.S. Highway 87, the following two (2) courses:

- 1) A curve to the left having a radius of 2915.10 feet, a central angle of 10° 53' 10", and arc distance of 553.87 feet, and a chord which bears N 07° 07' 39" W, 553.03 feet to the northwest corner of said 15.65-acre tract and the most westerly southwest corner of said Lot 2, Friendship Oaks Subdivision;
- 2) A curve to the left having a radius of 7257.43 feet, a central angle of 00° 35' 47", an arc distance of 75.53 feet, and a chord which bears N 18° 17' 44" W, 75.53 feet to the southwest corner of a tract of land called to be 1.64 acres out of the S.R. Wilson Survey No. 38, A-735, Gillespie County, Texas, same being a northwest corner of said Lot 2 and the most westerly northwest corner of the herein described tract;

THENCE, S 89° 47' 31" E, with a north line of said Lot 2, and the south line of said 1.64-acre tract, 244.10 feet to the southeast corner of said 1.64-acre tract, for an interior corner of said Lot 2, and an interior corner of the herein described tract;

THENCE, with a west line of said Lot 2, the following three (3) courses:

- 1) N 11° 01' 23" W, with the east line of said 1.64 acre tract, 360.80 feet to the southeast corner of a tract of land called to be 1.435 acres out of the H. Harmon Survey No. 40, A-299, described in a deed to the Phillip Jackson Trust, of record in Document No. 20181905, of the Official Public Records of Gillespie County, Texas, same being the northeast corner of said 1.64 acre tract;

- 2) N 01° 13' 47" W, with the east line of said 1.435-acre tract, 220.79 feet to a point in the south line of said 3.07-acre tract, at the northeast corner of said 1.435-acre tract, for an interior corner of the herein described tract;
- 3) THENCE, S 88° 43' 29" W, with the north line of said 1.435-acre tract, and the south line of said 3.07-acre tract, 307.00 feet to the east right-of-way line of U.S. Highway 87 at the northwest corner of said 1.435-acre tract;

THENCE, with the east right-of-way line of said U.S. Highway 290, and the west line of said 3.07-acre tract, the following two (2) courses:

- 1) N 14° 24' 22" W, 336.90 feet;
- 2) A curve to the right having a radius of 5680.11 feet, a central angle of 00° 36' 27", an arc distance of 60.22, and a chord which bears N 14° 28' 25" W, 60.22 feet to the southwest corner of a tract of land called to be 0.98 acres described in a deed to the Jehovah's Witnesses being Stuckenburg, Highway Lot 2, of record in Volume 218, Page 432, of the Deed Records of Gillespie County, Texas, same being the northwest corner of said 3.07 acre tract, and the most westerly northwest corner of the herein described tract;

THENCE, S 89° 18' 26" E, with the south line of said 0.98-acre tract, and the north line of said 3.07-acre tract, 225.27 feet to the southeast corner of said 0.98-acre tract for a southwest corner of said Lot 2, and an interior corner of the herein described tract;

THENCE, with a west line of said Lot 2, the following three (3) courses:

- 1) N 01° 40' 42" E, along the east line of said 0.98 acre tract, passing the northeast corner of said 0.98 acre tract, and the southeast corner of a tract of land called to be 1.41 acres being Stuckenburg, Highway Lot 1, described in a deed to Orrin William and Brenda J. Sellers, of record in Volume 193, Page 319, of the Deed Records of Gillespie County, Texas, and continuing with the east line of said 1.41 acre tract 399.53 feet to the southeast corner of a tract of land called to be 0.95 acres, out of Outlot No. 19, G.E. Co., described in a deed to Le Ann Segner, et al, of record in Volume 168, Page 454, of the Deed Records of Gillespie County, Texas, same being the northeast corner of said 1.41 acre tract;
- 2) N 01° 30' 02" E, with the east line of said 0.95 acre tract, 120.53 feet to the southeast corner of a tract of land called to be 2.49 acres out of Outlot No. 19, G.E. Co., described in a deed to Class A. Rentals, & Sales, of record in Volume 362, Page 732, of the Official Public Records of Gillespie County, Texas, same being the northeast corner of said 0.95 acre tract;
- 3) N 01° 46' 32" E, with the east line of said 2.49 acre tract, 324.15 feet to a point in the south line of a tract of land called to be 4.74 acres out of Outlot No. 20 of G.E. Co, described in a deed to General Telephone SW, said point being the most northerly northwest corner of said Lot 2, Friendship Oaks, and a northwest corner of the herein described tract;

THENCE, with the north line of said Lot 2, the following four (4) courses:

- 1) S 89° 20' 06" E, with the south line of said 4.74 acre tract, 395.91 feet to a point in the west line of a tract of land called to be 9.0 acres out of Outlot No. 22, G.E. Co., described in a deed to Vinay Patel, of record in Document No. 20150797, of the Official Public Records of Gillespie County, Texas, at the southeast corner of said 4.74 acre tract;

- 2) S 00° 23' 27" E, with the west line of said 9.0-acre tract, 2.12 feet to the southwest corner of said 9.0-acre tract;
- 3) N 89° 31' 05" E, with the south line of said 9.0-acre tract, 185.13 feet;
- 4) N 89° 30' 03" E, continuing with the south line of said 9.0-acre tract, and the south line of said 9.50 acres 653.01 feet to the southwest corner of said 10.39-acre tract, same being the southeast corner of said 9.50-acre tract and an interior corner of the herein described tract;

THENCE, N 00° 15' 48" E, with the east line of said 9.50-acre tract, and the west line of said 10.39-acre tract, 1,048.32 feet to the POINT OF BEGINNING.

94.07-ac TRACT

DESCRIPTION of a 94.07 acre tract of land being a portion of Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, all of a tract of land called to be 3.07 acres out of the Henry Harmon Survey No. 40, A-299, and the Samuel R. Wilson Survey No. 38, A-735, Gillespie County, Texas, described in a deed to Dale A. Crenwelge, of record in Document No. 20092468, of the Official Public Records of Gillespie County, Texas, and all of a tract of land called to be 15.65 acres out of the Samuel R. Wilson Survey No. 38, A-735, described in a deed to Dale Crenwelge, of record in Volume 350, Page 864, of the Official Public Records of Gillespie County, Texas, said 94.07 acres being more particularly described by metes and bounds as follows:

BEGINNING in the south line of Friendship Lane at a point in the west line of a tract of land called to be 44.4356 acres being a part of Outlot No. 2, and Outlot No. 7, et al of the G.E. Co., described in a deed to Kevin W. Eckhardt, of record in Volume 555, Page 187, of the Official Public Records of Gillespie County, Texas, same being the most northerly northeast corner of said Lot 2, Friendship Oaks Subdivision;

THENCE, S 00° 25' 27" E, with the west line of said 44.435-acre tract and the east line of said Lot 2, 1049.69 feet to the POINT OF BEGINNING;

THENCE, continuing with the west line of said 44.435-acre tract and the east line of said Lot 2, the following two (2) courses:

- 1) S 00° 25' 27" E, 578.81 feet;
- 2) S 01° 12' 52" E, 312.34 feet a point in the north line of a tract conveyed to Kevin W. Eckhardt, at the most easterly southeast corner of said Lot 2, and the most easterly southeast corner of the herein described tract;

THENCE, S 89° 12' 08" W, with a south line of said Lot 2, and a north line of said Eckhardt tract, 1334.92 feet to the most northerly northwest corner of said Eckhardt tract, for an interior corner of said Lot 2, and an interior corner of the herein described tract;

THENCE, with a west line of said Eckhardt tract the following two (2) courses:

- 1) S 01° 22' 02" E, with an east line of said Lot 2, 965.34 feet to the most southerly southeast corner of said Lot 2, and the northeast corner of said 15.65-acre tract;
- 2) S 01° 08' 32" E, with the east line of said 15.65-acre tract, 590.70 feet to an interior corner of said Eckhardt tract at the southeast corner of said 15.65-acre tract, and the most southerly southeast corner of the herein described tract;

THENCE, with a north line of said Eckhardt tract and the south line of said 15.65-acre tract, the following three (3) courses:

- 1) N 89° 12' 14" W, 709.85 feet to the southwest corner of a road easement of record in Volume 93, Page 473, of the Deed Records of Gillespie County, Texas;
- 2) N 00° 11' 32" W, with the west line of said easement, 25.00 feet to the northeast corner of said easement;
- 3) N 89° 15' 05" W, with the north line of said easement 450.60 feet to a point in the east right-of-way line of U.S Highway 87, at the southwest corner of said 15.65-acre tract, same being the most southerly southwest corner of the herein described tract;

THENCE, with the east right-of-way line of said U.S. Highway 87, the following two (2) courses:

- 1) A curve to the left having a radius of 2915.10 feet, a central angle of $10^{\circ} 53' 10''$, and arc distance of 553.87 feet, and a chord which bears $N 07^{\circ} 07' 39'' W$, 553.03 feet to the northwest corner of said 15.65-acre tract and the most westerly southwest corner of said Lot 2, Friendship Oaks Subdivision;
- 2) A curve to the left having a radius of 7257.43 feet, a central angle of $00^{\circ} 35' 47''$, an arc distance of 75.53 feet, and a chord which bears $N 18^{\circ} 17' 44'' W$, 75.53 feet to the southwest corner of a tract of land called to be 1.64 acres out of the S.R. Wilson Survey No. 38, A-735, Gillespie County, Texas, same being a northwest corner of said Lot 2 and the most westerly northwest corner of the herein described tract;

THENCE, $S 89^{\circ} 47' 31'' E$, with a north line of said Lot 2, and the south line of said 1.64-acre tract, 244.10 feet to the southeast corner of said 1.64-acre tract, for an interior corner of said Lot 2, and an interior corner of the herein described tract;

THENCE, with a west line of said Lot 2, the following three (3) courses:

- 1) $N 11^{\circ} 01' 23'' W$, with the east line of said 1.64 acre tract, 360.80 feet to the southeast corner of a tract of land called to be 1.435 acres out of the H. Harmon Survey No. 40, A-299, described in a deed to the Phillip Jackson Trust, of record in Document No. 20181905, of the Official Public Records of Gillespie County, Texas, same being the northeast corner of said 1.64 acre tract;
- 2) $N 01^{\circ} 13' 47'' W$, with the east line of said 1.435-acre tract, 220.79 feet to a point in the south line of said 3.07-acre tract, at the northeast corner of said 1.435-acre tract, for an interior corner of the herein described tract;
- 3) THENCE, $S 88^{\circ} 43' 29'' W$, with the north line of said 1.435-acre tract, and the south line of said 3.07-acre tract, 307.00 feet to the east right-of-way line of U.S. Highway 87 at the northwest corner of said 1.435-acre tract;

THENCE, with the east right-of-way line of said U.S. Highway 290, and the west line of said 3.07-acre tract, the following two (2) courses:

- 1) $N 14^{\circ} 24' 22'' W$, 336.90 feet;
- 2) A curve to the right having a radius of 5680.11 feet, a central angle of $00^{\circ} 36' 27''$, an arc distance of 60.22, and a chord which bears $N 14^{\circ} 28' 25'' W$, 60.22 feet to the southwest corner of a tract of land called to be 0.98 acres described in a deed to the Jehovah's Witnesses being Stuckenburg, Highway Lot 2, of record in Volume 218, Page 432, of the Deed Records of Gillespie County, Texas, same being the northwest corner of said 3.07 acre tract, and the most westerly northwest corner of the herein described tract;

THENCE, $S 89^{\circ} 18' 26'' E$, with the south line of said 0.98-acre tract, and the north line of said 3.07-acre tract, 225.27 feet to the southeast corner of said 0.98-acre tract for a southwest corner of said Lot 2, and an interior corner of the herein described tract;

THENCE, with a west line of said Lot 2, the following three (3) courses:

- 1) $N 01^{\circ} 40' 42'' E$, along the east line of said 0.98 acre tract, passing the northeast corner of said 0.98 acre tract, and the southeast corner of a tract of land called to be 1.41 acres being

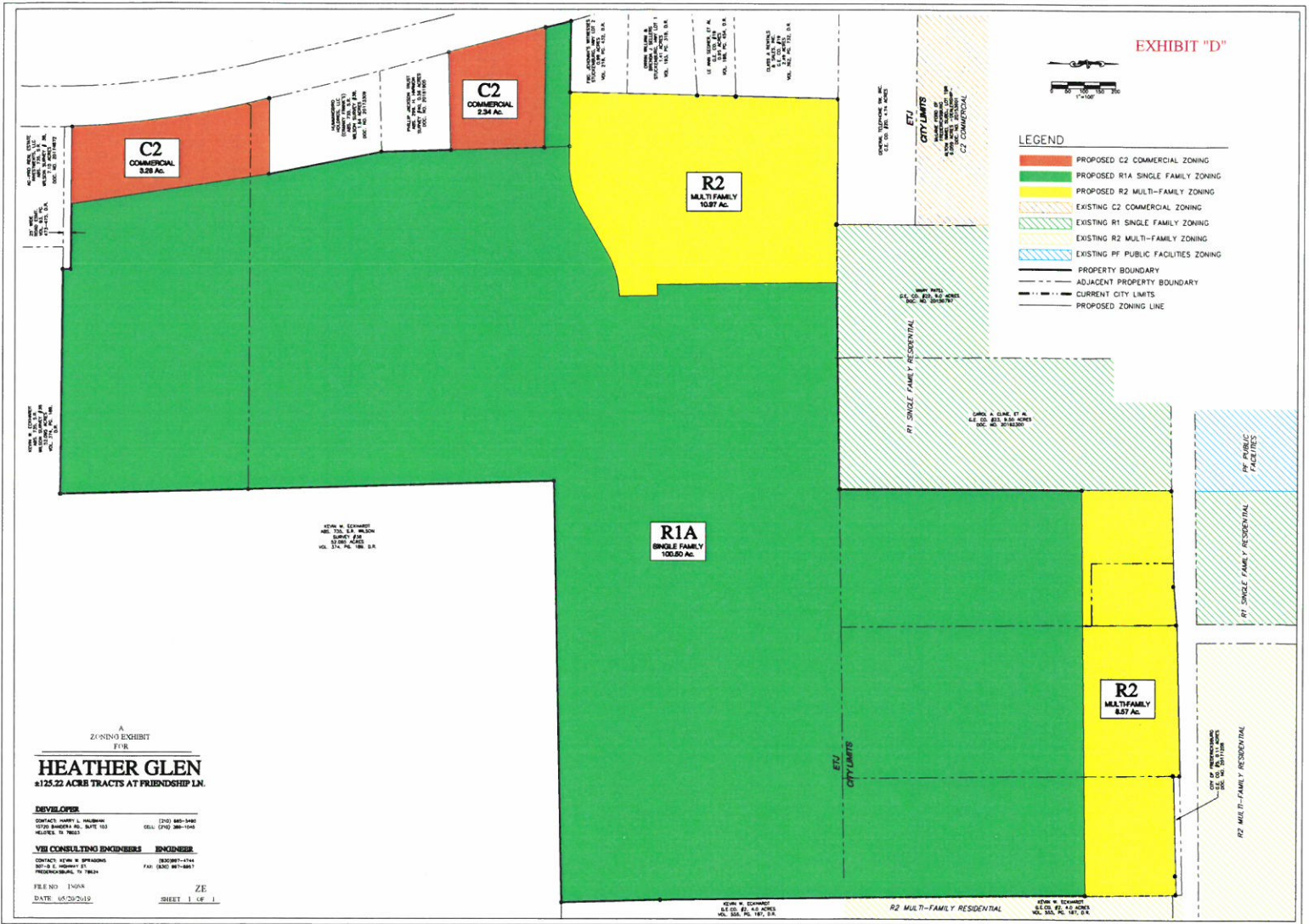
Stuckenburger, Highway Lot 1, described in a deed to Orrin William and Brenda J. Sellers, of record in Volume 193, Page 319, of the Deed Records of Gillespie County, Texas, and continuing with the east line of said 1.41 acre tract 399.53 feet to the southeast corner of a tract of land called to be 0.95 acres, out of Outlot No. 19, G.E. Co., described in a deed to Le Ann Segner, et al, of record in Volume 168, Page 454, of the Deed Records of Gillespie County, Texas, same being the northeast corner of said 1.41 acre tract;

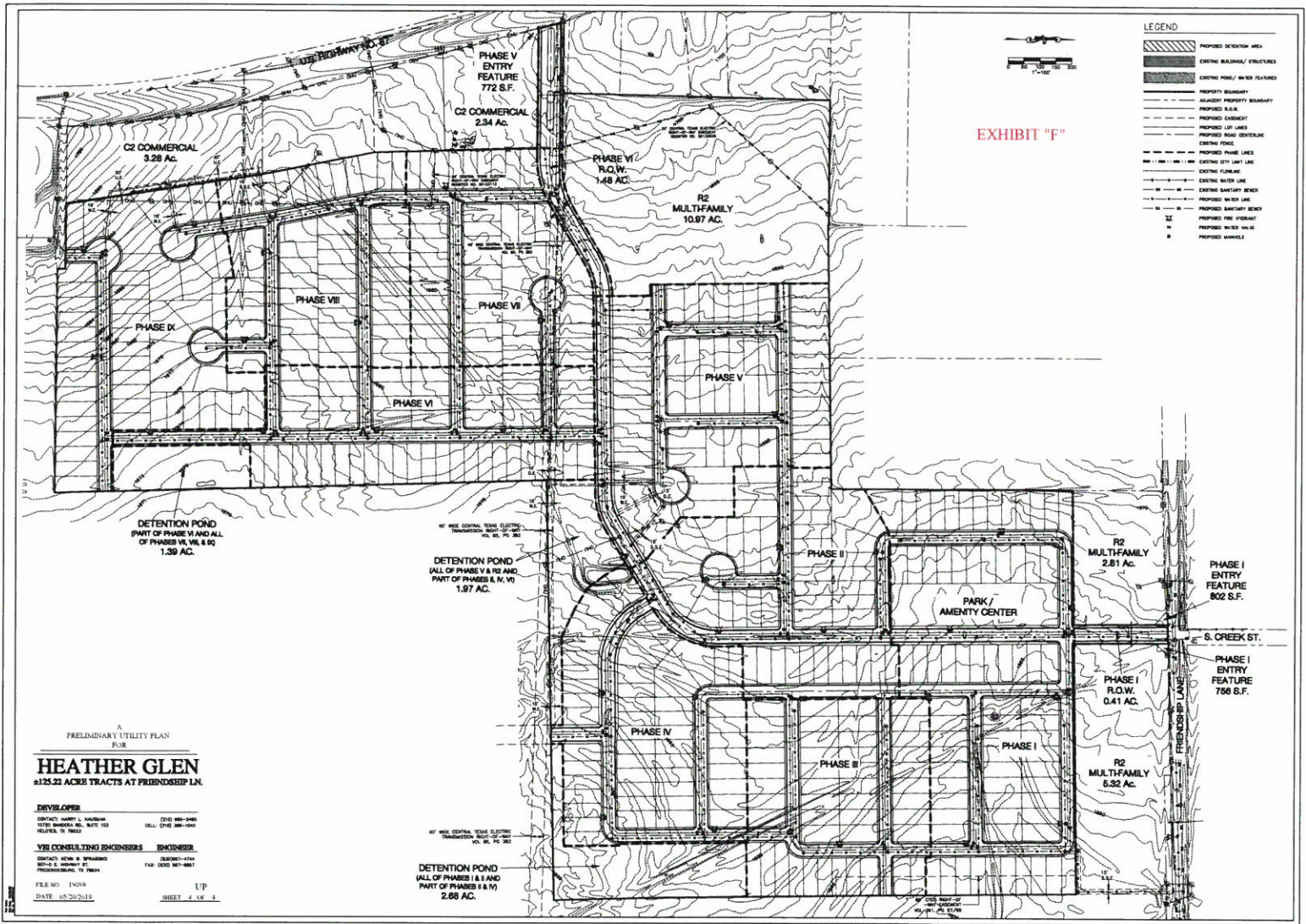
- 2) N 01° 30' 02" E, with the east line of said 0.95 acre tract, 120.53 feet to the southeast corner of a tract of land called to be 2.49 acres out of Outlot No. 19, G.E. Co., described in a deed to Class A. Rentals, & Sales, of record in Volume 362, Page 732, of the Official Public Records of Gillespie County, Texas, same being the northeast corner of said 0.95 acre tract;
- 3) N 01° 46' 32" E, with the east line of said 2.49 acre tract, 324.15 feet to a point in the south line of a tract of land called to be 4.74 acres out of Outlot No. 20 of G.E. Co., described in a deed to General Telephone SW, said point being the most northerly northwest corner of said Lot 2, Friendship Oaks, and a northwest corner of the herein described tract;

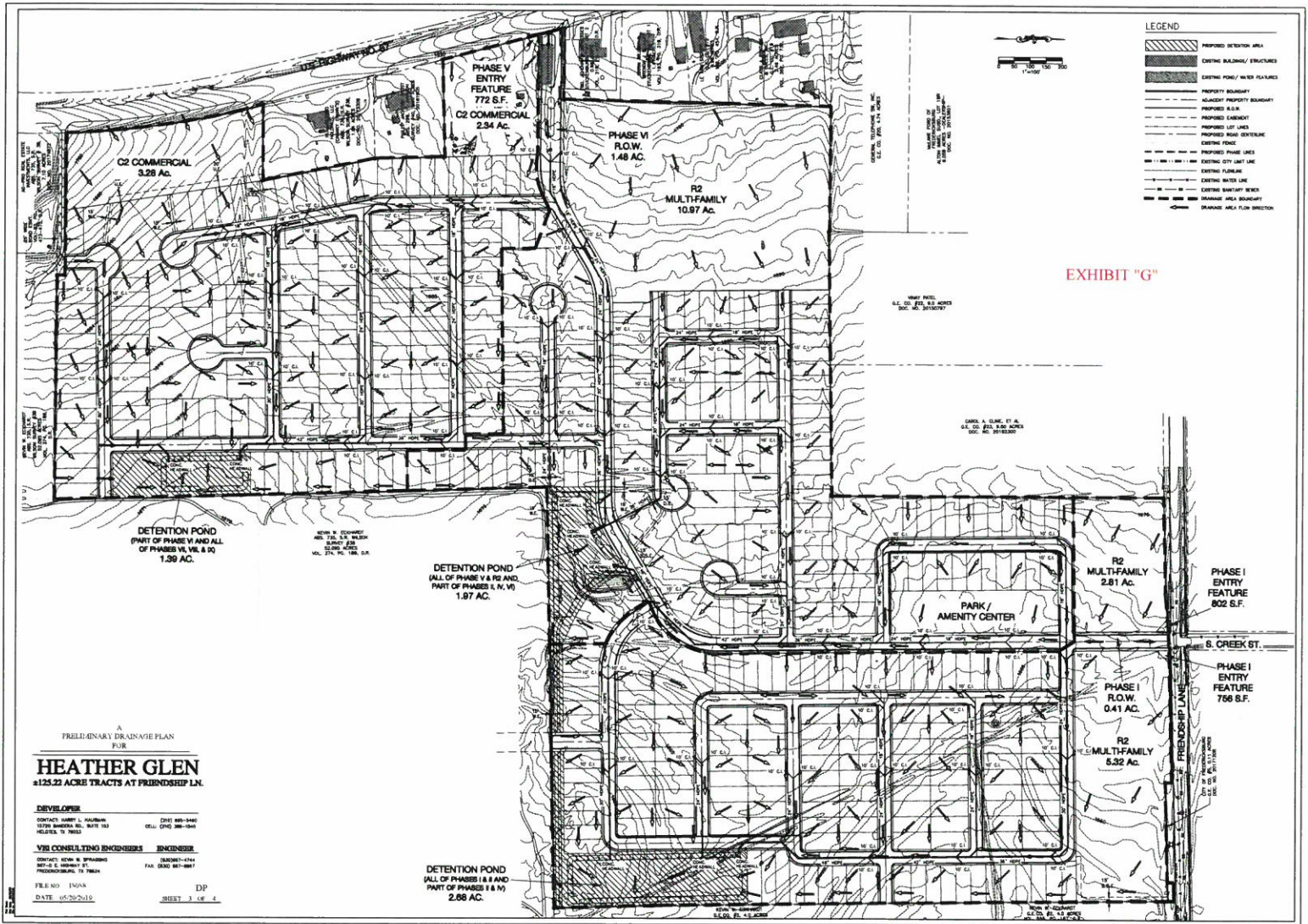
THENCE, with the north line of said Lot 2, the following four (4) courses:

- 1) S 89° 20' 06" E, with the south line of said 4.74 acre tract, 395.91 feet to a point in the west line of a tract of land called to be 9.0 acres out of Outlot No. 22, G.E. Co., described in a deed to Vinay Patel, of record in Document No. 20150797, of the Official Public Records of Gillespie County, Texas, at the southeast corner of said 4.74 acre tract;
- 2) S 00° 23' 27" E, with the west line of said 9.0-acre tract, 2.12 feet to the southwest corner of said 9.0-acre tract;
- 3) N 89° 31' 05" E, with the south line of said 9.0-acre tract, 185.13 feet;
- 4) N 89° 30' 03" E, continuing with the south line of said 9.0-acre tract, and the south line of said 9.50 acres 653.01 feet to the southwest corner of said 10.39-acre tract, same being the southeast corner of said 9.50-acre tract and an interior corner of the herein described tract;

THENCE, N 89° 31' 37" E, with south line of said 10.39-acre tract, the south line of said 11.68-acre tract, and over and across said Lot 2, and said Lot 1, Friendship Oaks Subdivision, 1,293.32 feet to the POINT OF BEGINNING.







ORDINANCE NO. 2019-22

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS, AMENDING THE ZONING ORDINANCE OF THE CITY AND ESTABLISHING THE ZONING DISTRICT AS TO A PORTION OF THE FRIENDSHIP OAKS SUBDIVISION AND ADDITIONAL ADJACENT TRACTS, LOCATED TO THE SOUTH OF FRIENDSHIP LANE, UPON ANNEXATION INTO THE CITY OF FREDERICKSBURG, TEXAS; ESTABLISHING RESIDENTIAL AND COMMERCIAL ZONING FOR SAID PROPERTY UPON ANNEXATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a Petition for Annexation has been submitted by the owner of a portion of the Friendship Oaks Subdivision and additional adjacent tracts, located to the south of Friendship Lane, to be annexed into the City of Fredericksburg, Texas, and to establish Residential and Commercial zoning upon annexation; and

WHEREAS, public hearings before the Planning and Zoning Commission and the City Council of the City of Fredericksburg have been duly noticed and held regarding such application, as required by the City of Fredericksburg Zoning Ordinance; and

WHEREAS, the Planning and Zoning Commission has determined that such zoning change is in conformity with the uses established by the Comprehensive Land Use Plan of the City of Fredericksburg and is consistent with the objectives of the City of Fredericksburg Zoning Ordinance, and has recommended to the City Council of the City of Fredericksburg, based upon positive findings under the review and evaluation criteria established by such ordinance, that the rezoning be enacted; and

WHEREAS, the City Council has specifically found, following public hearing, that such change is consistent with the objectives of the City of Fredericksburg Zoning Ordinance and Comprehensive Land Use Plan of the City of Fredericksburg and there has not been a protest against rezoning signed by owners of twenty per cent (20%) or more either of the area of the property included in the zoning request, or of the area of the property immediately adjoining the same and extending two hundred feet (200') therefrom.

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

Section 1. That the zoning ordinance of the City of Fredericksburg is hereby amended to incorporate the certain change in zoning district as follows:

All of those certain lots, tracts, or parcels of land, specifically identified as a 3.29 acre tract of land being a portion of Lot 2, Friendship Oaks Subdivision, a subdivision of record in

Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, and a portion of a tract of land called to be 15.65 acres out of the Samuel R. Wilson Survey No. 38, A-735, described in a deed to Dale Crenwelge, of record in Volume 350, Page 864, of the Official Public Records of Gillespie County, Texas, said 3.29 acres being more particularly described by metes and bounds attached hereto as Exhibit A, and as additionally shown and designated on the map attached hereto as Exhibit E, to be and is hereby zoned and designated as C-2: COMMERCIAL.

All of those certain lots, tracts, or parcels of land, specifically identified as a 3.07-acre tract of land being a portion of a tract of land called to be 3.07 acres out of the Henry Harmon Survey No. 40, A-299, and the Samuel R. Wilson Survey No. 38, A-735, Gillespie County, Texas, described in a deed to Dale A. Crenwelge, of record in Document No. 20092468, of the Official Public Records of Gillespie County, Texas, said 3.07 acres being more particularly described by metes and bounds attached hereto as Exhibit B, and as additionally shown and designated on the map attached hereto as Exhibit E, to be and is hereby zoned and designated as C-2: COMMERCIAL.

All of those certain lots, tracts, or parcels of land, specifically identified as a 99.32 acre tract of land being a portion of Lot 1, and a portion of Lot 2, Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, a portion of a tract of land called to be 11.68 acres, being part of Outlot No. 5 and Outlot Street as shown on Map of Fredericksburg, Texas, and Environs by the German Emigration Company (G.E. Co.) described in a deed to Dale A Crenwelge, of record in Volume 377, Page 461, of the Official Public Records of Gillespie County, Texas, a portion of a tract of land called to be 10.39 acres, being part of Outlot No. 24 on the Map of Fredericksburg by the G.E. Co., described in a deed to Dale A. Crenwelge, of record in Volume 377, Page 455, of the Official Public Records of Gillespie County, Texas, and a portion of a tract of land called to be 15.65 acres out of the Samuel R. Wilson Survey No. 38, A-735, described in a deed to Dale Crenwelge, of record in Volume 350, Page 864, of the Official Public Records of Gillespie County, Texas, said 99.32 acres being more particularly described by metes and bounds attached hereto as Exhibit C, and as additionally shown and designated on the map attached hereto as Exhibit E, to be and is hereby zoned and designated as R-1-A: SINGLE FAMILY RESIDENTIAL-SMALL LOT.

All of those certain lots, tracts, or parcels of land, specifically identified as an 11.00-acre tract of land being a portion of Lot 2, of Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, said 11.00 acres being more particularly described by metes and bounds attached hereto as Exhibit D, and as additionally shown and designated on the map attached hereto as Exhibit E, to be and is hereby zoned and designated as R-2: MIXED RESIDENTIAL.

Section 2. That all references in City of Fredericksburg Code of Ordinances to the Zoning Ordinance shall henceforth refer to such as is amended hereby.

Section 3. That this Ordinance shall take effect upon the date of its passage.

PASSED AND APPROVED on this the ____ day of _____, 20____.

Linda Langerhans, Mayor
City of Fredericksburg, Texas

ATTEST:

Shelley Goodwin, City Secretary

APPROVED AS TO FORM:

Daniel Jones, City Attorney

C-2 ZONE 3.29-ac TRACT

DESCRIPTION of a 3.29 acre tract of land being a portion of Lot 2, Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, and a portion of a tract of land called to be 15.65 acres out of the Samuel R. Wilson Survey No. 38, A-735, described in a deed to Dale Crenwelge, of record in Volume 350, Page 864, of the Official Public Records of Gillespie County, Texas, said 3.29 acres being more particularly described by metes and bounds as follows:

BEGINNING in the east right-of-way line of U.S. Highway 87 at the northwest corner of a roadway easement of record in Volume 93, Page 473, of the Deed Records of Gillespie County, Texas, same being the southwest corner of said 15.65-acre tract, and the southwest corner of the herein described tract;

THENCE, with the east right-of-way line of said U.S. Highway 87, the following two (2) courses:

- 1) A curve to the left having a radius of 2,915.10 feet, a central angle of $10^{\circ} 53' 10''$, and arc distance of 553.87 feet, and a chord which bears $N 07^{\circ} 07' 39'' W$, 553.03 feet to the northwest corner of said 15.65-acre tract and the most westerly southwest corner of said Lot 2, Friendship Oaks Subdivision;
- 2) A curve to the left having a radius of 7,257.43 feet, a central angle of $00^{\circ} 35' 47''$, an arc distance of 75.53 feet, and a chord which bears $N 18^{\circ} 17' 44'' W$, 75.53 feet to the southwest corner of a tract of land called to be 1.64 acres out of the S.R. Wilson Survey No. 38, A-735, Gillespie County, Texas, same being a northwest corner of said Lot 2 and the most westerly northwest corner of the herein described tract;

THENCE, $S 89^{\circ} 47' 31'' E$, with a north line of said Lot 2, and the south line of said 1.64-acre tract, 244.10 feet to the southeast corner of said 1.64-acre tract, for the northeast corner of the herein described tract;

THENCE, $S 08^{\circ} 35' 04'' W$, over and across said Lot 2 and said 15.65-acre tract 629.85 feet to a point in the north line of said roadway easement for the southeast corner of the herein described tract;

THENCE, $N 89^{\circ} 15' 05'' W$, 245.81 feet to the POINT OF BEGINNING.

C-2 ZONE 3.07 ac TRACT

DESCRIPTION of a 3.07-acre tract of land being a portion of a tract of land called to be 3.07 acres out of the Henry Harmon Survey No. 40, A-299, and the Samuel R. Wilson Survey No. 38, A-735, Gillespie County, Texas, described in a deed to Dale A. Crenwelge, of record in Document No. 20092468, of the Official Public Records of Gillespie County, Texas, said 2.35 acres being more particularly described by metes and bounds as follows:

BEGINNING in the east right-of-way line of U.S. Highway 87, at the northwest corner of a tract of land called to be 1.435 acres out of the H. Harmon Survey No. 40, A-299, described in a deed to the Phillip Jackson Trust, of record in Document No. 20181905, of the Official Public Records of Gillespie County, Texas, same being the southwest corner of the herein described tract;

THENCE, with the east right-of-way line of said U.S. Highway 290, and the west line of said 3.07-acre tract, the following two (2) courses;

- 1) N 14° 24' 22" W, 336.90 feet;
- 2) A curve to the right having a radius of 5680.11 feet, a central angle of 00° 36' 27", an arc distance of 60.22, and a chord which bears N 14° 28' 25" W, 60.22 feet to the southwest corner of a tract of land called to be 0.98 acres described in a deed to the Jehovah's Witnesses being Stuckenburg, Highway Lot 2, of record in Volume 218, Page 432, of the Deed Records of Gillespie County, Texas, same being the northwest corner of said 3.07 acre tract, and the northwest corner of the herein described tract;

THENCE, S 89° 18' 26" E, with the south line of said 0.98 acre tract, and the north line of said 3.07 acre tract, at 225.27 feet passing the southeast corner of said 0.98 acre tract same being a southwest corner of Lot 2, Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, and continuing for a total distance of 397.81 to an interior corner of said Lot 2, for the northeast corner of said 3.07-acre tract, and the northeast corner of the herein described tract;

THENCE, S 01° 13' 54" E, with a west line of said Lot 2, and the east line of said 3.07-acre tract, 372.97 feet to the northeast corner of said 0.56-acre tract;

THENCE, S 88° 43' 29" W, with the north line of said 1.435-acre tract, and the south line of said 3.07-acre tract, 307.00 feet to the POINT OF BEGINNING.

R-1A ZONE 99.32-ac TRACT

DESCRIPTION of a 99.32 acre tract of land being a portion of Lot 1, and a portion of Lot 2, Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, a portion of a tract of land called to be 11.68 acres, being part of Outlot No. 5 and Outlot Street as shown on *Map of Fredericksburg, Texas, and Environs* by the German Emigration Company (G.E. Co.) described in a deed to Dale A Crenwelge, of record in Volume 377, Page 461, of the Official Public Records of Gillespie County, Texas, a portion of a tract of land called to be 10.39 acres, being part of Outlot No. 24 on the Map of Fredericksburg by the G.E. Co., described in a deed to Dale A. Crenwelge, of record in Volume 377, Page 455, of the Official Public Records of Gillespie County, Texas, and a portion of a tract of land called to be 15.65 acres out of the Samuel R. Wilson Survey No. 38, A-735, described in a deed to Dale Crenwelge, of record in Volume 350, Page 864, of the Official Public Records of Gillespie County, Texas, said 99.32 acres being more particularly described by metes and bounds as follows:

BEGINNING in the south line of Friendship Lane at the most northerly northeast corner of said Lot 2, Friendship Oaks Subdivision, in the west line of a tract of land called to be 44.4356 acres being a part of Outlot No. 2, and Outlot No. 7, et al of the G.E. Co., described in a deed to Kevin W. Eckhardt, of record in Volume 555, Page 187, of the Official Public Records of Gillespie County, Texas

THENCE, S 00° 25' 27" E, with the west line of said 44.435-acre tract and the east line of said Lot 2, 285.81 feet to the POINT OF BEGINNING;

THENCE, with the west line of said 44.435-acre tract and the east line of said Lot 2, the following two (2) courses:

- 1) S 00° 25' 27" E, 1342.69 feet;
- 2) S 01° 12' 52" E, 312.34 feet a point in the north line of a tract conveyed to Kevin W. Eckhardt, at the most easterly southeast corner of said Lot 2, and the most easterly southeast corner of the herein described tract;

THENCE, S 89° 12' 08" W, with a south line of said Lot 2, and a north line of said Eckhardt tract, 1334.92 feet to the most northerly northwest corner of said Eckhardt tract, for an interior corner of said Lot 2, and an interior corner of the herein described tract;

THENCE, with a west line of said Eckhardt tract the following two (2) courses:

- 1) S 01° 22' 02" E, with an east line of said Lot 2, 965.34 feet to the most southerly southeast corner of said Lot 2, and the northeast corner of said 15.65-acre tract;
- 2) S 01° 08' 32" E, with the east line of said 15.65-acre tract, 590.70 feet to an interior corner of said Eckhardt tract at the southeast corner of said 15.65-acre tract, and the most southerly southeast corner of the herein described tract;

THENCE, with a north line of said Eckhardt tract and the south line of said 15.65-acre tract, the following three (3) courses:

- 1) N 89° 12' 14" W, 709.85 feet to the southwest corner of a road easement of record in Volume 93, Page 473, of the Deed Records of Gillespie County, Texas;
- 2) N 00° 11' 32" W, with the west line of said easement, 25.00 feet to the northeast corner of said easement;

- 3) N 89° 15' 05" W, with the north line of said easement 204.79 feet to the most southerly southwest corner of the herein described tract;

THENCE, N 08° 35' 04" W, over and across said 15.65-acre tract and said Lot 2, 629.84 feet to the southeast corner of a tract of land called to be 1.64 acres out of the S.R. Wilson Survey No. 38, A-735, Gillespie County, Texas, same being an interior corner of said Lot 2;

THENCE, with a west line of said Lot 2, the following three (3) courses:

- 1) N 11° 01' 23" W, with the east line of said 1.64 acre tract, 360.80 feet to the southeast corner of a tract of land called to be 1.435 acres out of the H. Harmon Survey No. 40, A-299, described in a deed to the Phillip Jackson Trust, of record in Document No. 20181905, of the Official Public Records of Gillespie County, Texas, same being the northeast corner of said 1.64 acre tract;
- 2) N 01° 13' 47" W, with the east line of said 1.435-acre tract, 220.79 feet to a point in the south line of said 3.07-acre tract, at the northeast corner of said 1.435-acre tract, for an interior corner of the herein described tract;
- 3) N 01° 13' 54" W, across said 3.07-acre tract, 372.97 feet to an interior corner of said Lot 2 for the most westerly northwest corner of the herein described tract;

THENCE, over and across said Lot 2, the following seven (7) courses:

- 1) S 89° 18' 26" E, 52.25 feet;
- 2) A curve to the left having a radius of 280.00 feet, a central angle of 31° 07' 01", an arc distance of 152.07 feet, and a chord which bears N 75° 08' 03" E, 150.20 feet;
- 3) N 59° 34' 33" E, 158.96 feet;
- 4) A curve to the right having a radius of 280.00 feet, a central angle of 29° 41' 25", an arc distance of 145.09, and a chord which bears N 74° 25' 16" E, 143.48 feet;
- 5) N 00° 25' 27" W, 120.00 feet;
- 6) S 86° 50' 03" W, 35.24 feet;
- 7) N 00° 19' 35" W, 565.85 feet to a point in the south line of a tract of land called to be 9.0 acres out of Outlot No. 22, G.E. Co., described in a deed to Vinay Patel, of record in Document No. 20150797, of the Official Public Records of Gillespie County, Texas, and a north line of said Lot 2, for a northwest corner of the herein described tract;

THENCE, N 89° 30' 03" E, with the south line of said 9.0 acre tract, and the south line of a tract of land called to be 9.50 acres, described in a deed to Carol A. Cline, et al, of record in Document No. 20162300, of the Official Public Records of Gillespie County, Texas, 653.01 feet to the southwest corner of said 10.39 acre tract, same being the southeast corner of said 9.50 acre tract and an interior corner of the herein described tract;

THENCE, N 00° 15' 48" E, with the east line of said 9.50-acre tract, and the west line of said 10.39-acre tract, 765.04 feet to a point in the east line of said 9.50-acre tract and the west line of said 10.39-acre tract for the most northerly northwest corner of the herein described tract;

THENCE, N 89° 34' 33" E, over and across said 10.39-acre tract, said 11.68-acre tract, and said Lot 1 and Lot 2, Friendship Oaks Subdivision, 1283.96 feet to the POINT OF BEGINNING.

R-2 ZONE 11.00-ac TRACT

DESCRIPTION of an 11.00-acre tract of land being a portion of Lot 2, of Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, said 11.00 acres being more particularly described by metes and bounds as follows:

BEGINNING in the north line of a tract of land called to be 3.07 acres out of the Henry Harmon Survey No. 40, A-299, and the Samuel R. Wilson Survey No. 38, A-735, Gillespie County, Texas, described in a deed to Dale A. Crenwelge, of record in Document No. 20092468, of the Official Public Records of Gillespie County, Texas, at the southeast corner of a tract of land called to be 0.98 acres described in a deed to the Jehovah's Witnesses being Stuckenburg, Highway Lot 2, of record in Volume 218, Page 432, of the Deed Records of Gillespie County, Texas, same being a southwest corner of said Lot 2, for the southwest corner of the herein described tract; from said corner, the southwest corner of said 0.98 acre tract and the northwest corner of said 3.07 acre tract, in the east right-of-way line of U.S. Highway 290, bears N 89° 18' 26" W, 225.27 feet;

THENCE, with a west line of said Lot 2, the following three (3) courses:

- 1) N 01° 40' 42" E, along the east line of said 0.98 acre tract, passing the northeast corner of said 0.98 acre tract, and the southeast corner of a tract of land called to be 1.41 acres being Stuckenburg, Highway Lot 1, described in a deed to Orrin William and Brenda J. Sellers, of record in Volume 193, Page 319, of the Deed Records of Gillespie County, Texas, and continuing with the east line of said 1.41 acre tract 399.53 feet to the southeast corner of a tract of land called to be 0.95 acres, out of Outlot No. 19, G.E. Co., described in a deed to Le Ann Segner, et al, of record in Volume 168, Page 454, of the Deed Records of Gillespie County, Texas, same being the northeast corner of said 1.41 acre tract;
- 2) N 01° 30' 02" E, with the east line of said 0.95 acre tract, 120.53 feet to the southeast corner of a tract of land called to be 2.49 acres out of Outlot No. 19, G.E. Co., described in a deed to Class A. Rentals, & Sales, of record in Volume 362, Page 732, of the Official Public Records of Gillespie County, Texas, same being the northeast corner of said 0.95 acre tract;
- 3) N 01° 46' 32" E, with the east line of said 2.49 acre tract, 324.15 feet to a point in the south line of a tract of land called to be 4.74 acres out of Outlot No. 20 of G.E. Co., described in a deed to General Telephone SW, said point being the most northerly northwest corner of said Lot 2, Friendship Oaks, and a northwest corner of the herein described tract;

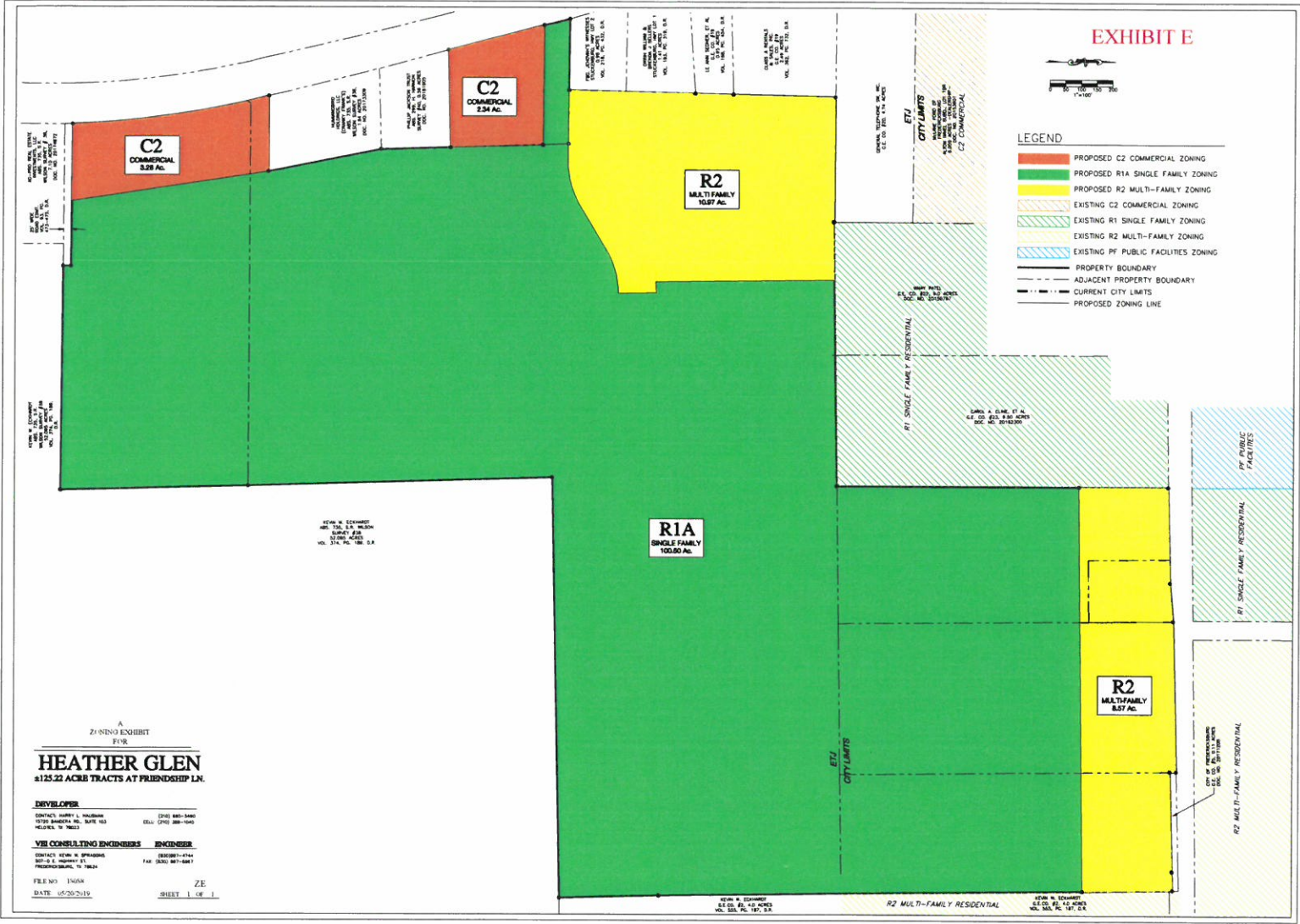
THENCE, with the north line of said Lot 2, the following three (3) courses:

- 1) S 89° 20' 06" E, with the south line of said 4.74 acre tract, 395.91 feet to a point in the west line of a tract of land called to be 9.0 acres out of Outlot No. 22, G.E. Co., described in a deed to Vinay Patel, of record in Document No. 20150797, of the Official Public Records of Gillespie County, Texas, at the southeast corner of said 4.74 acre tract;
- 2) S 00° 23' 27" E, with the west line of said 9.0-acre tract, 2.12 feet to the southwest corner of said 9.0-acre tract;
- 3) N 89° 31' 05" E, with the south line of said 9.0-acre tract, 185.13 feet to the northeast corner of the herein described tract;

THENCE, over and across said Lot 2, the following seven (7) courses:

- 1) S 00° 19' 35" E, 565.85 feet;
- 2) N 86° 50' 03" E, 35.24 feet;
- 3) S 00° 25' 27" E, 120.00 feet;
- 4) A curve to the left having a radius of 280.00 feet, a central angle of 29° 41' 25", an arc distance of 145.09 feet, and a chord which bears S 74° 25' 16" W, 143.48 feet;
- 5) S 59° 34' 33" W, 158.96 feet;
- 6) A curve to the right having a radius of 280.00 feet, a central angle of 31° 07' 01", an arc distance of 152.07 feet, and a chord which bears S 75° 08' 03" W, 150.20 feet;
- 7) N 89° 18' 26" W, 52.25 feet to the northeast corner of said 3.07-acre tract, same being an interior corner of said Lot 2;

THENCE, N 89° 18' 26" W, with the north line of said 3.07-acre tract, and a south line of said Lot 2, 172.54 feet to the POINT OF BEGINNING.



ORDINANCE NO. 2019-21

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS, ADOPTING A CHANGE IN THE COMPREHENSIVE PLAN OF THE CITY OF FREDERICKSBURG; SPECIFICALLY IN THE LAND USE MAP AND COMPREHENSIVE PLAN AS TO A PORTION OF THE FRIENDSHIP OAKS SUBDIVISION AND ADDITIONAL ADJACENT TRACTS, LOCATED TO THE SOUTH OF FRIENDSHIP LANE, SITUATED IN THE CITY OF FREDERICKSBURG, TEXAS; CHANGING SAID PROPERTY TO MEDIUM AND LOW DENSITY RESIDENTIAL; PROVIDING THAT THE CHANGE BECOME A PART OF THE COMPREHENSIVE PLAN AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, upon adoption of the Comprehensive Plan for the City of Fredericksburg, the City Council recognized, as is required by such Plan, that such Plan is not static but must be re-evaluated in terms of physical, environmental, social, economic and public value factors which have occurred since the adoption of the Plan; and

WHEREAS, the Planning and Zoning Commission of the City of Fredericksburg has re-evaluated such Plan and has recommended that such Plan be changed, and that the Land Use Plan be amended to reflect such changes in land use; and

WHEREAS, public hearings before the Planning and Zoning Commission and the City Council have been duly noticed and held regarding such proposed change as required by the City of Fredericksburg Zoning Ordinance; and

WHEREAS, the City Council has specifically found, following the public hearing, that such change is consistent with the objectives of the Comprehensive Plan of the City of Fredericksburg and that it would be in the best interests of the public that such change be made.

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

Section 1. That the Comprehensive Plan of the City of Fredericksburg is hereby amended to incorporate the certain change to the Land Use Plan as follows:

All of those certain lots, tracts, or parcels of land, specifically identified as a 99.32 acre tract of land being a portion of Lot 1, and a portion of Lot 2, Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, a portion of a tract of land called to be 11.68 acres, being part of Outlot No. 5 and Outlot Street as shown on Map of Fredericksburg, Texas, and Environs by the German Emigration

Company (G.E. Co.) described in a deed to Dale A Crenwelge, of record in Volume 377, Page 461, of the Official Public Records of Gillespie County, Texas, a portion of a tract of land called to be 10.39 acres, being part of Outlot No. 24 on the Map of Fredericksburg by the G.E. Co., described in a deed to Dale A. Crenwelge, of record in Volume 377, Page 455, of the Official Public Records of Gillespie County, Texas, and a portion of a tract of land called to be 15.65 acres out of the Samuel R. Wilson Survey No. 38, A-735, described in a deed to Dale Crenwelge, of record in Volume 350, Page 864, of the Official Public Records of Gillespie County, Texas, said 99.32 acres being more particularly described by metes and bounds attached hereto as Exhibit A, are hereby designated as LOW DENSITY RESIDENTIAL.

All of those certain lots, tracts, or parcels of land, specifically identified as an 11.00-acre tract of land being a portion of Lot 2, of Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, said 11.00 acres being more particularly described by metes and bounds attached hereto as Exhibit B, are hereby designated as MEDIUM DENSITY RESIDENTIAL.

Section 2. That all references in City of Fredericksburg Code of Ordinances to the Comprehensive Plan or to the Land Use Map shall henceforth refer to such as are amended hereby.

Section 3. That this Ordinance shall take effect upon the date of its passage.

PASSED AND APPROVED on this the ____ day of _____, 20____.

Linda Langerhans, Mayor
City of Fredericksburg, Texas

ATTEST:

Shelley Goodwin, City Secretary

APPROVED AS TO FORM:

Daniel Jones, City Attorney

R-1A ZONE 99.32-ac TRACT

DESCRIPTION of a 99.32 acre tract of land being a portion of Lot 1, and a portion of Lot 2, Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, a portion of of a tract of land called to be 11.68 acres, being part of Outlot No. 5 and Outlot Street as shown on *Map of Fredericksburg, Texas, and Environs* by the German Emigration Company (G.E. Co.) described in a deed to Dale A Crenwelge, of record in Volume 377, Page 461, of the Official Public Records of Gillespie County, Texas, a portion of a tract of land called to be 10.39 acres, being part of Outlot No. 24 on the Map of Fredericksburg by the G.E. Co., described in a deed to Dale A. Crenwelge, of record in Volume 377, Page 455, of the Official Public Records of Gillespie County, Texas, and a portion of a tract of land called to be 15.65 acres out of the Samuel R. Wilson Survey No. 38, A-735, described in a deed to Dale Crenwelge, of record in Volume 350, Page 864, of the Official Public Records of Gillespie County, Texas, said 99.32 acres being more particularly described by metes and bounds as follows:

BEGINNING in the south line of Friendship Lane at the most northerly northeast corner of said Lot 2, Friendship Oaks Subdivision, in the west line of a tract of land called to be 44.4356 acres being a part of Outlot No. 2, and Outlot No. 7, et al of the G.E. Co., described in a deed to Kevin W. Eckhardt, of record in Volume 555, Page 187, of the Official Public Records of Gillespie County, Texas

THENCE, S 00° 25' 27" E, with the west line of said 44.435-acre tract and the east line of said Lot 2, 285.81 feet to the POINT OF BEGINNING;

THENCE, with the west line of said 44.435-acre tract and the east line of said Lot 2, the following two (2) courses:

- 1) S 00° 25' 27" E, 1342.69 feet;
- 2) S 01° 12' 52" E, 312.34 feet a point in the north line of a tract conveyed to Kevin W. Eckhardt, at the most easterly southeast corner of said Lot 2, and the most easterly southeast corner of the herein described tract;

THENCE, S 89° 12' 08" W, with a south line of said Lot 2, and a north line of said Eckhardt tract, 1334.92 feet to the most northerly northwest corner of said Eckhardt tract, for an interior corner of said Lot 2, and an interior corner of the herein described tract;

THENCE, with a west line of said Eckhardt tract the following two (2) courses:

- 1) S 01° 22' 02" E, with an east line of said Lot 2, 965.34 feet to the most southerly southeast corner of said Lot 2, and the northeast corner of said 15.65-acre tract;
- 2) S 01° 08' 32" E, with the east line of said 15.65-acre tract, 590.70 feet to an interior corner of said Eckhardt tract at the southeast corner of said 15.65-acre tract, and the most southerly southeast corner of the herein described tract;

THENCE, with a north line of said Eckhardt tract and the south line of said 15.65-acre tract, the following three (3) courses:

- 1) N 89° 12' 14" W, 709.85 feet to the southwest corner of a road easement of record in Volume 93, Page 473, of the Deed Records of Gillespie County, Texas;
- 2) N 00° 11' 32" W, with the west line of said easement, 25.00 feet to the northeast corner of said easement;

- 3) N 89° 15' 05" W, with the north line of said easement 204.79 feet to the most southerly southwest corner of the herein described tract;

THENCE, N 08° 35' 04" W, over and across said 15.65-acre tract and said Lot 2, 629.84 feet to the southeast corner of a tract of land called to be 1.64 acres out of the S.R. Wilson Survey No. 38, A-735, Gillespie County, Texas, same being an interior corner of said Lot 2;

THENCE, with a west line of said Lot 2, the following three (3) courses:

- 1) N 11° 01' 23" W, with the east line of said 1.64 acre tract, 360.80 feet to the southeast corner of a tract of land called to be 1.435 acres out of the H. Harmon Survey No. 40, A-299, described in a deed to the Phillip Jackson Trust, of record in Document No. 20181905, of the Official Public Records of Gillespie County, Texas, same being the northeast corner of said 1.64 acre tract;
- 2) N 01° 13' 47" W, with the east line of said 1.435-acre tract, 220.79 feet to a point in the south line of said 3.07-acre tract, at the northeast corner of said 1.435-acre tract, for an interior corner of the herein described tract;
- 3) N 01° 13' 54" W, across said 3.07-acre tract, 372.97 feet to an interior corner of said Lot 2 for the most westerly northwest corner of the herein described tract;

THENCE, over and across said Lot 2, the following seven (7) courses:

- 1) S 89° 18' 26" E, 52.25 feet;
- 2) A curve to the left having a radius of 280.00 feet, a central angle of 31° 07' 01", an arc distance of 152.07 feet, and a chord which bears N 75° 08' 03" E, 150.20 feet;
- 3) N 59° 34' 33" E, 158.96 feet;
- 4) A curve to the right having a radius of 280.00 feet, a central angle of 29° 41' 25", an arc distance of 145.09, and a chord which bears N 74° 25' 16" E, 143.48 feet;
- 5) N 00° 25' 27" W, 120.00 feet;
- 6) S 86° 50' 03" W, 35.24 feet;
- 7) N 00° 19' 35" W, 565.85 feet to a point in the south line of a tract of land called to be 9.0 acres out of Outlot No. 22, G.E. Co., described in a deed to Vinay Patel, of record in Document No. 20150797, of the Official Public Records of Gillespie County, Texas, and a north line of said Lot 2, for a northwest corner of the herein described tract;

THENCE, N 89° 30' 03" E, with the south line of said 9.0 acre tract, and the south line of a tract of land called to be 9.50 acres, described in a deed to Carol A. Cline, et al, of record in Document No. 20162300, of the Official Public Records of Gillespie County, Texas, 653.01 feet to the southwest corner of said 10.39 acre tract, same being the southeast corner of said 9.50 acre tract and an interior corner of the herein described tract;

THENCE, N 00° 15' 48" E, with the east line of said 9.50-acre tract, and the west line of said 10.39-acre tract, 765.04 feet to a point in the east line of said 9.50-acre tract and the west line of said 10.39-acre tract for the most northerly northwest corner of the herein described tract;

THENCE, N 89° 34' 33" E, over and across said 10.39-acre tract, said 11.68-acre tract, and said Lot 1 and Lot 2, Friendship Oaks Subdivision, 1283.96 feet to the POINT OF BEGINNING.

R-2 ZONE 11.00-ac TRACT

DESCRIPTION of an 11.00-acre tract of land being a portion of Lot 2, of Friendship Oaks Subdivision, a subdivision of record in Volume 2, Page 148, of the Plat Records of Gillespie County, Texas, said 11.00 acres being more particularly described by metes and bounds as follows:

BEGINNING in the north line of a tract of land called to be 3.07 acres out of the Henry Harmon Survey No. 40, A-299, and the Samuel R. Wilson Survey No. 38, A-735, Gillespie County, Texas, described in a deed to Dale A. Crenwelge, of record in Document No. 20092468, of the Official Public Records of Gillespie County, Texas, at the southeast corner of a tract of land called to be 0.98 acres described in a deed to the Jehovah's Witnesses being Stuckenburg, Highway Lot 2, of record in Volume 218, Page 432, of the Deed Records of Gillespie County, Texas, same being a southwest corner of said Lot 2, for the southwest corner of the herein described tract; from said corner, the southwest corner of said 0.98 acre tract and the northwest corner of said 3.07 acre tract, in the east right-of-way line of U.S. Highway 290, bears N 89° 18' 26" W, 225.27 feet;

THENCE, with a west line of said Lot 2, the following three (3) courses:

- 1) N 01° 40' 42" E, along the east line of said 0.98 acre tract, passing the northeast corner of said 0.98 acre tract, and the southeast corner of a tract of land called to be 1.41 acres being Stuckenburg, Highway Lot 1, described in a deed to Orrin William and Brenda J. Sellers, of record in Volume 193, Page 319, of the Deed Records of Gillespie County, Texas, and continuing with the east line of said 1.41 acre tract 399.53 feet to the southeast corner of a tract of land called to be 0.95 acres, out of Outlot No. 19, G.E. Co., described in a deed to Le Ann Segner, et al, of record in Volume 168, Page 454, of the Deed Records of Gillespie County, Texas, same being the northeast corner of said 1.41 acre tract;
- 2) N 01° 30' 02" E, with the east line of said 0.95 acre tract, 120.53 feet to the southeast corner of a tract of land called to be 2.49 acres out of Outlot No. 19, G.E. Co., described in a deed to Class A. Rentals, & Sales, of record in Volume 362, Page 732, of the Official Public Records of Gillespie County, Texas, same being the northeast corner of said 0.95 acre tract;
- 3) N 01° 46' 32" E, with the east line of said 2.49 acre tract, 324.15 feet to a point in the south line of a tract of land called to be 4.74 acres out of Outlot No. 20 of G.E. Co, described in a deed to General Telephone SW, said point being the most northerly northwest corner of said Lot 2, Friendship Oaks, and a northwest corner of the herein described tract;

THENCE, with the north line of said Lot 2, the following three (3) courses:

- 1) S 89° 20' 06" E, with the south line of said 4.74 acre tract, 395.91 feet to a point in the west line of a tract of land called to be 9.0 acres out of Outlot No. 22, G.E. Co., described in a deed to Vinay Patel, of record in Document No. 20150797, of the Official Public Records of Gillespie County, Texas, at the southeast corner of said 4.74 acre tract;
- 2) S 00° 23' 27" E, with the west line of said 9.0-acre tract, 2.12 feet to the southwest corner of said 9.0-acre tract;
- 3) N 89° 31' 05" E, with the south line of said 9.0-acre tract, 185.13 feet to the northeast corner of the herein described tract;

THENCE, over and across said Lot 2, the following seven (7) courses:

- 1) S 00° 19' 35" E, 565.85 feet;
- 2) N 86° 50' 03" E, 35.24 feet;
- 3) S 00° 25' 27" E, 120.00 feet;
- 4) A curve to the left having a radius of 280.00 feet, a central angle of 29° 41' 25", an arc distance of 145.09 feet, and a chord which bears S 74° 25' 16" W, 143.48 feet;
- 5) S 59° 34' 33" W, 158.96 feet;
- 6) A curve to the right having a radius of 280.00 feet, a central angle of 31° 07' 01", an arc distance of 152.07 feet, and a chord which bears S 75° 08' 03" W, 150.20 feet;
- 7) N 89° 18' 26" W, 52.25 feet to the northeast corner of said 3.07-acre tract, same being an interior corner of said Lot 2;

THENCE, N 89° 18' 26" W, with the north line of said 3.07-acre tract, and a south line of said Lot 2, 172.54 feet to the POINT OF BEGINNING.



CITY COUNCIL MEMO

DATE: May 29, 2019
TO: Mayor and City Council
FROM: Kent Myers, City Manager
SUBJECT: City Council Rules of Procedure

Summary:

The attached Rules of Procedure includes changes that were discussed at the recent City Council Work Session.

Recommendation:

It is recommended that the revised Rules of Procedure be approved subject to any additional changes that the Council would like to make.

Background / Analysis:

At the recent City Council Work Session, one of the items discussed was updating the Council Rules of Procedure. Attached is the proposed revised Rules of Procedure that includes the following changes:

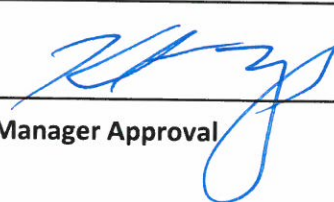
- Changing the term "Council Retreat" to "Council Work Session"
- Adding a requirement for posting Council agendas on the internet including Facebook
- Adding language covering decorum at Council meetings
- Revising the section on adoption of ordinances to include only one reading of the ordinance
- Adding a section on rearranging the agenda to accommodate guests and City staff

Attachments:

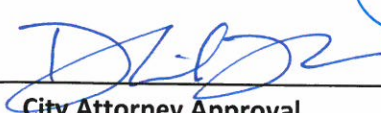
Proposed Revised Rules of Procedure



Department Approval



City Manager Approval



City Attorney Approval



City of Fredericksburg

City Council Rules of Procedure

June, 2019

Section 1 – Rules

These Rules shall govern the procedures followed by the City of Fredericksburg City Council for the conduct of Council meetings and other Council activities pursuant to state law and the City Charter.

Section 2 – Open Public Meetings Act

The Council shall comply with the provisions of the Open Public Meetings Act in the conduct of all meetings to which said Act is applicable.

Section 3 – Executive Sessions

The Council may discuss topics in executive session, which topics are specified in state law or relate to potential or pending litigation and are subject to attorney-client privilege. The City Attorney shall inform the Council whenever any proposed discussion in executive session is not legally allowed.

No member of the City Council, employee of the City or any other person present during executive session of the City Council shall disclose to any person the content or substance of any discussion which took place during said executive session, except during discussion of this issue in open meeting immediately following the executive session.

Section 4 – Work Sessions

Special meetings designated as work sessions shall be advertised and conducted in the same manner as regular meetings. Work sessions are for the purpose of in-depth review and discussion of specified issues. Council actions shall not be taken at designated work sessions.

Section 5 – Quorum

At all meetings of the Council a majority of the Council members shall constitute a quorum for the transaction of business.

Section 6 – Attendance

Attendance via telephone conference call or video conference call – To participate in a meeting, all members of the Council shall be present, except that a meeting held by telephone conference call or video conference may be held if:

1. an emergency or public necessity exists within the meaning of Section 551.045 of the Government Code, and
2. the convening at one location of a quorum of the government body is difficult or impossible, and
3. the other requirements of Section 551.125 are met

Additionally, a member may attend a meeting via videoconference if a quorum of the government body is physically present at one location of the meeting, the proper communication equipment is available, and the other requirements of Section 551.127 of the Government Code are met.

Section 7 – Chair of the Council

The Mayor shall be the Chair of the Council and shall preside at all Council meetings. A Mayor Pro-Tem shall be selected annually at the first regular meeting of a new Council. In the absence of Mayor, the Mayor Pro-Tem shall preside. If neither the Mayor nor the Mayor Pro-Tem is present at a meeting, the presiding officer for that meeting shall be selected by a majority of the vote of those Council Members present, providing there is a quorum.

The Chair of the Council may vote on all matters coming before the Council and may offer seconds to motions.

The Chair of the Council shall state all questions coming before the Council, provide opportunity for discussion from the Council Member, and announce the decisions of the Council on all subjects. Procedural decisions shall be made by the Chair of the Council, who may request advice on such matters from the City Attorney.

Section 8 – Agenda

The City Manager shall prepare the agenda of business for all Council meetings. Topics may be added to the agenda:

1. When deemed appropriate by the City Manager
2. At the direction of the Mayor
3. As directed by at least two City Council Members

Every agenda action item must be supported by a written staff report informing the Council and staff of the issue, background and/or analysis, and recommendation and/or conclusion, unless the item is self-explanatory or unless the City Manager has waived this requirement. All written materials for the agenda shall be delivered to the City Secretary by twelve o'clock noon of the Thursday preceding the Council meeting. Except for announcements, late items that the City Manager does not receive by the stated deadlines shall not be considered by the Council except upon specific authorization of the City Manager.

Agendas will be made available to the public at least 72 hours prior to regular Council Meetings, work sessions or retreats, in the following ways:

1. A copy is placed on the City website at www.fbgtx.org and posted on social media including Facebook.
2. Copies are placed on the front counter at City Hall in the Utility Cashier services area
3. A copy is posted on the front door at City Hall

Section 9 – Order of Business

The Mayor may determine the order of business for a particular City Council meeting. The agenda should be arranged to best serve the needs and/or convenience of the Council and the public. When possible, agenda items will be discussed in a certain order that accommodates guest and City staff. The items of business for regular Council meetings may include the following:

1. Call to Order
2. Pledge of Allegiance
3. Ceremonial Matters/Proclamations/Employee Recognition
4. Public Comment: The Mayor will invite citizens to address the Council. All persons wishing to be heard are asked to give their names and addresses and topic. To allow the Council to complete its legislative agenda, comments should be limited to no more than 3 minutes per person. At the discretion of the Mayor, or upon vote of the Council, this time period may be lengthened or shortened. Following any public comment, the Mayor or any member of the City Council may direct staff to research the issue or concern raised by the public and report back to the Council. In addition, this concern can be added to the next Council agenda as specified in Section 8. The Council shall not deliberate or discuss issues raised in Public Comment if it was not listed on the agenda. Written comments may be submitted into the record of a Council meeting by presenting

the written document to the City Secretary prior to the meeting, and by making copies of the same available to those in attendance, and a copy of the document will be provided to each Council Member, but the document will not be read aloud; or a document may be distributed to the City Council, with a copy to the City Secretary, by a speaker, while the speaker is addressing the Council.

5. Consent Agenda
6. Public Hearings
7. Ordinances and Resolutions
8. Other Considerations
9. City Manager's Report
10. Council Comments
11. Executive Session
12. Adjournment

Section 10 – Voting

Each Council Member shall vote on all questions put to the Council unless a conflict of interest or appearance of fairness problem requires a Council Member to excuse him/herself, and the same shall be noted in the minutes.

Section 11 – Reconsideration of Previous Vote

The City Council may at times want to reconsider a vote previously taken at their current meeting. In order to proceed with reconsideration, a motion should be made for reconsideration and such motion should be voted on and passed by a majority of the Council before the agenda item can be discussed or reconsidered.

Section 12 – Decorum

Purposes

The purposes of the Rules of Decorum are as follows:

- To ensure that meetings of the City Council are conducted in a way that allows the business of the City to be effectively conducted.
- To ensure that members of the public who attend meetings of the City Council can be heard in a fair, impartial and respectful manner.
- To ensure that meetings of the City Council are conducted in a way that is open to all viewpoints.
- To ensure that the rules governing decorum at meetings of the City Council are understood by persons attending the meetings.

Rules for Speakers

- Members of the public may address the City Council at the following times during a meeting:
 - During the Citizen Comment Period.
 - During a public hearing on an agenda item.
 - At other times with the permission of the Mayor.
- Speakers should make their comments at the podium and state their name and address.
- Speakers should limit their comments to 3 minutes.
- Inquiries from speakers about matters not listed on the agenda should either be directed to the staff or placed on a future agenda for Council consideration.

Rules for Members of the Public

Members of the public shall not engage in any of the following in the meeting room during a City Council meeting:

- Shouting, unruly behavior, distracting side conversations or speaking out when another person is talking.
- Personal attacks or profanity.
- Audible use of phones, pagers, radios, computers or other electronic equipment.
- Booing, applauding, or other similar behavior that impedes or disrupts the orderly conduct of the meeting.

Rules for Council Members

When a measure is presented for consideration to the Council, the Mayor shall recognize the appropriate individual to present the matter. When two or more members wish to speak, the Mayor shall name the member who is to speak first. No member of the Council shall interrupt another while speaking except to make a point of order or privilege.

No Council Member shall be permitted to indulge in personalities or use language personally offensive.

Section 13 – Questions of Parliamentary Procedure

Questions of parliamentary procedure not covered by these Rules shall be governed by the 11th Edition of Robert's Rules of Order, Newly Revised (2011 Edition)

Section 14 – Notice of Public Hearings

Notice of all public hearings to be conducted by the City Council or any of its advisory boards and commissions shall be given by publishing written notice, as required by law, ordinance or

other statute, or if there is not particular requirement, then at least once in the City's official newspaper prior to the date of the hearing.

Section 15 – Adoption of Ordinances

All City ordinances will require only one reading of the City Council prior to adoption. Following the reading of the ordinance, the Council will take one of the following options:

1. The City Council will waive the second reading to the ordinance and consider adopting the ordinance as presented.
2. The City Council will make revisions to the ordinance prior to adoption.
3. The City Council will table the ordinance and provide staff with direction on one of the following options:
 - a. Submit the ordinance to other outside organizations or committees for review and comments prior to adoption.
 - b. Refer the ordinance to the next scheduled Council work session for further discussion.
 - c. Instruct staff to make changes to the ordinance for further discussion at the next regular City Council meeting prior to adoption.
4. The City Council will disapprove the ordinance.

Passed and approved by the City of Fredericksburg City Council July 1, 2013

Amended by the City of Fredericksburg City Council February 3, 2014

Amended by the City of Fredericksburg City Council June 4, 2018

Amended by the City of Fredericksburg City Council June 3, 2019



CITY COUNCIL MEMO

DATE: May 24, 2019
TO: Mayor and City Council
FROM: Jennifer Krupa, Special Events Coordinator
SUBJECT: Special Events Policy Update Presentation

Summary:

This agenda item will include a presentation on proposed changes to the special events policy, application process, fee schedule, and special events ordinance. The presentation will include the method used to develop the proposed changes and an overview of the new documents and fees. Based on City Council comments, an action item will be included on a future agenda.

Recommendation:

No formal action is requested.

Background / Analysis:

Jennifer Krupa will provide a presentation on the proposed Special Events Planning Guide and Special Events Application followed by a discussion of the proposed changes to solicit feedback and answer questions.

Attachments:

PowerPoint Presentation; Special Events Planning Guide in draft form

The City of Fredericksburg

126 W. Main St. • Fredericksburg, Texas 78624-3708 • (830) 997-7521 • Fax (830) 997-1861



Department Approval

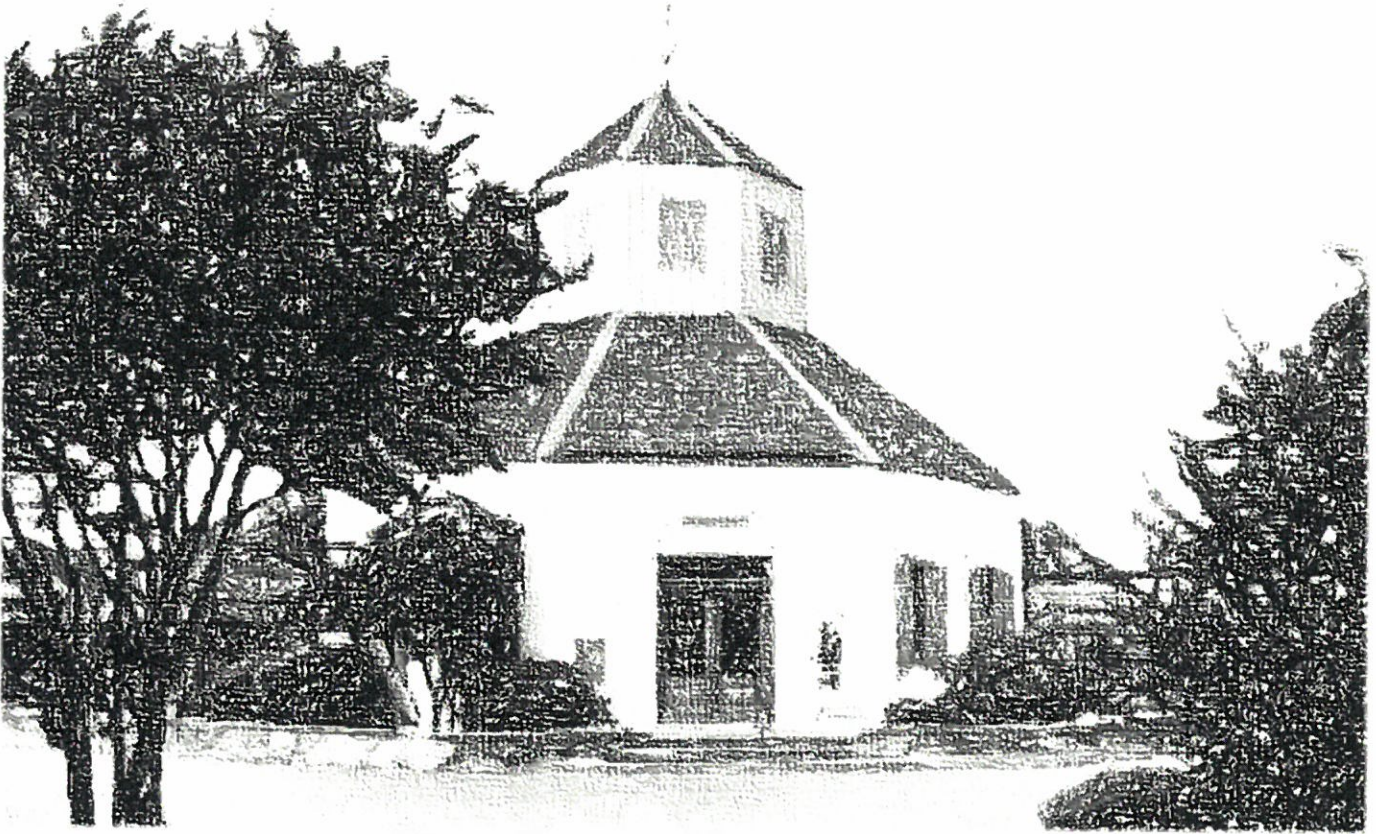


City Attorney Approval



City Manager Approval

Special Events Planning Guide

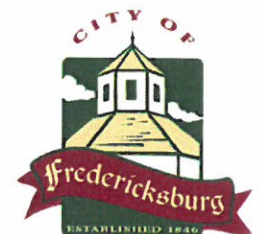


Thank you for your interest in the City of Fredericksburg to host your event. The City encourages special events for the enjoyment of our citizens and visitors, our cultural heritage, and the promotion of the City. The Special Events Planning Guide will walk you through the process of completing and submitting a special event application. It is our goal to work with event organizers to plan successful events while ensuring the safety of our community.

For more information please contact Jennifer Krupa, Special Events Coordinator at 830-990-2044; or email: specialevents@fbgtx.org

**City of Fredericksburg
Parks & Recreation Department (PARC)
126 W. Main Street
Fredericksburg, TX 78624
830-997-7521 office / 830-997-1861 fax**

Adopted by Fredericksburg City Council on _____.



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PLANNING YOUR EVENT

Before planning your event, the City of Fredericksburg recommends reviewing the requirements herein and Special Events Ordinance found in the appendix of this document. An application for a special event permit is required when an event involves one or more of the following activities:

- Any event open or advertised to the public taking place on City property;
- Private events larger than 300 people at any one time on City property;
- Closing or partial closure of a public street;
- Blocking City owned property;
- Sale of merchandise or food and beverages on City property;
- Erecting a tent larger than 200 square feet on City property;
- Placement of a stage, trailer, or other portable structures on City property;
- Placement of portable toilets, temporary no-parking signs, or a fence on City property.

Examples of special events requiring a permit include (but are not limited to):

- Weddings or company picnics with over 300 attendees
- Parades
- Bike races
- Marathons, Races, Fun Runs, or Walks
- Concerts and Festivals
- Arts & Crafts Show, Trade or Vendor Show, Book Sales
- Carnivals, Car Shows, Swap Meets, Fundraisers, and other types of events that use public property or rights of way

Examples of events that DO NOT require a special event permit include:

- Events not open or advertised to the public and less than 300 people;
- Fundraisers and other events held on property not owned by the City;
- Funerals and funeral processions.

Please call (830) 990-2044 to check availability and mention that you are planning a special event. Applying for a special event permit does not guarantee the availability of a park pavilion, building, kitchen, athletic field, or other park grounds. If your event or route affects the use of any of these areas, please make sure to request the area on the application. If you are unsure of the name of an area, please call for assistance. The applicant must be designated by the sponsoring organization (if any) or the responsible party for the event to apply for a permit.

Applications for special events are accepted one-year (12 months) in advance, but no less than sixty (60) days in advance of the event date. **Should you need to submit an application less than 60-days in advance, a \$150.00 expedited application fee may apply (non-refundable).**

The Special Events Coordinator will review your application and advise you of the permits & documents required by the City to host your event based on the information provided. Event organizers are also responsible for researching and obtaining any other permits or documentation required by other entities (i.e. TABC or State permits).

There are other permits and/or requirements your event could be subject to depending on event components. Possibilities include:

- Gillespie County Health Division: health permits and public health regulations
- City adopted fire code: rules for tents, canopies, trailers and cooking
- Texas Alcohol & Beverage Commission: alcoholic beverage permits
- Liquor liability insurance
- City sign & noise ordinances
- Street closures (all requests for four hours or more must be approved by City Council)
- Notification letters to local merchants and residents
- Security
- Parades, walks, and run route approval & parade safety rules
- Amusement rides, moonwalks, or animal activities: general liability insurance
- Animal welfare plan for animal care, sanitation, etc.
- Drones/UAV: Federal Aviation Administration & Gillespie County Airport regulations

RAIN DATES:

Unfortunately, due to the amount of private and public events in the City, we are unable to secure additional event dates unless the event organizer submits an additional special event application, deposit, and reservation fee. If no additional paperwork or fee is submitted, the City will work with event organizers to reschedule based on availability.

HOLIDAYS & UNAVAILABLE DATES (subject to change):

The City recognizes the following holidays and unavailable dates for events:

- **Marktplatz:** Thanksgiving & Christmas Day, New Year's Eve & New Year's Day, and the months of January & February for public events or events with 300 people or more;
- **Lady Bird Johnson Municipal Park:** Independence Day, Thanksgiving and Christmas Day.

SET-UP & TEAR-DOWN:

If an event needs to set up in the days or day prior to an event date, a reservation fee will be charged to the event organizer if the facility is unable to be reserved for another customer (i.e. event needs exclusive use of the site). If equipment & supplies are not removed on the final event day, use of the facility for event teardown will require a per-day fee to be charged. Events will also be assessed daily reservation fee for equipment & supplies that have not been removed from facilities by the tear-down date stated on the application.

TRASH COLLECTION, RESTROOMS, CLEANING & TOILETRY SUPPLIES:

The Parks & Recreation Department will clean and stock free-standing public restrooms within event layouts with toilet paper, paper towels & soap (if applicable) prior to an event and service those restrooms throughout the event if they are open and provided free to the public. If fencing is placed around any public restroom where admission to the event is the only way to utilize the facility, any cleaning, servicing, or additional supplies needed are the responsibility of the event organizer.

The event organizer is responsible for picking up trash and litter during and after the event. Events are required to remove bags of trash from the site on the same day of the event. If a dumpster is already on-site on City property, the event organizer can use the dumpster (excluding the dumpster located at City Hall on Marktplatz). The event organizer will be responsible to secure additional dumpsters as necessary and the need for additional dumpsters is at the discretion of the Director of Parks & Recreation or their designee.

Portable restrooms & dumpsters delivered to City property must be removed within a reasonable amount of time from the event site (typically no more 48 hours after the event ends) or a portion of the event deposit may be retained. Trash receptacles are on-site at most event facilities. If an event organizer needs additional trash receptacles, it will be the responsibility of the event organizer to secure them.

If it becomes necessary for City of Fredericksburg to clean up any event area, the event organizer/permit holder will forfeit any deposit and may be invoiced for all clean-up costs, including a clean-up fee of \$50.00 per employee, per hour.

MUSIC LICENSING:

Event organizers are responsible for obtaining the proper music/performance licenses (i.e. BMI, ASCAP, SESAC) required for their event.

COMMUNITY BANNERS:

Community banners are a great way to advertise your event! Requests should be made by November of the calendar year prior to your event date (i.e. an event in April 2020 should complete their request by November 2019). To apply, contact the Development Services Department at (830) 997-7521, or fill out an online request at: <http://www.fbgtx.org/formcenter/code-enforcement-9/community-service-banner-request-43>

Fees apply. Site locations: (1) 600 East Main; (2) 200 West Main; (3) 300 West Main; (4) Highway 16 South, near the high school and; (5) Highway 16 South & Pyka Road.

FIREWORKS:

It shall be unlawful to fire, explode or cause to be exploded any firecrackers, cannon crackers, Roman candles, sky rockets, torpedoes, or other fireworks or similar noise making articles, within the corporate limits or within 5,000 feet of the city limits; provided, however, that the city council may issue permits to civic organizations for special fireworks displays and cannon firing upon a showing that such exhibits and/or firing will not create a fire hazard or be otherwise hazardous to any property, or dangerous to any person or persons, and provided that such organization complies with the safety provisions of the fire marshal.

ANIMALS:

If your event includes animals, the City requires a list of the types of animals, the name of the contracted vendor, contact person, telephone number, email, and general liability insurance with the City of Fredericksburg listed as the certificate holder and additional insured. Event organizers are also required to ensure animals have water and to keep the event site sanitary, clean, and free of animal waste during the event. All animals outside of cages or fencing must be on a leash and not left unattended. Animal waste must be removed. Animals are not allowed inside park buildings.

DRONES:

If drones are being used at an event, all federal regulations apply. Please visit: <https://www.faa.gov/uas/> for requirements to fly unmanned aircraft. In addition, the Gillespie County Airport must be notified in advance by calling 830-990-5764.

ACCESS TO YOUR EVENT:

City of Fredericksburg staff and their respective vendors and contractors shall have unrestricted access to the event site at any time during the event (set-up, event production, tear-down) to execute the functions of their respective job or contract.

SPECIAL EVENT PAVEMENT MARKING GUIDELINES:

The City of Fredericksburg encourages all pavement marking and signs be removed immediately following the event.

- If markings have not faded to an acceptable level within 30 days, the event organizer will be responsible for their removal;
- All pavement markings shall be of non-permanent, chalk based or “fade-away” paint or tape; permanent paint is prohibited as it does not wear off;
- The markings must be placed away and not interfere with traffic control devices, utility signs, and survey markers.

WATER CONSERVATION MEASURES:

In order to conserve the available water supply and protect the integrity of water supply facilities, with particular regard for Domestic Water Use, sanitation, and fire protection, and to protect and preserve public health, welfare, and safety and minimize the adverse impacts of water supply shortage or other water supply emergency conditions, the City of Fredericksburg has adopted regulations and restrictions on the delivery and consumption of water. There will be instances where a water variance will need to be obtained (i.e. pressure washing after a festival) and a link to the ordinance can be found here:

https://library.municode.com/tx/fredericksburg/codes/code_of_ordinances?nodeId=PTIICOR_CH47_UT_ARTIIWACOME

CANCELLATIONS:

Should an event organizer, for any reason, need to cancel their event they must notify the Special Events Coordinator in writing (i.e. letter, email, text). The first day's rental for all events which reserve the entire square or park will be retained if not cancelled at least one month prior to the event. The Special Events Coordinator will work with event organizers to reschedule an event if there is availability and the department can accommodate the change. No refund of deposits or reservation fees will be granted due to inclement weather, unless the cancellation is a decision made by the City of Fredericksburg.

SPECIAL EVENT APPLICATION PROCESS & SUBMITTAL



A special event permit application will be reviewed once the following documents have been received:

First-time events (no less than 60 days in advance but no more than 365 days):

- Completed Special Event Application, preliminary site plan/route/layout, **\$100.00 non-refundable application fee**, required deposit and reservation fees. Applicable forms and documents should also be included (i.e. proof of non-profit status, food & beverage vendor form, copy of general liability insurance, etc.). Checks should be made payable to “City of Fredericksburg.”

Annual or City Council approved recurring events (no less than 60 days in advance but no more than 365 days):

- Completed Special Event Application and a preliminary site plan/route/layout. Applicable forms and documents should also be included (i.e. proof of non-profit status, food & beverage vendor form, copy of general liability insurance, etc.). Deposit and reservation fees will be due 60-days in advance of the event date. Checks should be made payable to “City of Fredericksburg.”

USE OF FACILITY:

The use of City facilities to host an event is considered as-is, meaning the rental of the property includes the grounds and amenities that are on-site. Additional supplies & amenities are the responsibility of the event organizer.

SITE PLANS, ROUTES & LAYOUTS:

The event site plan, route, or layout must be provided with your application. An aerial photograph of an event from the previous year (i.e. 2018 aerial map submitted with 2019 application) will meet this requirement. The more information provided on the site plan, the better. Plans should include the following:

- | | | | |
|--|---|------------------------|----------------------|
| • Staging areas (for parades & races) | • Vendor booths (retail, food, beverage) | • Stages | • Signage |
| • Information, ticket booths & registration | • Moonwalks, amusements/rides | • Generator locations | • Dumpsters |
| • Portable restrooms & hand-washing stations | • Emergency shelter & evacuation route(s) | • First aid station(s) | • Directional arrows |
| • Street closures and fire lanes | • Tents & canopies | • Parking areas | |

Please see the appendix for examples of past event site plans, layouts and routes.

ADDITIONAL INFORMATION:

Event organizers should disclose the entire scope and nature of the proposed event using extra sheets of paper and attaching the documentation to the application. Any additional items that are not covered by the planning guide will be reviewed and any fees that will be assessed shall be at the discretion of the Director of Parks & Recreation Department or their designee.

It is the responsibility of the applicant to submit any amendments and/or revisions to the original application in writing. Revisions are subject to the review of the Special Events Coordinator.

Staff will also provide applicants consultation to troubleshoot issues, resolve problems, provide feedback, and answer questions. Depending on the size & type of event, the event organizer may be required to attend a special event committee meeting with staff before a permit is issued.

In addition, most large-scale events will have a debrief & after-action meeting scheduled with City staff to review the event and make recommendations and set requirements for future events. The Special Events Coordinator will schedule this meeting.

APPLICATION SUBMITTAL:

Mail: City of Fredericksburg Parks & Recreation Department
Attn: Special Events Coordinator
126 W. Main Street
Fredericksburg, TX 78624

E-mail: Scan & e-mail to: specialevents@fbgtx.org

Online: Complete your application online at: [enter address here once application is live on the website](#)

Applications must be complete and include all required documents. Applications received that are deemed incomplete will be returned to the applicant. Please note that submittal of your application should in no way be construed as final approval or confirmation of your permit application.

SPECIAL EVENT PERMIT DEPOSITS & FEES

SECURITY DEPOSITS:

\$100.00	Tatsch House
\$500.00	Fort Martin Scott
\$500.00	Pioneer Pavilion
\$1,000.00	Events with anticipated attendance of 300 to 1,000 (excluding parades)
\$3,000.00	Events with anticipated attendance of 1,000 or more (excluding parades)

All requests for a reduction, waiver of fees, or any other exceptions must be approved by City Council and must be submitted at a minimum, two (2) months in advance of the event date.

A pre and post event inspection is recommended for all events and can be scheduled with the Special Events Coordinator. The inspections will include walking the event grounds and facilities to determine if there are any items that need further discussion and/or action.

The facility must be left in as good or better condition than existed before the event. Following the conclusion of the event, all or part of the deposit may be refunded depending upon the condition in which the facility is left. If the facility is damaged or not thoroughly cleaned, the event organizer agrees as a condition of the issuance of the permit to pay such additional charges as are assessed by the Parks & Recreation Department. Event organizers are responsible for damage to any furniture, equipment, grass/turf, buildings, along with the surrounding grounds. For damage to park property, the permit holder shall be responsible for any actual documented physical damage to the premises caused by the event, employees, agents, volunteers, representatives, and guests. Following the event and once all repairs are completed to the Parks & Recreation Department's satisfaction, a refund check will be issued to the permit holder within 30 days.

RESERVATION FEES (NON-REFUNDABLE):

\$100.00	Application fee for first-time events (the event has not occurred on City property before)
\$150.00	Expedited application fee (applications submitted less than 60 days in advance of event date)
\$25.00	Marktplatz banner hanging fee (optional)
\$0 and up	*Reservation fees are based on the facilities reserved and can be found next to the facility name on the special event application

**Non-profit organizations are eligible for a 50% discount off their reservation fees (excluding the Marktplatz banner hanging fee) with proof of non-profit status. Fees listed above do not include costs from other City departments; for example, Code Enforcement for community banners or the Health Division for temporary health permits, etc.*

EQUIPMENT, SUPPLIES & UTILITIES

EQUIPMENT & SUPPLIES:

The City of Fredericksburg does not rent or lease any of the equipment or supplies listed below. Event organizers are free to work with vendors of their own choice to secure these items. This is not an all-inclusive list; items to consider are:

- Tents and canopies
- Stages
- Portable restrooms & hand-washing stations
- Trash receptacles/dumpsters
- Sound systems & lighting
- Water hoses & extension cords
- Temporary fencing
- Generators/propane heaters
- Food & beverage equipment

EQUIPMENT DELIVERY AND PICK-UP:

The event organizer or a representative must be present at the time of equipment & supply deliveries to ensure proper placement. Equipment should be picked up as soon as possible after the conclusion of the event (typically no more than 48 hours after event conclusion).

TENTS & CANOPIES:

Tents and canopies are allowed however they must be secured to prevent injury. All large tents (large than 200 square feet) should be secured with water barrels as stakes could damage irrigation lines. If water barrels are not an option, you must get pre-approval from the Parks Superintendent to use stakes and ensure irrigation lines are marked before set-up begins.

Any tie downs need to be flagged in a manner so they are recognizable to help pedestrians from running into or tripping over them. Any stakes must be covered (i.e. with a tennis ball or bale of hay) to mitigate injuries from tripping and/or falls.

Please note that tents, tent poles, or tie downs cannot be placed in pedestrian walkways. Tents & canopies cannot be set up where the tents themselves, poles, or ties downs cover or encroach on a walkway or sidewalk.

ELECTRICITY:

If your event needs more electricity than what is already at the event site, temporary tie-ins are allowed but only by a licensed electrician and with written approval from the Director of Parks & Recreation or designee. Event organizers will need to supply their own generators for additional power/electrical needs if a licensed electrician is not authorized. Event organizers must also provide their own extension cords.

All electrical wires or extension cords must be covered or staked down to avoid tripping hazards.

WATER:

Existing faucets or hose bibs at an event site may be used for water connections. Please note that food-grade hoses are required and use of irrigation connections are strictly prohibited. Some locations will require a water key to access, so please be sure to request the use of water through the application process.

All hoses must be covered or staked down to avoid tripping hazards.

FOOD & BEVERAGE

TEMPORARY HEALTH PERMITS:

If food or beverages are served or sold, you or your vendor may need to purchase a temporary health permit from the Gillespie County Health Division. The Gillespie County Health Division can be reached at (830) 990-2027 or by visiting: <http://fbgtx.org/146/Gillespie-County-Health-Division>

Temporary Health Permits must be obtained a minimum of 10 days prior to the event. Temporary Health Permits issued between 3 and 10 days prior to the event will incur a late fee. No Temporary Health Permits will be issued within 3 days of the scheduled start of an event. Vendors without a permit will not be allowed to open or operate during an event. Noted violations will result in the possible revocation of the organizers Special Event Permit.

ALCOHOL:

All State laws regarding alcohol must be followed. Events *selling or giving away alcohol by donation or tip* will require a TABC permit. *All events with alcohol* will require host liquor liability insurance coverage with the City of Fredericksburg named as the certificate holder and additional insured. TABC will require a landlord permission letter. Event organizers can request a landlord permission letter on their special event application.

REQUIRED FORM:

A list of all food & beverage vendors should be included in your original application on the official *Food & Beverage Vendor Form* found on page 8 of the Special Events Application.

INSURANCE REQUIREMENTS

Promoters or Contractors conducting special events on City property or public right-of-way of the City of Fredericksburg shall provide the City a certificate of insurance evidencing the coverage and coverage provisions herein. Contractors shall provide the City evidence that all subcontractors performing work on the project have the same types and amounts of coverage as required herein or that the subcontractors are included under the contractor's policy. All insurance companies and coverage must be authorized by the Texas Department of Insurance to transact business in the State of Texas and must be acceptable to the City of Fredericksburg.

Listed below are the types and amounts of insurance required. The City reserves the right to amend or require additional types and amounts of coverage or provisions depending on the nature of the event. If a special event includes equipment, devices, or activities/amusements that are excluded from coverage in the event's general liability insurance policy, then separate additional liability insurance coverage for the applicable exclusions must be provided with the same combined single limits of liability for personal injury and property damage as outlined below.

For events with alcohol, all State laws must be followed, and a certificate of liquor liability insurance is required with the City of Fredericksburg named as the certificate holder and additional insured. Events that hire a vendor to serve or sell alcohol (rather than providing the alcohol themselves), must submit proof of insurance from the vendor providing the alcohol. The requirement applies to the business or group that serves or sells the alcohol.

Type of Insurance	Minimum Amount of Insurance	Provisions
Commercial General (Public) Liability to include coverage for: • Premises/Operations • Products/Completed Operations • Independent Contractors • Personal Injury • Contractual Liability • Liquor Liability	\$1,000,000 per occurrence, \$2,000,000 general aggregate;	City to be listed as additional insured and provided 30-day notice of cancellation or material change in coverage. City to be provided a waiver of subrogation. Coverage shall be provided by an insurer possessing an A-VII. A.M. Best Rating.

Certificate Holder:

The Certificate Holder is: City of Fredericksburg, 126 West Main Street, Fredericksburg, TX 78624

General requirements:

- The insurance certificates and endorsements for each insurance policy are to be signed by a person authorized by the insurer to bind coverage on its behalf.
- Proof of insurance must be provided at least ten (10) business days before the start of the event or set-up.
- In no event shall the City be liable for any damage to or destruction of any property belonging to the event organizer/vendor unless specified in writing and agreed upon by both parties.

SECURITY REQUIREMENTS

The event organizer is responsible to provide adequate security for the permitted event including crowd control, emergency response access, traffic control, and safeguarding the applicant and City property. Licensed private security must be provided for any event with 1,000 attendees or more, events lasting past 10:00 PM, or any event with alcohol. Security guards must be bonded and commissioned and discuss with the Director of Parks & Recreation, or designee, the event security plans and provide licensing information at least two weeks prior to the event date. The City will determine the number of guards necessary and will be dependent on the number of attendees and the nature of the event. Events may also hire private security to protect event equipment and property after-hours.

STREET CLOSURES

Street closures lasting more than four (4) hours, other than the parking lanes adjacent to Marktplatz must be approved by City Council. Requests need to be submitted two (2) months in advance.

Street closures for less than four (4) hours can be approved by the Chief of Police or designee and requests should be submitted two (2) months in advance using the required form listed below.

For events at Marktplatz:

- The City recommends the closure of Austin Street over Adams Street whenever possible.
- The City recommends the closure of the entire street if anything other than the parking lanes adjacent to Marktplatz are proposed to be closed. Closure of less than the entire street will require extensive use of barricades not currently in the City's inventory.
- Closure of half of either Austin or Adams Street will require extensive use of barricades for safety and liability reasons.
- If closure of half of either Austin or Adams Street is approved by City Council, the event organizer would be required to provide and maintain all necessary barricades for such a closure. A barricade plan sealed by a licensed professional engineer in the state of Texas must be provided for all half-street closures. Barricades must be placed and maintained in accordance with the Texas Manual on Uniform Traffic Control Devices.

REQUIRED FORM:

Please use the official *Street Closure Request Form* found on page 9 of the Special Events Application to request all street closures.

CONTINGENCY & SAFETY PLANNING

The Chief of Police, Fire Chief, Emergency Management Coordinator, or designated appointed representatives have the authority to shut down or cancel any event due to weather, civil unrest, or imminent danger to the event or its participants. The City of Fredericksburg encourages all event organizers to develop contingency plans for their proposed event. Contingency plans should be developed for:

- ***Weather related issues: rain, severe thunderstorms, tornadoes, hail, etc.***
 - If bad weather is forecasted, will the event be canceled? If so, how will you notify the City and attendees?
 - Is there an area of safe refuge at the event site in the event of weather-related issues?
 - Develop a plan for the sudden onset of severe weather. Will you postpone start times? Where will people go and who is designated to assist moving people to an area of safe refuge?
- ***Security***
 - How will you collect the contact information for any police, fire, or EMS working your event? How will those numbers be distributed to pertinent staff/volunteers? Will you communicate via land line telephones, cell phones, or the use of portable radios?
 - What is your protocol for lost children? Lost items (lost and found)?
 - Will your event allow open carry of handguns or post appropriate signage to prohibit?
 - Will your event allow animals? If so, what type (i.e. service animals only)?
 - Will your security team conduct bag checks? What items will be prohibited from admittance?
- ***Medical Issues***
 - Will you have an ambulance on-site? If so, where will it be located?
 - Where will an ambulance access the event if not on-site?
 - Who will conduct crowd control in the event of an emergency?
 - Will a first aid station with a trained first aid provider be designated at the event? Where? How will any patients be transported to the aid station?
 - If applicable, is there adequate shade to prevent heat stroke? Will water be provided free of charge? Where?
 - Who will man any barricades or fencing/entrance gates to maintain egress and access?
- ***Event Logistics***
 - Will there be a staging location for event staff & volunteers? Where? Will there be one-point person to oversee and take responsibility for the event? Who? Where will they be located? How can you contact them during the event?
 - Does my event layout maintain fire lanes and access roads?
 - What if there is a loss of utilities or a communications malfunction?
- ***Emergency Exits, Trip Hazards and Emergency Access***
 - Emergency exits must be clearly marked and easily accessible. If exits are locked, procedures must be in place for having designated personnel to quickly open gates and direct crowds.
 - Pedestrian walkways should be clear of wires and hoses (i.e. electrical/water) by utilizing cord covers or at a minimum, staked down to avoid tripping hazards.
 - Tie downs for tents need to be flagged in some manor so that they are recognizable and to help pedestrians from running into them or tripping over them.
 - Tie down stakes for tents must be covered (i.e. using a tennis ball) to mitigate injury from tripping or falling.

- Tents, tent poles, and tie downs cannot be placed or set-up in such a manner that the tents, poles or tie downs cover or encroach on a pedestrian walkway or sidewalk.
- No items may be placed in an emergency access lane. This includes light towers and other equipment. Any exceptions must be approved by the Fire Marshal in advance of set-up.
- Fire hydrants shall not be blocked at any time and a clearance of at least 6 feet around hydrants must be maintained. There must also be a clear and unobstructed path from the street to the hydrant. Objects shall not be attached to a fire hydrant at any time.

DRAFT

MARKTPLATZ EVENTS

In addition to the special event requirements listed herein, events using **Marktplatz** in their event footprint must adhere to following **USE REGULATIONS** and utilize the following equipment provided by the City to minimize damage/impacts to the facility:

- No motorized vehicles will be permitted on any turf covered areas. All vehicles must remain on paved or other hard surface areas. This requirement is intended to preserve the turf, eliminate ruts, protect the irrigation and electrical systems and maintain the appearance of Marktplatz.
 - Vehicles parking or retrieving trailers may temporarily enter turf areas provided they have prior written approval from the Director of Parks & Recreation. All vehicles accessing turf areas must utilize specialized protective mats or grass shields that are provided by the City. Vehicles must never come in contact with turf and must always drive on the grass shields. Vehicles are not allowed to be parked on turf/grass unless the wheels are fully contained on a protective shield.
 - Protective vehicle grass shields are provided free of charge and **must** be used for any motorized vehicle driving on the grass (even if tires touch grass briefly on the corners). Ruts or tire marks left at the post-event inspection walk through will forfeit a portion or all of an event deposit.
 - City of Fredericksburg vehicles will be allowed on turf areas to provide routine maintenance and upgrades with grass shields used to the maximum extent possible.
- No tape, staples, glitter, piñatas, birdseed or rice is permitted.
- No open fires are allowed. No damaging, removing or defacing of property, including grass, plants and trees. No hunting or releasing of any animals. No indecent or abusive language, or any activity, which creates a public nuisance.
- Parking stops should be up at night and entrance gates locked and as soon as the event is over.
- Event organizers may rearrange pavilion tables. Any picnic tables or park benches moved onto grass or turf must be moved back off the grass/turf as soon as possible. We ask that if you remove picnic tables from under a pavilion, those same tables are moved back under the pavilion once the event is over. Picnic tables will not be arranged by City staff.
- PARD will hang one banner at the front of the Square for a fee. Banner must be mesh/minnow seine material. Size: 3' wide x 28' long/length. Hanging of other banners or decorations is the responsibility of the event organizer and should comply with City's sign ordinance.
- Fencing should come down immediately following the event unless other arrangements have been approved in advance.
- History Walk/Garden: organizers must ensure that no damage is done to flower beds, cart paths, arbors, etc.
- Animals weighing more than 150lbs. are not allowed on the grass/turf at Marktplatz.
- When events expand the footprint of Marktplatz to include adjacent streets, an emergency access lane must be included inside fenced or barricaded areas. Nothing shall impede, encroach, or interfere with (either temporary or fixed) access to the emergency access lane.

GREY WATER:

The City owns two (2), 270-gallon grey water waste containers (3' x 4' x 4') for use at Marktplatz. Grey water is water that has been used for cooking, washing, dishwashing and may contain soap, detergent or food residue. Event organizers can request use of the two containers at no charge on their application. Ice and/or clean water cannot be disposed of on Marktplatz; this is considered grey water and needs to go in grey waste containers, in the kitchen (if rented), or mop sink. Disposal and servicing of the containers is the responsibility of the event organizer and placement of the containers is at the discretion of the Parks Department.

GREASE & OIL:

Grease must be removed and properly disposed of off-site immediately following event conclusion. There is no disposal location on-site.

ELECTRICAL NEEDS:

Power is provided at all three pavilions, the catering kitchen and Fest Room. If you have additional power needs, electric pedestals (110V & 220V) are available and should be requested through the application process. A licensed electrician must complete any electric work on-site. Event organizers will need to supply their own generators for additional power/electrical needs if a licensed electrician is not authorized. Event organizers must also provide their own extension cords. Pedestals must be returned to their original location after the event.

POTABLE WATER:

Events must utilize marked potable water locations and bring their own food-grade water hoses. Non-potable water sources are marked in purple and cannot be used.

NOISE & SOUND REGULATIONS:

dB(A) shall mean the intensity of a sound expressed in decibels. It shall be unlawful for any person to make, assist in making, permit, continue, cause to be made or continued, or permit the continuance of any sound that exceeds:

- 85 dB(A) during Daytime Hours; *Daytime hours* shall mean the hours from 7:00 a.m. on one day and 8:00 p.m. the same day.
- 70 dB(A) during Evening Hours; *Evening hours* shall mean the hours from 8:01 p.m. on one day and 11:00 p.m. the same day for Sundays through Thursdays of each week. Evening hours shall mean the hours from 8:01 p.m. on one day and 12:00 midnight the same day for Friday and Saturday nights of each week.
- 60 dB(A) during Nighttime Hours; *Nighttime hours* shall mean the hours between 11:01 p.m. on one day and 6:59 a.m. the following day for Sundays through Thursdays, and 12:01 a.m. on one day and 6:59 a.m. the same day on Saturday and Sunday mornings.

SIGNAGE:

- Certain signs that are generally prohibited citywide will be allowed for events held on Marktplatz, including:
 - signs which move or contain visible moving parts 29-6(3),
 - banners, posters, pennants, ribbons, streamers, strings of light bulbs, spinners, balloons 296(4),
 - signs which are located on or extend over any public sidewalk, street, alley or other public property 29-6(6),
 - portable or wheeled signs 29-6(9), and
 - signs attached to or located upon amenities such as benches, trash containers or fences 296(11).

- All remaining types of prohibited signs will remain prohibited, such as off-premises signs, obscene signs, and signs that mislead or confuse vehicular or pedestrian traffic.

ROLLING CARTS & CORD COVERS:

A limited number of rolling carts for supply loading and unloading & cord covers for events to use at no cost and should be requested in advance. Cord covers must be used to eliminate trip hazards.

WI-FI:

Wi-Fi is available throughout the park, but service may be interrupted during peak usage times.

LADY BIRD JOHNSON MUNICIPAL PARK EVENTS

In addition to the special event requirements listed herein, events using *Lady Bird Johnson Municipal Park (LBJMP)* in their event footprint must adhere to following **USE REGULATIONS**:

- All campers must use the designated campgrounds and pay at the park office. No overnight camping is permitted in the main park unless prior written permission received from the Parks & Recreation Department (PARC).
- Gates to the main park close at 10:00 p.m.
- No camping in the Tatsch House or Pioneer Pavilion. Tables and chairs shall not be removed from the Tatsch House or Pioneer Pavilion.
- For events that utilize the Pioneer Pavilion, use of the cooler must be requested four-days in advance. Cooler can only be used to store non-perishable items (i.e. canned drinks).
- No motorized vehicles may be driven upon or parked on grass areas or sidewalks unless approved through the application process. If your event has special parking needs, it must be listed in the application. Any damage caused by any motorized vehicles is the responsibility of the event organizer/permit holder.
- Events must submit an event site plan/layout that includes the following information, if applicable; (1) parking locations; (2) security check points; (3) vehicle flow and directional routes; (4) shuttle operations; (5) list of traffic control equipment (i.e. barricades, cones, directional signage, bollards, portable speed bumps, etc.).
- No tape, staples, glitter, piñatas, birdseed or rice is permitted.
- No open fires are allowed. No damaging, removing or defacing of property, including grass, plants and trees. No hunting or releasing of any animals. No indecent or abusive language, or any activity, which creates a public nuisance.
- Regular and handicap portable restrooms in the event area are based on guidelines set forth by the Gillespie County Health Division and shall be required at renter's expense.
- All trash must be bagged and placed in the dumpster next to the Pioneer Pavilion after the event. Additional dumpsters may be needed at event organizer's expense and shall be determined based on the event scope and size and is at the discretion of the Parks & Recreation Director.
- Animals are not allowed inside park buildings.

GREASE & OIL:

Grease must be removed and properly disposed of off-site immediately following event conclusion. There is no disposal location on-site.

ELECTRICAL NEEDS:

Power at pavilions and buildings is provided as-is. If you have additional power needs, a licensed electrician must complete any electric work on-site. Event organizers will need to supply their own generators for additional power/electrical needs if a licensed electrician is not authorized. Event organizers must also provide their own extension cords.

POTABLE WATER:

Potable water is available in the Tatsch House and Pioneer Pavilion. Potable water must be used for food service.

NOISE & SOUND REGULATIONS:

dB(A) shall mean the intensity of a sound expressed in decibels. It shall be unlawful for any person to make, assist in making, permit, continue, cause to be made or continued, or permit the continuance of any sound that exceeds:

- 85 dB(A) during Daytime Hours; *Daytime hours* shall mean the hours from 7:00 a.m. on one day and 8:00 p.m. the same day.
- 70 dB(A) during Evening Hours; *Evening hours* shall mean the hours from 8:01 p.m. on one day and 11:00 p.m. the same day for Sundays through Thursdays of each week. Evening hours shall mean the hours from 8:01 p.m. on one day and 12:00 midnight the same day for Friday and Saturday nights of each week.
- 60 dB(A) during Nighttime Hours; *Nighttime hours* shall mean the hours between 11:01 p.m. on one day and 6:59 a.m. the following day for Sundays through Thursdays, and 12:01 a.m. on one day and 6:59 a.m. the same day on Saturday and Sunday mornings.

SIGNAGE:

Event organizers must adhere to the City of Fredericksburg Sign Ordinance. Signs & banners must be removed immediately following the event. If it becomes necessary for the City of Fredericksburg to remove any decorations, signs or banners, the event organizer/permit holder may forfeit a portion or all of deposit funds and may be invoiced for all clean-up costs.

A permit is required for a banner or temporary sign, neither of which can exceed 16 square feet in size. Special events can apply for only one (1) banner or temporary sign permit to display to advertise the event to the public through the City's Development Services Department. A fee shall apply. Directional signage is exempt from this requirement.

WI-FI:

Wi-Fi is available, but service may be interrupted during peak usage times.

FORT MARTIN SCOTT EVENTS

In addition to the special event requirements listed herein, events using *Fort Martin Scott (FMS)* in their event footprint must adhere to following **USE REGULATIONS**:

- A \$500 security deposit is required and fully refundable after inspection by the Parks & Recreation Department (PARC). Any damages to the Fort, all properties inside and out, will be deducted from the deposit.
- No tape, staples, glitter, piñatas, birdseed or rice is permitted on Fort property.
- No open fires are allowed. No damaging, removing or defacing of property, including grass, plants and trees. No hunting or releasing of any animals. No indecent or abusive language, or any activity, which creates a public nuisance.
- All trash must be bagged and removed after the event; there is no dumpster at FMS therefore event organizers must provide their own trash receptacle or dispose of it off-site. Excessive litter on Fort grounds must be picked up.
- Rental includes grounds and buildings within the historic fence.
- Motorized vehicles may need an access pass to enter historic fort grounds.

NOISE & SOUND REGULATIONS:

dB(A) shall mean the intensity of a sound expressed in decibels. It shall be unlawful for any person to make, assist in making, permit, continue, cause to be made or continued, or permit the continuance of any sound that exceeds:

- 85 dB(A) during Daytime Hours; *Daytime hours* shall mean the hours from 7:00 a.m. on one day and 8:00 p.m. the same day.
- 70 dB(A) during Evening Hours; *Evening hours* shall mean the hours from 8:01 p.m. on one day and 11:00 p.m. the same day for Sundays through Thursdays of each week. Evening hours shall mean the hours from 8:01 p.m. on one day and 12:00 midnight the same day for Friday and Saturday nights of each week.
- 60 dB(A) during Nighttime Hours; *Nighttime hours* shall mean the hours between 11:01 p.m. on one day and 6:59 a.m. the following day for Sundays through Thursdays, and 12:01 a.m. on one day and 6:59 a.m. the same day on Saturday and Sunday mornings.

SIGNAGE:

Event organizers must adhere to the City of Fredericksburg Sign Ordinance. Signs & banners must be removed immediately following the event. If it becomes necessary for the City of Fredericksburg to remove any decorations, signs or banners, the event organizer/permit holder may forfeit a portion or all of deposit funds and may be invoiced for all clean-up costs.

A permit is required for a banner or temporary sign, neither of which can exceed 16 square feet in size. Special events can apply for only one (1) banner or temporary sign permit to display to advertise the event to the public through the City's Development Services Department. A fee shall apply. Directional signage is exempt from this requirement.

PARADES, RACES, RIDES & RUNS

Parade organizers shall include the following bullet points on their entry forms:

- All vehicles in the parade must be able to navigate the entire parade route and make all turns and clearances without difficulty. It is the responsibility of each driver to see to it that their vehicle or float clears all obstacles and can maneuver turns. If the route includes a U-turn, parade entries **must** be able to maneuver and make a U-turn in **one motion (no reversing)**. Participants must design their entry in length, width, and height to meet this requirement. Floats and entries **cannot exceed a 13'6" ft. height limit** from ground to top of float/entry.
- To reduce gaps, vehicles should maintain their speed to the pace of a slow walk and stay within two to three car-lengths of the preceding entry.
- Entries are not allowed to stop or impede the forward motion of the parade at any time with performances, dancing, stopping to rev engines, or any other action that alters parade movement. Performing groups should choreograph routines to maintain forward motion always.
- **No candy or other enticements will be thrown/handed from any entry to spectators.**
- **No jumping on or off moving entries:** Parade participants may not jump, dance, ride, bike, roller skate, roller-blade, skateboard, or move in any way onto or off any moving float or vehicle.
- Entries should never stop on the parade ending street/road at any time for unloading to allow for all entries to safely exit the parade route.
- Water guns and spraying water by any means is prohibited.
- No alcohol may be consumed by float drivers or anyone operating an entry during the event.
- No music, sirens, air-horns, firing of re-enactment weapons, or other noises that exceed 85 decibels without prior approval from the City of Fredericksburg.
- If issues arise with your entry not following set rules during the parade, it could be cause for removal from the parade route by Fredericksburg Police, City Staff or parade organizers or be cause for non-acceptance in any future Fredericksburg parades.

In addition, below are the parade rules set by the City of Fredericksburg that organizers must adhere to:

- Parade organizers shall provide the City of Fredericksburg with a copy of all parade entry forms at **least three (3) business days** before the parade for review. Parade organizers can continue to accept entry forms less than three (3) business days in advance and provide the City with forms as they come in. The entry form, at a minimum, must include the following information: name of business/organization, contact name, contact phone number, a detailed description of the entry including height, length, and width (if vehicular) and the type of entry (vehicle along with the make, model and year; equestrian and number of horses; commercial and how many vehicles; float; or walking along with the number of walkers).

- The City of Fredericksburg may exercise the authority to decline any aspect of the parade that they feel poses an unreasonable risk of injury or danger to the public. While exercise of this action should be prudent, and certainly permit event organizers to revise any objectionable part of a plan, public safety must ultimately be the responsibility of the police department, fire department, and related public agencies.

ROUTES FOR PARADES, RACES, RIDES & RUNS:

Event organizers must include a copy of their proposed route with their special event application.

Fredericksburg Police Department will review the proposal and contact the event organizer with any recommendations or requirements. The Police Department may also request a route/course change for your event if it is deemed to negatively impact the community.

For races, rides and runs without Fredericksburg Police Department support, your event will be considered a “rules of the road” event. Participants must obey all traffic regulations along the route. Stop signs, rights of way, and traffic signals must be obeyed during the event and event staff or volunteers may not stop traffic for your participants.

EVENTS ON OTHER PARK PROPERTY

Event organizers may wish to use park property that traditionally has not been used to host an event. In addition to the special event requirements listed herein, events using other park property in their event footprint must adhere to following **USE REGULATIONS**:

PARK ADMINISTRATIVE RULES:

- The event organizer must leave all facilities in a clean condition. All litter must be put in trash receptacles. Large events must provide additional trash receptacles at event's expense.
- Any damages to the facilities (inside and out) are agreed to be paid for by event organizer, even if it is more than the deposit.
- All animals must be on a leash and not left unattended. Animal waste must be removed. Animals are not allowed inside park buildings.
- Event organizer must bring their own hoses and extension cords. Potable water requires use of food-grade water hoses.
- The location of signs and banners must be indicated on the event site plan and comply with the City's sign ordinance.

PROHIBITED PRACTICES:

- No tape, staples, glitter, confetti, piñatas, or rice are to be used.
- No open fires are allowed.
- No damaging, removing or defacing of property, including grass, plants and trees.
- No hunting or releasing of any animals.
- No indecent or abusive language, or any activity, which creates a public nuisance.
- No grey/waste water or grease shall be dumped, dispersed or spilled on any areas. Grease needs to be removed and properly disposed of off-site immediately following the event.

CITY CONTACT INFORMATION

Department	Name	Phone	Email
Parks & Recreation, Special Events	Jennifer Krupa	830-990-2044	jkrupa@fbgtx.org
Parks & Recreation, Lady Bird Johnson Municipal Park	Justin Hagendorf	830-997-4202	jhagendorf@fbgtx.org
Fire Marshal	Dave Wisniewski	830-990-2034	dwisniewski@fbgtx.org
Gillespie County Health Division	Kelli Olfers	830-990-2027	kolfers@fbgtx.org
Lady Bird Johnson Golf Course	Chris Meade	830-997-4010	cmeade@ladybirdgolf.com
Public Works, Street Division	Glenn Koennecke	830-990-2090	gkoennecke@fbgtx.org
Police Department	Sgt. Brian Vorauer	830-990-3647	bvorauer@fbgtx.org
Development Services, Community Banners & Signs	Raymond Ortegon	830-997-7521	rortegon@fbgtx.org
Emergency Management/Community Support	John Culpepper	830-997-2033	jculpepper@fbgtx.org
EMS	David Jung	830-990-2055	djung@fbgtx.org

As of May 24, 2019

APPENDIX

- Insurance Certificate Sample
- Additional Insured Sample
- Application for Temporary Health Permit
- Temporary Health Permit Inspection Checklist
- Temporary Health Permit Inspection Form
- Fire Rules for Tents, Canopies, Trailers & Cooking
- Site plan, layout and route samples
- Special Events Ordinance
- Sample Notification Letters
- Special Event Application, blank

Sample Certificate of Insurance

ACORD®		CERTIFICATE OF INSURANCE		ISSUE DATE (MM/DD/YY):	
PRODUCER Business' Insurance Broker Address City, State, Zip Phone Number			THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND, OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.		
INSURED Name of Insured (it should match the name as written on the Special Event Application) Address City, State, Zip			COMPANIES AFFORDING COVERAGE		
			COMPANY A Insurance Company Name		
			COMPANY B		
			COMPANY C		
COMPANY D					
COVERAGES					
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN. THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.					
CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
	GENERAL LIABILITY ☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS MADE ☒ OCCUR ☐ OWNER'S & CONTRACTOR'S PROT. ☒ Host Liquor Liability (if required)	Policy Number #	Current dates required	Current dates required	GENERAL AGGREGATE \$ 2,000,000 PRODUCTS-COMP/OP AGG \$ 1,000,000 PERSONAL & ADV. INJURY \$ 1,000,000 EACH OCCURRENCE \$ 1,000,000 FIRE DAMAGE (any one fire) \$ MED. EXPENSE (any one person) \$ 5,000
	AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ ALL OWNED AUTOS ☐ SCHEDULED AUTOS ☐ HIRED AUTOS ☐ NON-OWNED AUTOS				COMBINED SINGLE LIMIT \$ BODILY INJURY (per person) \$ BODILY INJURY (per accident) \$ PHYSICAL DAMAGE \$
	GARAGE LIABILITY ☐ ANY AUTO EXCESS LIABILITY ☐ UMBRELLA FORM ☐ OTHER THAN UMBRELLA FORM				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EACH ACCIDENT \$ AGGREGATE \$ EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY THE PROPRIETOR/PARTNERS/EXECUTIVE OFFICERS ARE: ☐ INCL ☐ EXCL				STATUTORY LIMITS EACH ACCIDENT \$ DISEASE-POLICY LIMIT \$ DISEASE-EACH EMPLOYEE \$
	OTHER				
DESCRIPTION OF OPERATIONS/ LOCATIONS/ VEHICLES/ SPECIAL ITEMS This section should reference the event and date of event. RE: "Event Name" & "Event Date". Certificate holder is an Additional Insured as listed on the attached form					
CERTIFICATE HOLDER City of Fredericksburg 126 W. Main Street Fredericksburg, TX 78624			CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, IT'S AGENTS OR REPRESENTATIVES.		
			AUTHORIZED REPRESENTATIVE Signed by the Broker or Insurance Company only		

SAMPLE ONLY

Policy Number: Policy Number #

COMMERCIAL GENERAL LIABILITY
CG 20 26 07 04

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – DESIGNATED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name Of Additional Insured Person(s) Or Organization(s)
City Fredericksburg 126 W Main St Fredericksburg, TX 78624
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

Section II – Who Is An Insured is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by your acts or omissions or the acts or omissions of those acting on your behalf:

- A. In the performance of your ongoing operations; or
- B. In connection with your premises owned by or rented to you.



APPLICATION FOR TEMPORARY HEALTH PERMIT

****Submit at least 10 calendar days before the event date****

NO HOME PREPARED FOODS ALLOWED

126 West Main Street
Fredericksburg, Texas 78624
Phone: 830-997-7521
Fax: 830-997-1861
E-mail: kolfers@fbgtx.org

Vendor Name: _____

Representative / Owner's Name: _____ E-mail address: _____

Mailing Address: _____ Phone #: _____

City: _____ State: _____ Zip Code: _____

Event: _____ Event Location: _____

Date of Event (*Application is due no later than 10 days before the event*): _____ Hours of Event: _____

Types of food sold/given away: _____

The food will be obtained from the following approved sources (check all that apply):

☐ I operate from/own a permitted food facility (such as a restaurant).

Food Facility Name: _____ Permit Number: _____

Food Facility Address: _____

☐ I will purchase food from a permitted food facility (such as a grocery store or restaurant) on the day of the event and bring the food directly to the event. I will maintain my receipts from the purchase on-site at the event for verification.

Food Facility Name: _____ Phone Number: _____

Food Facility Address: _____

Recognized as a Non-Profit [501(c)(3)] Organization?

Yes ☐

No ☐

*No fee due for Non-Profit [501(c)(3)] Organizations

Check below:

☐ \$50.00 Per Event

Valid for up to 14 days

☐ \$110.00 Per Year

Valid January 1 through December 31

☐ \$20.00 Late Fee

Applicable when making application fewer than 10 days before the event

Application must contain each of the following to be considered complete.

☐ Completed and signed Application

☐ Check made payable to City of Fredericksburg

☐ Copy of valid Food Handlers certificate for an employee that will be on site

**Not required for non-TCS foods (Time and Temperature Control for Safety)*

☐ Copy of Food Manufacturer Permit when applicable

In making application for a Temporary Health Permit, which is necessary to operate my business or organization, I understand and agree to comply with all Gillespie County Health Division city ordinances, county orders, and state laws that may govern the conduct or operation of my business.

Signature of Owner / Representative: _____ Date: _____

Issued by: _____ Date: _____

For Office Use

Received: _____ Permit No.: _____ Date Permit Released: _____

Payment Form: _____ Amount Due: _____ Late Fee: _____



GILLESPIE COUNTY HEALTH DIVISION TEMPORARY HEALTH PERMIT INSPECTION CHECKLIST

This checklist provides a list of requirements necessary for the approval of a Temporary Food Establishment operating within the jurisdiction of the Gillespie County Health Division. Temporary food establishment equipment and criteria may vary depending on the type of operation. Refer to the Texas Food Establishment Rules (TFER) for complete information regarding the requirements.

Requirements of a Temporary Food Service Establishment

The term Temporary Food Service Establishment applies to an establishment that operates at a fixed location for a period of time of not more than 14 consecutive days in conjunction with a single event or celebration.

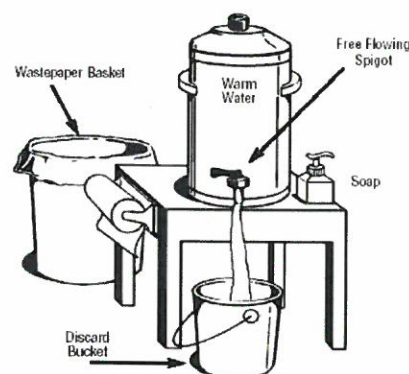
Health permit displayed

- ❖ Health Permit must be displayed to the general public while in operation.

☐ ☐

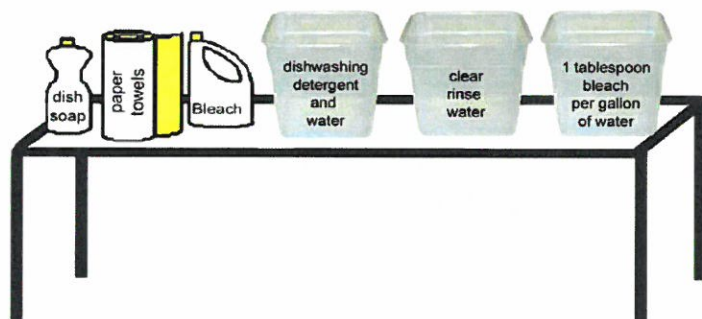
Hand wash station (container w/spigot, warm water, soap, paper towels, and wastewater bucket)

- ❖ Must be set up and in use **before** any food handling/prep work may begin. Hand wash station is illustrated to the right. Employees shall wash hands before beginning work, during work and/or changing tasks, after smoking, after eating, and after using the toilet.



Three containers to wash, rinse, sanitize utensils

- ❖ Booths that prepare (cut, cook, and assemble) foods are required to have a 3 compartment station for the cleaning and sanitizing of equipment and utensils. Three containers must be provided to fit the largest utensil. ☐ ☐ It is recommended to label containers, Wash, Rinse, and Sanitize.



Sanitizer in original, labeled container (for sanitizing utensils)

- ❖ One gallon of 100ppm chlorine sanitizing solution can be made by adding one teaspoon of bleach to one gallon of water. ☐ A sanitizer container is required for all cleaning cloths. Cleaning cloths should be in the bucket when not in use and fully submerged. Equivalent approved sanitizers may be used. Test strips must be available to measure sanitizing concentration.

Metal stem thermometer

- ❖ ☐ A properly calibrated metal stem thermometer (0-220°F range) is required at each booth and in each cold holding unit. Cooking, cold hold, and hot holding temperatures need to be monitored throughout the day to verify code compliance and protect the public.

☐

Adequate heating, cooking, and cooling equipment ☐

- ❖ Equipment must be able to maintain 135°F or greater for hot holding and 41°F or lower for cold holding. An adequate amount of ice must be used for cold holding. Ice chest and all equipment must be clean and in good repair.

Cutting board & Equipment (clean, sanitized and in good condition)

- ❖ Commercial cutting boards are recommended. ☐ ☐

Temperatures maintained (cool <41° F., hot > 135° F.)

- ❖ All food must be cooked to the correct internal temperature. Once correct internal temperature has been met all hot holding items must maintain 135°F or greater. All cold hold food must be kept at 41°F or lower. Temperature requirements are listed to the right.

☐

- ✓ 165°F Poultry, stuffing, dressing, and all reheated foods
- ✓ 155°F Ground beef
- ✓ 150°F Pork and pork products
- ✓ 140°F Whole beef cuts and other foods

Ice from approved source, scoop with handle stored out of ice

- ❖ Only ice scoops with handles may be used to dispense ice to customers. Drinking cups/glasses may not be utilized to scoop ice. Ice scoop handles must be extended out of ice to prevent contamination. ☐ ☐

☐

Food from an approved source and with proper label

- ❖ All food must come from an approved source and have an adequate label. Foods that are not prepared on site or require extensive preparation or cooking must be prepared at a licensed food establishment. If food is manufactured off site a copy of the Food Manufacture License must accompany the application for permit.

All food, containers and utensils stored at least 6" off the ground

☐

- ❖ Food, equipment, and single serve items must be kept 6" or more from the ground. Wooden pallets are permissible for outdoor events. ☐ ☐

Good employee/volunteer practices (eating, drinking, smoking)

- ❖ Employees shall not eat, smoke, or use tobacco in any form in the booth. Drinks are permitted in closed containers with a lid and straw. Employees should not handle both food and money simultaneously.
- ❖ Single use gloves and utensils must be used to prevent bare hand contact with ready to eat foods. ☐

Hair restraints for each employee/volunteer in food booth

- ❖ Employees must wear hair covers and clean clothes while working in booths. Acceptable hair covers are: ☐
 - Hats/caps
 - Hairnets
 - Bandanas (must cover skull of head)
 - Cook or chef's hat

Garbage container adequate and covered when not in use

☐

Booth covered, floors cleanable, pests controlled

- ❖ Booths shall be constructed with barriers to protect the food and control access.
 - Floors shall be constructed of concrete, asphalt, wood, outdoor carpet, or other cleanable material. Grass is not adequate.
 - Ceilings over food prep shall be constructed of wood, canvas, or other material to protect against the weather.
 - Lighting shall be shatterproof or shielded. ☐ ☐

Additional Information**Permitting**

- ❖ Application and payment must be received no later than 10 days before the event
- ❖ A valid Food Handlers Certificate for an employee on site at the event
- ❖ Cost is \$50.00 per event or Annual temporary permit is \$110.00 and is valid from January 1- December 31
- ❖ Late fee is \$20.00
- ❖ If operator has multiple booths, each booth must obtain a permit
- ❖ Copy of Food Manufacture License when applicable

Gillespie County Health Division has the right to:

- I. Impose additional requirements to protect against health hazard related to the operation of temporary food establishments
- II. May prohibit the sale of some or all potentially hazardous foods
- III. May waive or modify requirements when it is reasonably determined that no health hazard will result



GILLESPIE COUNTY HEALTH DIVISION TEMPORARY FOOD ESTABLISHMENT INSPECTION CHECKLIST

This checklist provides a list of requirements necessary for the approval of a Temporary Food Establishment operating within the jurisdiction of the Gillespie County Health Division. Temporary food establishment equipment and criteria may vary depending on the type of operation. Refer to the Texas Food Establishment Rules (TFER) for complete information regarding the requirements.

Permit # _____ Establishment: _____ Date: _____

Event/Location: _____

		IN	OUT	N/A	COS
1	Valid permit issued by Gillespie County Health Division posted in visible location.				
2	Accredited food handler certification when TCS foods are prepared.				
3	Food received from approved source (Food prepared in a private home is not allowed.)				
4	Potable water from an approved source.				
5	Hand wash station provided, warm water, waste receptacle, gravity spigot spout (Not push-button.)				
6	Soap, disposable towels, wiping clothes, detergent, and sanitizing chemicals provided.				
7	Approved hand sanitizer. (Used after handwashing.)				
8	Three basins provided to Wash, Rinse, Sanitize (Large enough to clean largest equipment / utensil.)				
9	Test strips to measure sanitizing concentration.				
10	Equipment adequate to cook and maintain foods at the required temperatures.				
11	Equipment for hot holding and cold holding, adequate to maintain Time / Temperature Control for Safety (TCS) foods at required temperatures.				
12	Equipment installed so that it is easily cleanable and is in clean, sound condition.				
13	Personnel maintaining personal cleanliness and conform to good hygienic practices. (Beard covers, hair restraints, no jewelry, fingernails neatly trimmed, outer clothing clean.)				
14	Personnel free from infections which may transmit foodborne illness. (Restricted/ excluded.)				
15	Designated locations for employees to eat, drink, use tobacco, and store personal items.				
16	Single-use gloves, utensils, including ice scoops, provided to minimize handling of foods.				
17	Accurate food temperature thermometer. (Approved and accurate.)				
18	Structure constructed of corrosion resistant, durable materials.				
19	Overhead protection for food preparation areas shall be constructed of wood, canvas, other approved materials to protect against the weather.				
20	Approved subflooring surface graded to drain and controls dust. (Tarps, concrete, asphalt, dirt or gravel if covered with mats, removable platforms or other suitable materials approved by the regulatory authority.)				
21	Proper disposal of wastewater/ sewage				
22	Food contact surfaces of equipment designed for durability and easily cleanable.				
23	Pests controlled (Insects, rodents, and other animals.)				
24	Single service articles properly stored, provided, and dispensed.				
25	Toilet facilities conveniently located.				
26	Adequate, covered containers for refuse and garbage provided.				
27	Food protected from contamination.				

*** ADVISORY: Section 228.222 (a) of the Texas Food Establishment Rules provides that "The regulatory authority may impose additional requirements to protect against health hazards related to the conduct of the temporary food establishment, may prohibit the sale of some or all time/temperature control for safety (TCS) foods." Failure to comply with these requirements may result in the immediate suspension of the permit and assessment of penalties as provided by the Texas Health and Safety Code, Chapter 437.***

Temperatures/Additional Comments: _____

Signature of Representative: _____ Inspector: _____

FIRE RULES FOR TENTS, CANOPIES, TRAILERS AND COOKING

Fire Safety

Location: All tents, canopies, or other membrane structures cannot be within 20 feet of lot lines, buildings, other tents, parked vehicles, or internal combustion engines. Guy lines included. (Fire Code 2403.8.2)

Exits: Exit requirements for tents:

- A. Any openings must remain open unless covered by flame resistant curtain. Curtains shall be of a color, or colors, that contrast with the tent.
- B. Opening curtains must be free sliding on metal support
- C. Exit supports on openings must be 80 in. above floor level
- D. When opened no part may obstruct exits
- E. All tents and Canopies must have at least one exit. Occupant loads of 10 to 199 must have at least 2 means of egress (exits) with a width of 72 in. each
- F. 200 to 499 must have at least 3 means of egress with a width of 72 in.
- G. 500 to 999 must have at least 4 means of egress with a width of 96 in.
(Fire Code 2. 2403.12.3)

Exit Signs: Exits shall be clearly marked when occupant load is 50 or more (Fire Code 2403.12.6)

Labels: All tents as defined by the fire code and being used for a structure, shelter or fully enclosed shall have a Flame-Retardant Certificate indicating the size of the tent, type of fabric, and the chemical used to treat a fire. This DOES NOT apply to canopies. (Fire Code 2404.3)

Fire Department Access: Fire Department Access Roads will always be made available during the event so emergency apparatus can have access to all structures. (Fire Code 2403.8.1)

SMOKING:

- A. NO SMOKING in tents or canopies
- B. No smoking signs shall be conspicuously posted (Fire Code 2404.6)

Exposed Flame: Open flame or other devices emitting flame, fire, heat or any flammable or combustible liquids, gas, charcoal or other cooking devices shall not be permitted inside or within 20 feet of the tent unless approved by the Fire Marshal.
(Fire Code 2404.7)

Portable Fire Extinguishers: Portable fire extinguishers shall be provided as required within 75 feet of travel distance. Fire Extinguishers need to be secured or mounted for ease of access. (Fire Code 2404.12)

Protective mats or other approved means shall be placed over electrical cables on walkways.

Generators: Generators shall be at least 20 feet from any structure or canopy and not accessible to the public.
(Fire Code 2404.19)

Combustible Materials: Flammable or Combustible materials/liquids shall be at least 50 feet from all tents, canopies and structures. (Fire Code 2404.17.2)

Cooking Tents:

- A. Must be a separate tent from the public
- B. Must be at least 20 feet away from other tents and structures
- C. Restrictions do not apply to warming devices with no open flame or heat
(Fire Code 2404.15.3)

Cooking:

- A. Cooking and Heating shall NOT be located within 10 feet of an exit or combustible materials. (Fire Code 2404.15.3)
- B. All cooking tents, canopies, and trailers must have an approved 2A:10BC fire extinguisher (Fire Code 904.11.5)
- C. If vegetable or animal fat is present, a Class K extinguisher is required (Fire Code 904.11.5)
- D. All food vendors shall have a Temporary Health Permit and have a passing inspection by the Gillespie County Health Division prior to the start of the event.

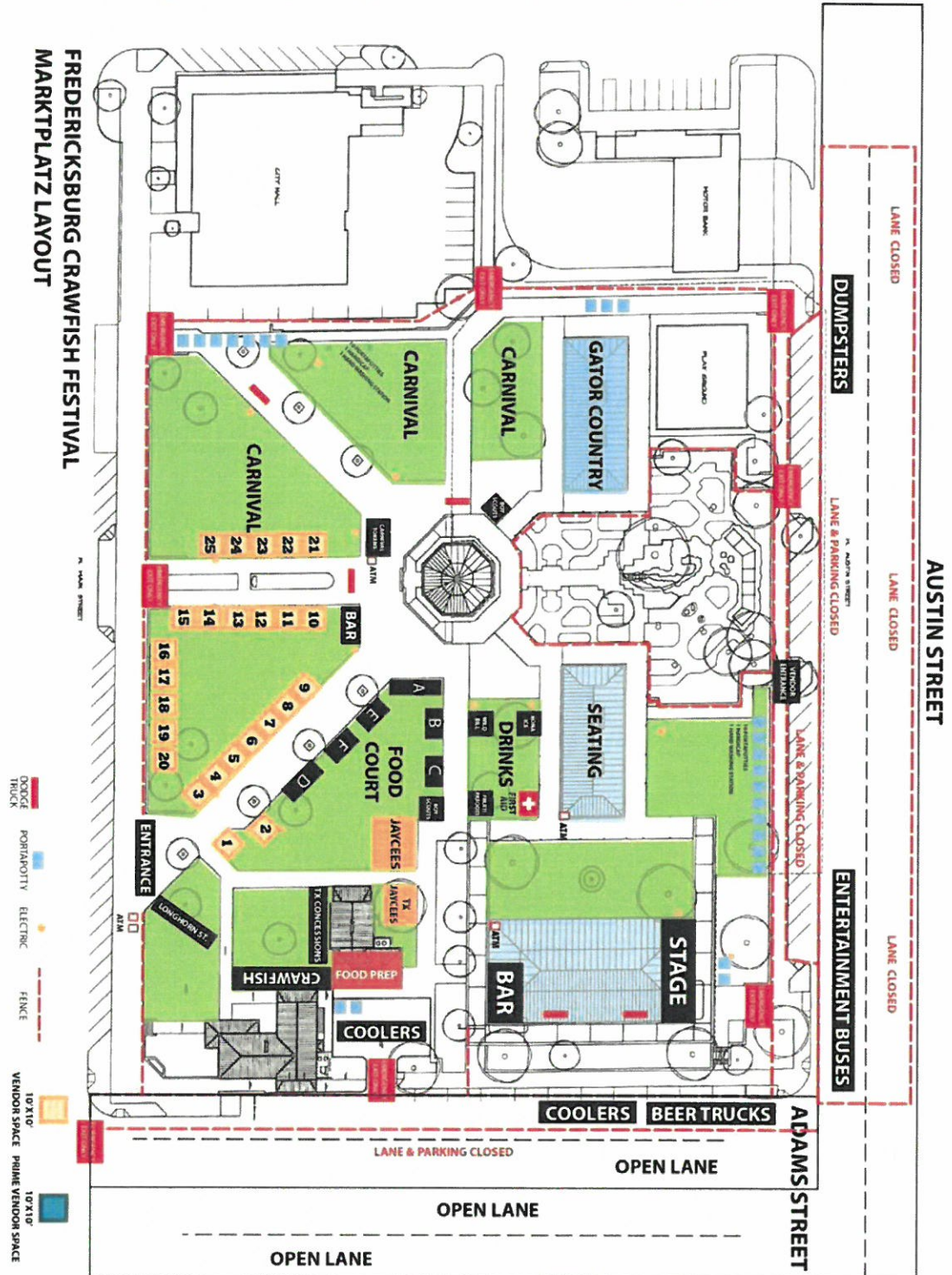
LP Gas:

- A. No storage of LP gas containers is allowed in any tent or canopy
- B. Safety release valves shall be pointed away from tents
- C. 500 gallons or less, the tanks shall not be under the tent but may be located at the edge of the footprint of the tent.
- D. Tanks shall be secured in the upright position and protected from vehicular and pedestrian traffic

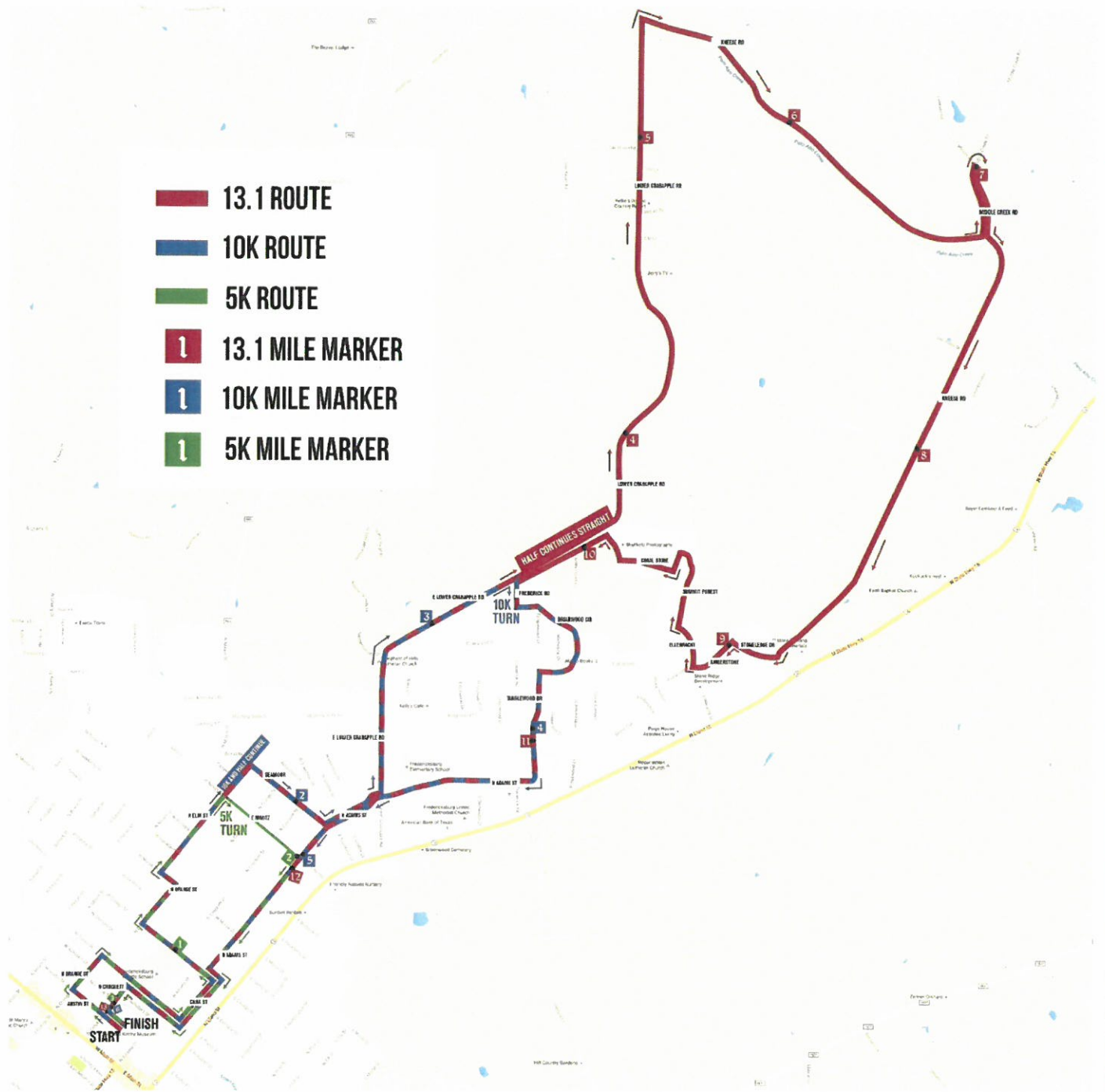
Cooking in Trailers:

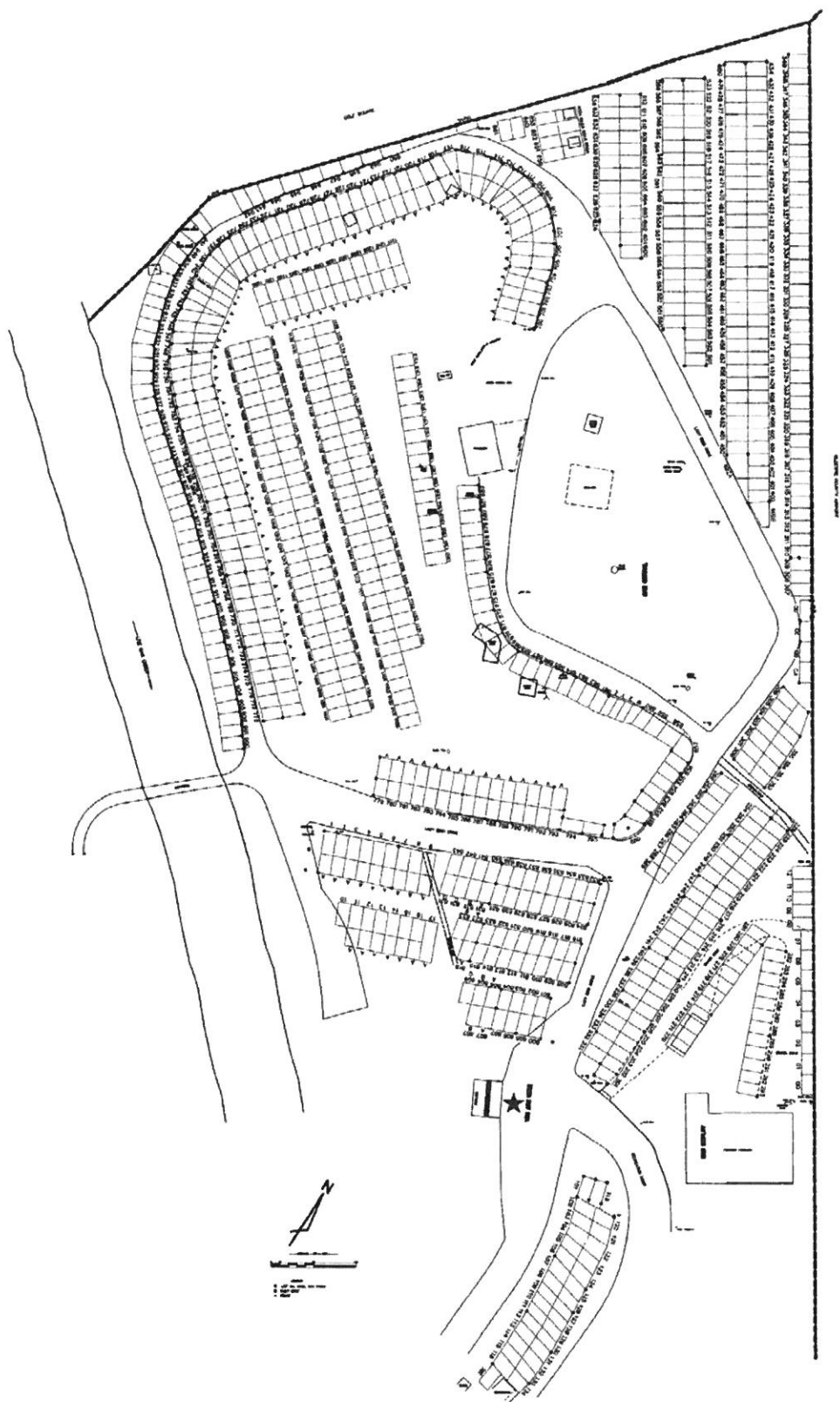
- a. Cooking done inside a trailer shall be required to have a Type I hood system that is UL300 or UL300A rated if using deep fat frying (Fire Code 610, 904.2.1 and 904.11)
- b. Hood systems should be inspected every 6 months (Fire Code 904.11.6.4)
- c. All gas, solid, or liquid fuel burning inside a trailer must be vented to the outside with an approved venting system and spark arrestor (Fire Code 2404.15.2)

SAMPLE OF SITE PLANS, LAYOUTS, AND ROUTES:



- 13.1 ROUTE
- 10K ROUTE
- 5K ROUTE
- 1 13.1 MILE MARKER
- 1 10K MILE MARKER
- 1 5K MILE MARKER





Example: Notification Letter to Merchant

*Kick off Spring Break with the
Bluebonnet Festival
Friday, March 10th, 6:00 pm
Parade followed by
Music with Rocky and Bullwinkle
Marketplatz*

Dear Downtown Merchant,

The 2014 Fredericksburg Bluebonnet Festival will be held Friday through Sunday, March 10 -12, on Marketplatz. Just a reminder, all participating merchants must have their vendor fee paid and have been approved by the festival committee to avoid duplications. No additional booths will be permitted on downtown sidewalks during this festival weekend. Thank you for your cooperation as we want the best for our downtown merchants and our paid vendors.

The following streets will close at 7:00 a.m. Friday, March 10 –11:00 pm Saturday, March 11

- Austin Street between Adams and Crockett Streets
- Adams Street between Main and Austin Streets

The following streets will close at 11:00 pm Saturday, March 11 – 6:00 pm Sunday, March 12

- Adams Street between Main and Austin Streets

Please see the enclosed map for the parade route and parade street closure information. Parade street closures will be from 5:30 pm Friday, March 10 through approximately 7:30 pm Friday, March 10.

Street Barricades will be placed along Austin and San Antonio streets for all streets running North and South across Main Street from 2:00pm Friday, March 10 until 7:30 Friday March 10.

For additional information please visit our website www.fredericksburgbluebonnetfestival.net If you have questions please contact me at 830-999-BLUE (830-999-2583). Thank you for your continued support of the Fredericksburg Bluebonnet Festival!

Sincerely,

Crystal

Crystal Pistol
2014 Bluebonnet Festival Coordinator

Example: Notification Letter to Residents

*Kick off Spring Break with the
Bluebonnet Festival
Friday, March 10th, 6:00 pm
Parade followed by
Music with Rocky and Bullwinkle
Marketplatz*

Howdy Neighbor,

The 2014 Fredericksburg Bluebonnet Festival will be held Friday, March 10th through Sunday March 12th on Marketplatz. As usual the Bluebonnet Festival will start off with a parade at 6:00 pm on Friday March 10th. Please join us for this Fredericksburg and Hill Country tradition. The Fredericksburg Bluebonnet Festival is a time to enjoy family, friends, food, and music on Marketplatz throughout the weekend. We'll be in your neighborhood, so come join us for the fun.

The following streets will close at 7:00 a.m. Friday, March 10 –11:00 pm Saturday, March 11

- Austin Street between Adams and Crockett Streets
- Adams Street between Main and Austin Streets

The following streets will close at 11:00 pm Saturday, March 11 – 6:00 pm Sunday, March 12

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Please see the enclosed map for the parade route and parade street closure information. Parade street closures will be from 5:30 pm Friday, March 10 through approximately 7:30 pm Friday, March 10.

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For additional information please visit our website www.fredericksburgbluebonnetfestival.net If you have questions please contact me at 830-999-BLUE (830-999-2583). Thank you for your continued support of the Fredericksburg Bluebonnet Festival!

Sincerely,

Crystal

Crystal Pistol
2014 Bluebonnet Festival Coordinator

6/9/2014

ORDINANCE NO. 24-008

AN ORDINANCE ADDING CHAPTER 36 SPECIAL EVENTS, TO THE CODE OF ORDINANCES OF THE CITY OF FREDERICKSBURG PROVIDING DEFINITIONS, CHECKLIST AND PERMIT REQUIREMENTS, TIMEFRAMES, REQUIREMENTS FOR ISSUANCE OF PERMIT, APPEAL; PROVIDING FOR PARTIAL INVALIDITY, PENALTIES AND AN EFFECTIVE DATE.

WHEREAS, The City recognizes the need to encourage and promote events for the greater good, cultural diversity and promotion of the City. Some gatherings and organized activities, due to their size and special requirements, may place unique demands on public resources or pose a danger to public health, safety and welfare. In order to plan for these demands on public resources and ensure that public health and safety is protected, it is necessary that the City receive advance notice of these events. The provisions of this Chapter are intended to address those concerns and are not intended to place unnecessary burden on any right of association or freedom of expression; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS THAT THE FOLLOWING ORDINANCE BE AND IS HEREBY ENACTED AND THAT CHAPTER 36 SPECIAL EVENTS SECTIONS 36.100 THROUGH 36.111 BE ADDED TO THE CODE OF ORDINANCES OF THE CITY OF FREDERICKSBURG AS FOLLOWS:

Chapter 36

SPECIAL EVENTS

Sec. 36-100 Definitions

Applicant means a person or entity who intends to hold a Special Event. An agent of an Applicant may prepare and submit the documentation required hereunder with proper authority submitted along with the Sponsor/Promoter/Sponsor Checklist. The Applicant, along with and in addition to anyone else who violated the provisions hereof, shall be a responsible party under the provisions hereof,

and will be subject to fines and punishment for violations and/or for violations of the terms of this Chapter.

Checklist means a written submission to the City, on forms provided by the City, of information about the Special Event.

City means the City of Fredericksburg, Texas, acting through its City Manager.

City Manager means the City Manager of the City of Fredericksburg or his or her designee which may include one or more persons or a committee.

City Owned Property means any property in the City designated as a park, playground, recreational facility, swimming pool or hike and bike path, or other City-owned property, including streets, and shall include buildings, parking lots and driveways in such areas.

First Amendment Activity means all expressive and associative activity on public streets that is protected by the United States and Texas Constitutions, including speech, press, assembly and the right to petition.

First Amendment Event means an event where the sole or principal object is First Amendment Activity.

Parade means any assembly, march, demonstration or procession upon public streets within the City including persons, animals, or vehicles that is reasonably likely to interfere with the normal flow or regulation of traffic.

Seasonal Special Event means an event that occurs in a specific season and is scheduled throughout the season on non-sequential days, and may use a single Special Event Permit.

Special Event means a temporary event, gathering or activity, including but not limited to parades, bike races, marathons, walk-a-thons, fireworks displays, concerts, carnivals other types of races and festivals, First Amendment Events, and Seasonal Special Events which involve one or more of the following activities:

- (a) Closing or partial closing of a public street for a period in excess of two (2) hours;
- (b) Blocking or restricting City-owned property;
- (c) Blocking or restricting access to City Parks unless otherwise authorized by the City Parks and Recreation Department under its reservation policies;
- (d) Sale of merchandise, food or beverages on City-owned property;
- (e) Erection of a tent equal to or greater than two hundred (200) square feet in area on City-owned property;
- (f) Installation of a stage, band-shell, trailer, van, grandstand, bleachers or other portable building or structure on City-owned property;

- (g) Placement of portable toilets on City-owned property;
- (h) Events reasonably expected to have more than 300 people per day on City-Owned property;
- (i) Placement of temporary no-parking signs in a public right-of-way or on City-owned property; or
- (j) Placement of pedestrian boundary markers on City-owned property.

Special Event Permit means written authorization from the City Manager to hold a Special Event.

Special Event Rules and Regulations means the guidelines, rules, regulations, policies and procedures developed as set forth in Sec. 36-108 below. Special Event Rules and Regulations may include, but are not limited to the following: processes; procedures; cost recovery for public safety sanitation and transportation personnel; safety regulations; resource requirements; and surety and insurance requirements. Special Events must additionally adhere to all other relevant City Ordinances or provisions of State Law.

Sec. 35- 101 Checklist Required

(a) It shall be unlawful for any Person to hold a Special Event, sponsor a Special Event or cause a Special Event to be held without first having submitted a Promoter/Sponsor Event Checklist.

(b) A Promoter/ Sponsor Event Checklist is not required for:

(1) events conducted entirely on the property of a religious institution, educational institution, college, or university campus. City, State or Federal streets or parking lots for multi-tenant buildings, regardless of location, shall not be considered part of a religious institution, educational institution, college or university campus;

(2) events on property owned or controlled by the City subject to a contract, lease or management/operating agreement with a person or entity where the agreement addresses events on the property or the event is included within the permitted uses in the agreement;

(3) processions of vehicles operated in compliance with traffic laws or a procession of pedestrians excluding organized walks, runs, parades and the like, in compliance with traffic laws along or upon public sidewalks, public parks, or private property;

(4) events held for National Night Out;

(5) funerals and Funeral processions;

(6) First Amendment Activity conducted entirely on sidewalks, in public parks or on private property in compliance with traffic laws and any other applicable City Ordinances (for example, handbills, placing property in rights of way, health laws etc); or

(7) events conducted under the supervision of or with the permission of a governmental entity on property owned, leased, or operated by a governmental entity other than the City.

Sec. 36- 102 Permit Required

(a) It shall be unlawful for any Person to hold a Special Event, sponsor a Special Event or cause a Special Event to be held without first having obtained a Special Event Permit from the City Manager if the Special Event requires any City services for which compensation is not made under contract with the City.

(b) No Special Event Permit shall be denied nor shall the Applicant be given less favorable consideration as to time, manner, or place based upon:

(1) race, color, creed, religion, gender, domestic relationship status, parental status, sexual orientation, transgender, gender identity or gender expression, national origin, political affiliation or any other prohibited characteristic of the Applicant and/or the participants of the Special Event; or

(2) the message of the Special Event, or the identity or associational relationships of the Applicant and/or participants; or

(3) any assumption or predictions as to the amount of hostility which may be aroused in the public by the content of speech or message conveyed by the Special Event, provided that reasonable accommodation as to time, manner, and place may be required in order for the City to provide the resources necessary for police, fire and emergency services to preserve and protect public health, safety and welfare.

(c) The necessity of obtaining a permit will be made by the City Manager based upon the information submitted in the Promoter/ Sponsor Event Checklist. In making such determination, the City Manager shall reasonably interpret the information in the Promoter/ Sponsor Event Checklist, and may use past experience with the type of event, inaccuracies in the completion of the checklist, omissions in the same and lack of substantiation of stated items if requested.

Sec. 36-103 Contents of Promoter/Sponsor Checklist

(a) An Applicant shall file a Promoter/Sponsor Checklist ("Checklist") with the City upon forms provided by the City.

(b) The Promoter/Sponsor Checklist shall set forth as a minimum the following information, and will be supplemented at the request of the City in order for the City to determine whether or not a Permit Application is required or if the information submitted is incomplete:

- (1) the name of the Special Event,
- (2) the name, address and telephone numbers of the Applicant and the Sponsor or Promoter if different from Applicant along with proper authority if applicable,
- (3) the proposed location(s) and address(es) for the Special Event,
- (4) a description of the activities of the Special Event,
- (5) the date(s) and time(s) the Special Event will start and terminate,
- (6) the time at which on-site activities in preparation for the Special Event will begin.
- (7) whether a street closure longer than two (2) hours is requested for the Special Event.
- (8) whether any City property will be blocked,
- (9) whether merchandise, food or beverages will be sold,
- (10) general description of tents to be erected, if any,
- (11) general description of any temporary structures, toilets, signs, trailers or boundary markers to be placed, if any,
- (12) estimated number of persons who are expected to attend per day for the duration of Special Event.

(c) The Applicant is responsible for updating this information prior to the event, and the City requirements may be amended as a result of an increase or decrease in the number of persons expected to attend or other change in circumstances. The minimum will be the number of advance sales or registrations.

(d) Within thirty five (35) days following the submission of the Checklist and any supplemental information requested, the City Manager will determine whether or not a Special Events Permit is required, and Applicant will be notified using the contact information on the Checklist.

Sec. 36-104 Application for Permit

A Special Event Permit shall not be issued until a completed Special Event Permit Application, together with any additional information requested, and payments of all applicable fees, if any, are received by the City.

The Special Event Permit Application must demonstrate compliance with this ordinance, the Special Event Rules and Regulations, and other applicable law.

Sec. 36-105 Permit Application Requirements

(a) An Applicant shall file a Special Event Permit Application ("Application") with the City upon forms provided by the City, and the Application shall not be acted upon until it is complete and all applicable fees, if any, are paid.

(b) The Application shall set forth as a minimum the following information, and will be supplemented at the request of the City for all information which cannot be known at the time of application, or which is determined to be incomplete following submission:

(1) the time at which on-site activities in preparation for the Special Event will begin.

(2) the date and time when clean-up of the property will be complete.

(3) any transportation plan, traffic plan, parking plan or street closure requested for the Special Event.

(4) the number and types of animals and vehicles that are part of the Special Event. The Applicant is responsible for updating this information prior to the event, and the City requirements may be amended as a result of an increase or decrease in the number of animals and/or vehicles expected to attend. The minimum will be the number of advance registrations.

(5) the location and size of tents, awnings, canopies, food service booths, or other temporary structures shall be shown on a map.

(6) details for all requested signage shall be included.

(7) the location and orientation of loud speakers and any other amplification devices shall be shown on a map.

(8) details regarding food service including planned cooking.

(9) details regarding alcohol sales or serving, if any, and if so, a copy of the alcohol permit.

(10) details for planned amusement rides.

(11) map(s) showing streets and pedestrian ways that are impacted as well as site setup showing ingress and egress for pedestrians and vehicles and all equipment and barriers that will be used in connection with the Special Event.

(12) for Parades, a route map, approximate number of participants and type of participants (ex. animals, floats, etc.), and proof that all property owners adjacent to the Parade route have been notified of the route, date and duration of the Parade, or the date by which they will be notified, Such notice shall not be given more than one month in advance and no less than one week.

(13) sales tax permit number(s)

(14) insurance certificate for the Special Event showing the City as an additional insured in the amounts set forth in the Special Events Rules and Regulations as promulgated by the City Manager.

(15) any other information which the City Manager finds is necessary under Special Events Rules and Regulations set forth in Sec. 36-108 or Standards/Requirements for Issuance of Special Event Permit set forth in Sec. 36-109.

Sec. 36-106 Fees and Costs

(a) The fee for a Special Events Permit will be found in Appendix A of this Code of Ordinances in the event the same are enacted.

(b) Applicant shall pay all required fees, including site rental, with the Special Event Permit Application, and Applicant shall at the same time be required to pay all fees and costs required by other City ordinances to conduct specific activities in conjunction with or as part of a Special Event.

(c) If the City determines that a Special Event may require the special attention and involvement of City personnel or City facilities, the City shall notify the Applicant. Prior to issuance of a Special Event Permit:

(1) Applicant and City shall agree upon the additional costs the City will incur as a result of the Special Event and Applicant shall pay those costs to the City and

(2) Applicant shall agree in writing to pay any additional costs to the City incurred as a result of the Special Event within five (5) days of the date upon which the City informs the Applicant of the amount of such additional costs, but in no event less than seven business days prior to the event.

(d) No Special Event Permit Fee shall be charged for a First Amendment Event. An Applicant for a Special Event Permit shall pay fees for street closures to conduct specific activities in conjunction with or as part of a First Amendment Event, but the

amount of the fees shall not be in excess of the City's cost to close the street(s) for traffic control.

(e) No Special Permit application fees are refundable. If the event does not occur, fees paid in advance for City Services which have not already been used shall be refunded.

Sec. 36-107 Timeframes and Deadlines

(a) A Promoter/Sponsor Checklist shall be filed not more than three hundred sixty-five 365 days or less than sixty (60) days before the commencement of the proposed Special Event. The City Manager may consider a Checklist that is filed less than sixty (60) days before the commencement of the proposed Special Event in the event the Applicant could not have met the deadline because the event had not been planned for more than 60 days and the same will not place an undue burden on the City staff or resources

(b) A Special Event Permit Application shall be filed no more than three hundred sixty-five 365 days or less than twenty-five (25) days before the commencement of the proposed Special Event. The City Manager may consider a Special Event Application that is filed less than twenty-five (25) days before the commencement of the proposed Special Event in the event the applicant could not have met the deadline because the event had not been planned for more than twenty-five (25) days, the same will not place an undue burden on the City staff or resources and applicable late fees, if any, are paid with the application.

(c) The City may issue a Special Event Permit for a First Amendment Event when the Special Event Permit Application is filed less than twenty-five (25) days before the commencement of the First Amendment Event if the event had not been planned for more than twenty-five (25) days, and provided there is adequate time for the City to process the Application and to assure that there are adequate traffic measures in place for the orderly movement of the First Amendment Event participants and traffic. The City and the Applicant shall communicate with the police department and fire department prior to the First Amendment Event.

(d) When a timeframe or deadline established in this Section results in an Application being due on a weekend, holiday or a day the City is closed for business, the Application shall be due on the business day immediately following said weekend, holiday or closed business day.

Sec. 36-108 Application Process and Review

The Special Event Permit Application will be processed and reviewed pursuant to the Special Events Rules and Regulations which shall be promulgated by the City Manager based on health and safety concerns, and the reasonable availability of City resources which may be required, and on other applicable City Ordinances or Code provisions.

Sec. 36-109 Standards/ Requirements for Issuance of Special Event Permit

(a) A Special Event Permit will be issued only if the City Manager finds that he following requirements, as are applicable to the Special Event will be met and that adequate provision therefor will be made:

(1) requirements of City Ordinances/ Code provisions and of the State and Federal Governments are met,

(2) the Special Event will not unnecessarily interrupt the safe and orderly movement of traffic near its location or route,

(3) the Special Event will not require the diversion of a number of police officers to properly police the Special Event locale or movement of a procession or parade along the route and the adjacent areas which will significantly impair adequate police protection for the City as a whole,

(4) the concentration of people, animals, and vehicles at assembly points will not significantly impair proper fire and police protection or ambulance service to areas at or near such assembly points or the City or County as a whole.

(5) a Parade is scheduled to move from its point of origin to its point of termination without unreasonable delays in route,

(6) all licenses and permits, restrictions, regulations, fees for the City services, if any, safeguards or conditions as set forth in any Special Event Rules and Regulations as promulgated by the City Manager have been submitted, and approved.

(b) The City Manager is authorized to interpret and has the authority to modify the same to fit individual circumstances where the standard cannot be strictly met, is inapplicable to the specific Special Event or if additional modifications are deemed necessary by individual City departments for the safe and orderly conduct of a Special Event. The City Manager is further authorized to require an Applicant to

institute other safeguards or activities to protect the safety of the public from circumstances which may arise from a specific Special Event.

(c) It is understood that no Applicant is assured the ability to close a street. All street closures longer than two (2) hours are granted by the City Council, and those two (2) hours or less are granted by the Chief of Police.

Sec. 36-110 Denial or Revocation of a Permit

(a) The City Manager shall deny issuance of a Special Event Permit if:

(1) The Special Event will conflict in time or location with another Special Event or event for which an Application has been submitted or approved prior to the one subsequently requested,

(2) The Special Event, if held, would violate, the Special Event Rules and Regulations, any City ordinance or any other applicable law,

(3) The City manager determines that there is a false or misleading statement or omission of material fact on a Promoter/Sponsor Checklist or Special Event Application, and the same is not corrected within the time for submission of an application,

(4) The Applicant has violated this ordinance or has had a Special Event Permit revoked within the preceding twelve (12) months,

(5) The Applicant fails to provide proof of a license or permit required by any City ordinance or other applicable law for the Special Event,

(6) The Applicant fails to provide proof that the insurance requirements for the Special Event have been met, or

(7) The Special Event would significantly impair the delivery of normal or emergency public services or constitutes a public health or safety threat.

(b) If the City Manager determines that the Special Event Permit shall be denied, the City Manager shall consider alternatives to the time, place or manner of the Special Event that would allow the Special Event to occur.

(c) Revocation of a Special Event Permit:

(1) If the Police Chief, Fire Marshal, Emergency Services Director, Health Department Director or Sanitarian, Building Official or Code Enforcement Officer ("City Official") or their designated representative, finds that any of the provisions of this ordinance, another City ordinance, Special Event Rule or Regulation, or other applicable law is being violated, he or she shall immediately notify the City

Manager and based on that information, the City Manager shall attempt to solve the issue at hand and if it cannot be solved the City Manager will determine whether the Special Event Permit shall be revoked. Notice and an opportunity to be heard by the City Manager shall be given to the Applicant prior to revocation if reasonably possible and if the cause for revocation does not involve an immediate threat to the health and safety of any individual or property. If revoked, the Special Event shall immediately terminate and cease activity upon notification to the Applicant. Failure to terminate the activity shall constitute a separate offense.

(2) When, in the judgment of any of the above designated City Officials, a violation exists which requires immediate abatement, and the Applicant does not abate the violation immediately upon notice from said City Official, the City official shall have authority to revoke a Special Event Permit in the absence or unavailability of the City Manager. If revoked, the Special Event shall immediately terminate and cease activity upon notification to the Applicant.

(3) The City Manager, or other City Official in the absence of the City Manager as described above, may revoke a permit wherein a material false or misleading statement or omission of material fact on a Promoter/Sponsor Checklist or Special Event Application is discovered after the Special Event Permit was issued so that the terms of the permit would require significant revision or if the scope of the Special Event has so changed that the terms of the original permit require significant revision which presents an unreasonable burden on the City resources.

Sec. 36-111 Appeal

(a) If the City Manager denies the issuance of a Special Event Permit, or revokes an issued Special Event Permit, the Applicant shall promptly be notified in writing. Such written notice shall include the reasons for the decision to deny or revoke the Special Event Permit. The Applicant may appeal the denial or revocation to the City Council which shall make a ruling on the appeal, if time permits prior to the event. The City Council shall not be required to call a special meeting to accommodate an appeal.

(b) If a City Official other than the City Manager revokes an issued Special Events Permit, the Applicant shall promptly be notified in writing. Such written notice shall include the reasons for the decision to deny or revoke the

Special Event Permit. The Applicant may appeal the denial or revocation to the City Manager which shall make a ruling on the appeal and attempt to resolve the issue if time permits prior to the event. If no resolution can be made, the Applicant may appeal the revocation to the City Council which shall make a ruling on the appeal if time permits prior to the event. The City Council shall not be required to call a special meeting to accommodate an appeal.

(c) If a Special Event Permit is revoked the event shall cease. No fees, whether they are application fees, or fees paid for City services shall be refunded if a Special Event Permit is revoked. The City shall not be liable for any costs or damages associated with denial of or revocation of a Special Events Permit.

-----End of Code Text-----

SEVERABILITY OR INVALIDITY

If any provision of this ordinance or the application hereof to any person or circumstance is held invalid, or in any exception to or limitation upon any provision contained herein be held to be unconstitutional, invalid or ineffective, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect, and to this end, the provisions of this ordinance are declared to be severable.

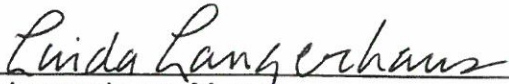
EFFECTIVE FOLLOWING PUBLICATION

This ordinance shall be effective from and after July 1, 2014 following its passage and publication in accordance with the law. The City Secretary of the City of Fredericksburg is hereby directed to publish notice of this Ordinance as required by law to become effective.

PENALTIES

Penalties provided for in the Code Ordinances of the city of Fredericksburg shall apply to violations hereof.

PASSED AND APPROVED this the 15th day of June, 2014.



Linda Langerhans, Mayor
City of Fredericksburg, Texas

ATTEST:



Shelley Britton, City Secretary

CHECKLIST FOR APPLICANTS



THE CITY OF

Fredericksburg, Texas

Special Event Application Checklist

Required:

- ☐ Completed Special Event Application (pages 2-6)
- ☐ Event site plan, layout, or route (page 7)
- ☐ Proof of general liability insurance

If Applicable:

- ☐ \$100 Application Fee (first-time events only)
- ☐ \$150 Expedited Application Fee (less than 60-days in advance of event date)
- ☐ Proof of non-profit status
- ☐ Security deposit
- ☐ Reservation fee
- ☐ Food & Beverage Form (page 8)
- ☐ Street Closure Request Form (page 9)
- ☐ Proof of host liquor liability insurance

Mail all documents to:

City of Fredericksburg
Attn: Special Events Coordinator
126 W. Main Street
Fredericksburg, TX 78624; or

Scan and email to: specialevents@fbgtx.org

Questions? Please call (830) 990-2044



City of Fredericksburg Parks & Recreation Department Special Event Application

Mail completed application to: Special Events, 126 W. Main Street, Fredericksburg, TX 78624;
or scan and email to: specialevents@fbgtx.org

Use N/A for "not applicable" or leave blank questions or sections that do not apply to your event.

APPLICANT INFORMATION

Name of Organization/Business: _____

Applicant Name/Event Organizer: _____

Address: _____

City: _____ State: _____ Zip: _____

Primary phone: () _____ Secondary phone: () _____

Email address: _____

Event Promotor Name: _____ Primary phone: () _____

Organization/Business Type: _____ FOR-PROFIT; Event proceeds go to: _____
 _____ *NON-PROFIT *attach proof _____ INDIVIDUAL

EVENT INFORMATION & LOCATION

Official Event Name: _____ Event date(s): _____

Event History: Is this a first-time event? ☐ YES ☐ NO Estimated attendance: _____

Is the event open to the general public? ☐ YES ☐ NO Date application submitted: _____

Reservation fees are listed per day unless noted; deposit pricing is not included. Non-profits receive 50% discount on reservation fees; banner hanging fee excluded.

*MARKTPLATZ Please check all that apply:		*Excludes City Hall/Fire Station, Annex, Police Substation & Vereins Kirche	Address: 100 West Main Street, Fredericksburg, TX 78624
☐ Entire Square: \$2,400/week	☐ Kinder Halle: \$150	☐ Oktoberfest Halle: \$150	
☐ Adelsverein Halle: \$250	☐ Fest Room: \$50	☐ Kitchen: \$50	
☐ Entire Square additional day: \$650 each; ☐ # of days	☐ Banner Hanging Fee: \$25 (optional; at front of Marktplatz for 24 hours)	☐ INITIAL (required) : I have read Marktplatz Use Regulations on pages 16-18 of the Special Events Planning Guide.	

*LADY BIRD JOHNSON MUNICIPAL PARK (LBJMP) Please check all that apply:		*Excludes Park Headquarters Building, swimming pools, RV Park, campsites, dog park, nature trail, tennis court and golf course. Access to such areas may be closed or restricted for events and in the discretion of the PARD.
☐ **Pioneer Pavilion; \$650 for 4 days (Thursday-Sunday only)	☐ Tatsch House: Fri/Sat/Sun, December & holidays: \$200	
☐ Entire Park: \$1,600 per week; ☐ # of add-on days: \$555/day	☐ Tatsch House: weekday (Monday-Thursday): \$150	
☐ Cooler inside Pioneer Pavilion: no fee; non-perishable items only	☐ INITIAL (required): I have read LBJMP Use Regulations on pages 19 & 20 of the Special Events Planning Guide.	
Outdoor Pavilions: ☐ Pav. #1: \$40 ☐ Pav. #2: \$40 ☐ Pav. #3: \$45 ☐ Pav. #4: \$45 ☐ Pav. #5: \$60		

****Pioneer Pavilion is available for additional add-on days for \$125/day but must be pre-approved by Park Recreation Superintendent.**

EVENT INFORMATION CONTINUED

OTHER PROPERTY

Please check all that apply:

☐ Fort Martin Scott: \$500/day; ☐ # of days
☐ INITIAL (required): I have read Fort Martin
 Scott Use Regulations on page 21 of the
 Special Events Planning Guide.

☐ Town Pool: \$200;
 restroom access only

☐ Parade/*Other/*Private Property, list location and
 address: _____

**Applicant shall submit copy of a letter from property
 owner giving written permission for event use.*

Attach more sheets if needed for information below:

Move-in & Set-up (first day of move-in):

Move-in/Set-up Date: _____ Times: Start: _____ End: _____

Indicate dates/times OPEN to attendees:

Event Date: _____ Times: Start: _____ End: _____

Event Date #2: _____ Times: Start: _____ End: _____

Event Date #3: _____ Times: Start: _____ End: _____

Move-Out & Strike (final day):

Move-Out/Strike Date: _____ Times: Start: _____ End: _____

Event day "on-site" Contact Name: _____ Phone: () _____

Event website: _____

Event information hotline: () _____

Is the event free and open to the general public (not including vendors/sponsors, etc.?)

☐ YES ☐ NO

Admission will be made by: ☐ Pre-sold ticket ☐ Free ☐ Pre-registration ☐ On-site sale/registration

Other (please specify): _____

EVENT COMPONENTS

Please check all that apply:

☐ Animals	☐ Aircraft Flyover	☐ Bike Race	☐ Car Show	☐ Carnival
☐ Concert	☐ Cook-Off	☐ Company Picnic	☐ Demonstration or Rally	☐ Fair/Festival
☐ Family Reunion	☐ Fireworks	☐ Fundraiser	☐ Fun Run/Race	☐ Historical Re-Enactment
☐ Motorcycle Run	☐ Parade	☐ Sporting Event/ Tournament	☐ Trade, Vendor, or Art Show	☐ Wedding

☐ Other (please list): _____

Event Size: _____ Estimated max. attendance at one time _____ # of Art/Craft Vendors
 _____ # of Staff/Volunteers expected _____ # of Food/Beverage Vendors

Are you requesting any street closures or to block any city-owned property? ☐ *YES ☐ NO

**Street closure requests must be made two (2) months in advance to City Council for any closure four (4) hours or more. Please consider this
 timeline when submitting your request. Please use the official **Street Closure Request Form** found on page 9.*

Pavement Markings: Will your event be requesting to mark any pavement? ☐ YES* ☐ NO

*If yes, please describe the materials & supplies you are requesting to mark the pavement: _____

When & how will the markings be removed? _____

EVENT COMMUNICATION & SECURITY

During the event what form of communication systems will be used for the following:

Event Management (internal): _____

Public Address (external): _____

Events with 1,000 attendees or more; events lasting past 10 PM; or events which provide alcohol require the provision of licensed, bonded and commissioned private security at the applicant's expense. The number of guards and their hours of duty will be determined by the PARD and the security company based on the type of event and number of attendees.

What security/law enforcement agency have you hired for your event? _____

Contact name: _____ Phone: () _____

Have you contacted Fredericksburg Police Department in relation to your event? ___ *Yes or ___ No

*If yes, who did you speak with? _____

EQUIPMENT, ACTIVITIES & AMUSEMENTS

The following equipment, activities, and/or amusements will be at the event:

___ **Generators**; list quantity: ___ and size(s): _____

___ **Canopies/Tents larger than 200 sq. ft.**; quantity: ___ and size(s): _____

Sides? ___ Yes ___ No; if yes, how many sides will be closed? ___

How will tents/canopies be secured? ___ Water barrels (preferred) ___ Stakes ___ Sandbags ___ Weights

Other (describe): _____

___ **Stage**; quantity: ___

Please check all that apply:

___ Amplified Sound	___ *Amusement ride; quantity: ___	___ Barricades	___ Bleachers	___ Chairs	___ Dance Floor
___ DJ/Live Music	___ Drone	___ Fencing	___ Fryer	___ **Inflatables and/or Moonwalks; quantity: ___	___ Light Towers
___ Tables	___ Parked cars for display	___ Sale of merchandise	___ Wi-Fi access needed	___ Other: _____	___ Other: _____

*Name of company providing amusement rides: _____ Phone () _____

General liability insurance is required naming the City of Fredericksburg as the certificate holder and additional insured.

**Name of company providing inflatables/moonwalks: _____ Phone () _____

General liability insurance is required naming the City of Fredericksburg as the certificate holder and additional insured.

UTILITIES, RESTROOMS & HAND-WASHING STATIONS

Will you need use of **electricity**? ___ *YES; ___ 220V ___ 110V; ___ NO ELECTRICITY NEEDED

*If yes, what will electricity be used for? _____

**Any electrical work must be made by a licensed electrician. If a licensed electrician is not available, additional power needs must be met by the use of generators and are the responsibility of the event organizer.*

Will you need access to **water**? ___ *YES ___ NO WATER NEEDED

*If yes, what will water be used for? _____

**Event organizers must bring their own food grade hose(s). Non-potable water sources at Marktplatz are marked in purple and cannot be used.*

Please indicate the number of **portable restrooms & handwashing stations** you will have at your event, along with delivery date, pick-up date, and contact information below.

___ # of **regular portable restrooms** ___ # of **ADA portable restrooms** ___ # of **hand-washing stations**

*Equipment will be delivered on: _____ at _____ (enter time)

Equipment will be picked up on: _____ at _____ (enter time)

Sanitation company name: _____ Phone: () _____

When will items be serviced and how often? _____

**Event organizer or representative must be present for delivery of equipment to ensure proper placement.*

CLEAN-UP/TRASH-COLLECTING & RECYCLING

Contact name responsible for event clean-up: _____ Phone: () _____
 Will a dumpster(s) be delivered? ☐ *YES; when? _____ ☐ NO
 What size dumpster(s)? _____
 What provisions will be made for recycling? _____
**Event organizer or representative must be present for delivery of equipment to ensure proper placement.*

FIRST AID & EMERGENCY VEHICLE ACCESS

Will your event have a first aid station on-site? ☐ *YES ☐ NO *Company/Org. Name: _____ Contact Name: _____ Phone: () _____	Events will not be permitted without emergency vehicle access. This access must be available always and events are subject to permit revocation if emergency access lanes are not provided for. Have you reviewed your layout to verify emergency vehicle access? ☐ YES; ☐ NO
--	---

FOOD & BEVERAGE:

Please check all that apply:	☐ No food or beverage at event (skip to Signage section)	☐ *Sale of food/beverages	☐ *Distribution of food/beverages
<i>*A list of approved food & beverage vendors including their name, address and contact number is required at least 10-days prior to your event date; please use the Special Event Food & Beverage Vendor List form on page 8.</i>	☐ Event will sell alcohol (including tips/donations). Indicate type: ☐ Beer ☐ Wine/Champagne ☐ Liquor Who will provide the alcohol? _____ ☐ I need a landlord permission letter in order to obtain a TABC permit for alcohol sales.	☐ Event will distribute alcohol at no charge. Indicate type: ☐ Beer ☐ Wine/Champagne ☐ Liquor Who will provide the alcohol? _____	☐ Event will not have alcohol.

Marktplatz events only: will your event need grey water disposal containers? ☐ *YES ☐ NO; Enter Qty. (1 or 2): _____
**The City owns two (2), 270-gallon containers. Placement of the grey water disposal containers is at the discretion of the Parks Department. Servicing of the grey water containers are the event organizer's responsibility. Containers must be emptied no later than two (2) days after the final event day.*

RACES, RUNS, & WALKS ONLY

Complete this section if your event includes a race, run or walk.

Are you requesting any street closures for some or all of your route? ☐ *YES ☐ NO
Street closure requests must be made two (2) months in advance to City Council for any closure four (4) hours or more. Please consider this timeline when submitting your request. Please use the **Street Closure Request form found on page 9.*

On-site registration will begin at: _____ am/ _____ pm @ _____ (location)

Starting time (if staggered, please enter all and explain): _____

Describe your route, including starting point and disbanding area:

Start: _____ (location)

Route: _____ (describe distances)

Disband: _____ (location)

PARADES ONLY

Complete this section if your event includes a parade.

Are you requesting any street closures for some or all of your route? ☐ *YES ☐ NO

Street closure requests must be made two (2) months in advance to City Council for any closure four (4) hours or more. Please consider this timeline when submitting your request. Please use the **Street Closure Request form found on page 9.*

Parade staging will begin at: _____ am/ _____ pm @ _____ (location)

Start: _____ (location)

Route: _____ (describe distances)

Disband: _____ (location)

Estimated number of entries/floats: _____ Will your parade allow animals? ☐ *YES ☐ NO; if yes, what type? _____

*How will you clean-up animal waste? _____

_____ Initial; I agree to follow the City's adopted Parade Safety Rules found on pages 22 & 23 of the Special Events Planning Guide.

SIGNATURE & INDEMNITY AGREEMENT

I, the undersigned, hereby confirm that the information stated above is true and correct to the best of my knowledge.

Signature of Applicant

Date

I, THE UNDERSIGNED APPLICANT, AGREE TO INDEMNIFY AND HOLD HARMLESS THE CITY OF FREDERICKSBURG, ITS OFFICERS, EMPLOYEES, AGENTS, AND REPRESENTATIVES AGAINST ALL CLAIMS OF LIABILITY AND CAUSES OF ACTION RESULTING FROM INJURY OR DAMAGE TO PERSONS OR PROPERTY ARISING OUT OF THE SPECIAL EVENT.

Signature of Applicant

Date

----- **END OF APPLICATION** -----

For City of Fredericksburg Use Only:

By signature, the City approves this Event, subject to all requirements:

Signature of City Manager or Designated Representative

Date

Additional comments: _____

EVENT SITE PLAN, LAYOUT, OR ROUTE; PAGE 7

Attach or draw your event site plan, layout or route. Include location of booths, stages, first aid, information/ticket booths, registration, generators, start/finish line, moonwalks/amusements, portable restrooms, dumpsters, signs and parking. See examples in the Appendix if you need assistance.

FOOD & BEVERAGE FORM; PAGE 8



SPECIAL EVENT FOOD & BEVERAGE VENDOR LIST

Complete this form if there will be food and/or beverage vendors at your event, whether they are selling, distributing or giving food and beverages away.

Event organizers must check the requirements for sale/distribution of food & beverages with the Gillespie County Health Division and organizers or their vendors are required to obtain any necessary permits. Each vendor must be in compliance with current City health & fire regulations and have a GCHD permit displayed.

Return form to: specialevents@fbgtx.org

Please add additional sheets if necessary.

Event Name:	
Event Date:	

Business Name	Contact Name	Email	Phone	Current Gillespie County Health Division Permit on file (Y/N)?

SPECIAL EVENTS - STREET CLOSURE REQUEST FORM; PAGE 9



Street closure requests must be made two (2) months in advance to City Council for any closure four (4) hours or more. Please consider this timeline when submitting your request. Please also attach the notification letter you will send to abutting property owners (if applicable) with this request to the Special Events Coordinator.

Event Name:	
Event Date(s):	
Contact Name:	
Contact Phone:	()

Closure Area:

☐ Entire Street
 ☐ Parking Lane Only
 ☐ Partial Street
 ☐ Blocking City owned property
 Side of street: _____ (N,S,E,W) Side of street: _____ Location: _____

Additional details (attach additional pages as needed for more streets and describe details of use below):

Street Closure Details:

Street Name	Between (cross street)	And (cross street)	Start Date	Start Time	End Date	End Time
Example:	Crockett Street	Adams Street	Friday, 4/2/18	6:00 PM	Sunday, 4/4/18	12:00 PM

If the event will impact surrounding property owners, a notification letter is required to be sent to property owners at least two weeks prior to the event date. **Attach a copy of the notification letter and a list of addresses the letter will be sent to.**

Date notice provided: _____

Printed Name: _____

Signature: _____

Date: _____

Street Department: _____

Date: _____

Police Department: _____

Date: _____

Parks Department: _____

Date: _____

FOR OFFICE USE ONLY

Event Name:	_____
Date Application Received:	_____
Application Complete:	☐ YES ☐ NO; If no, application return date: _____
First time event app. fee:	☐ \$100; Payment type: _____; date: _____ ☐ Not required
Expedited application fee	☐ \$150; Payment type: _____; date: _____ ☐ Not required
Non-profit proof of status:	☐ YES
Added to S.E. calendar	☐ YES
Added to website calendar:	☐ YES
Added to Reservation Software	☐ YES
Deposit:	☐ INCLUDED; AMOUNT \$ _____; Type/CK#: _____ ☐ INVOICED; AMOUNT \$ _____; Type/CK#: _____ ☐ NOT REQUIRED
Reservation Fee:	☐ INCLUDED; AMOUNT \$ _____; Type/CK#: _____ ☐ INVOICED; AMOUNT \$ _____; Type/CK#: _____ ☐ NOT REQUIRED
Site plan/layout/route:	☐ YES; notes: _____
TABC letter needed:	☐ YES; sent on: _____
Street closure/notifications:	☐ YES; Street closure request form attached? Notes: _____
List of food/beverage vendors:	☐ YES; notes: _____
Key needed (E1):	☐ YES; given to: _____ on: _____ Returned on: _____
Pavilion lights:	Date: _____ Time: _____
Electric Pedestals:	☐ YES; Quantity: _____; location(s): _____
Grey Water Containers:	☐ YES; Quantity: _____; location(s): _____
Banner Hanging:	☐ YES; banner to be delivered on: _____
MP Vehicle Permits:	☐ YES; Quantity: _____; delivered on: _____
Cord Covers:	☐ YES; Quantity: _____; location(s): _____
S.E. Committee Meeting:	☐ Required: Date: _____; ☐ Not required
Insurance requirements:	☐ General liability for event ☐ Host liquor liability ☐ Amusements/Inflatables/Animals ☐ Other rental equipment
Security required:	☐ YES; ☐ NO; notes: _____
Additional notes:	_____



SPECIAL EVENTS PLANNING GUIDE & APPLICATION UPDATE

JUNE 3, 2019

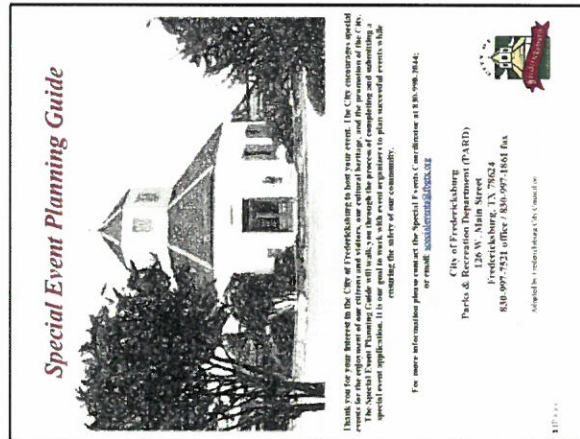
PROCESS USED TO GATHER INPUT FROM STAKEHOLDERS



- City staff was asked for feedback on what works well and what areas need improvement;
- A sample of local event organizers were asked to review the proposed planning guide and new application & provide input;
- Today: topics and proposed changes to be discussed with City Council;
- Input will be included and then placed on an upcoming agenda for your approval.

SPECIAL EVENTS PLANNING GUIDE

NEW VERSION



CURRENT VERSION

City of Fredericksburg
Special Events

OVERVIEW

The City of Fredericksburg encourages special events for the enjoyment of our citizens and visitors, our cultural heritage and the promotion of the City. Some gatherings and organized activities may place unique demands on public resources or pose a potential safety hazard to the community. It is necessary that the City receive advance notice of these events



About the Special Event Application

A City of Fredericksburg **Fredericksburg Checklist** along with your reservation to utilize City facilities is necessary to begin the planning process in cooperation with City services such as police, fire, EMS, street and emergency management. The **Fredericksburg Checklist** may be found on the **365 days prior to the event but no later than 60 days prior to the event. However, the checklist DOES NOT** secure your special event. The **Fredericksburg Checklist** is the first step in the event planning process and will be required for most all events. A **Fredericksburg Checklist** will not be required for events such as:

PROPOSED CHANGES

- One application for all events;
- Standard practice in writing;
- Updated definition of a special event to include any event open or advertised to the public;
- Completed an insurance requirement review with Legal and updated wording;
- Defined timeframes to ask for street closures, fee reductions, or fee waivers;
- New fees;
- Application will be made online.

PROPOSED CHANGES

NEW FEES

- \$100.00 **Application Fee**, for first-time events that have not previously taken place on city property
- \$150.00 **Expedited Application Fee**, for applications submitted less than 60-days in advance
- \$50.00 **Clean-Up Fee**, per-hour, per-employee, if City staff must clean-up after an event

NEXT STEPS

- Update Planning Guide & Application;
- Update Special Events Ordinance;
- Update Fee Schedule;
- Bring planning guide, application, ordinance & fee schedule to City Council for adoption with an effective date of January 1, 2020.

Once Adopted:

- Notify event organizers
- Create writeable version of application
- Create online version of application
- Update website

FEEDBACK, DISCUSSION & QUESTIONS ???

Future Agenda Items

City Council

June 17, 2019

Regular Meeting

City Council = Red

Planning & Zoning = Green

Historic Review Board = Purple

Board of Adjustment = Blue

City Events

Sun	Mon	Tues	Wed	Thur	Fri	Sat
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

Recognitions:

Consent

1. 5-24-19 City Council Retreat Minutes.
2. 6-3-19 City Council Regular Meeting Minutes.

Public Hearing

1. Zoning- Conditional Use Permit for B&B on E. Austin

Ordinances

1. Creating a Records Management Program and approve the Records Management Plan.

Resolutions:

Approvals-Misc.

1. Budget Amendments
2. Amendment to the Agreement with Boot Ranch
3. Lift Station Easement from Boot Ranch to City
4. Agreement for Retail Coach Contract

Presentations, Discussions and Updates:

Executive Session

1. Texas Center for Wine and Cultural Arts

July 1, 2019

Regular Meeting

City Council = Red

Planning & Zoning = Green

Historic Review Board = Purple

Board of Adjustment = Blue

City Events = July 4th Holiday

Sun	Mon	Tues	Wed	Thur	Fri	Sat
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

Recognitions:

Consent

1. 6-17-19 City Council Regular Meeting Minutes.

Public Hearing

1. Citizens Input on 2019 Budget

Ordinances

Resolutions:

Approvals-Misc.

Presentations, Discussions and Updates:

1. Five-Year CIP Presentation

Executive Session