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ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 1861 PASSED AND ENROLLED ON APRIL 12, 2010, BY AMENDING THE CITY'S SCHEDULE OF DEVELOPMENT FEES SPECIFICALLY RELATED TO SPECIAL EVENT FEES FOR EVENTS SPONSORED BY NON-ALAMO HEIGHTS ORGANIZATIONS AND ADDING A NEW SEC. 16-150. SPECIAL EVENTS SPONSORED BY NON-ALAMO HEIGHTS-BASED ORGANIZATIONS USING CITY RIGHT-OF-WAY

WHEREAS, the City continues to host an increasing number of special events utilizing our public rights-of-way, including a variety of run/walk events, that disrupt the lives of citizens on weekends; and

WHEREAS, on April 12, 2010 City Council adopted revisions to the City's Schedule of Development Fees that included the repeal of Article VII, which pertained to parades, races, runs, walks and other organized activities and inclusion of these "special events" in the fee schedule; and

WHEREAS, the equivalent fees by other cities may be significantly higher than those charged by the City of Alamo Heights, thereby, encouraging non-Alamo Heights organizations to host their events in Alamo Heights; and

WHEREAS, the Chamber of Commerce Holiday Parade, due to the overall community benefit that it provides, will not be regulated by this Ordinance;

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

THAT, the ordinance passed and enrolled on April 12, 2010, being Ordinance No. 1861, now known as the Schedule of Development Fees, be and the same is hereby amended by increasing the fee for special events sponsored by non-Alamo Heights organizations from \$100.00 to \$500.00; and

THAT, a new Sec. 16-150. Special Events Sponsored by Non-Alamo Heights-based Organizations Using City Right-of-Way, is hereby adopted as follows:

"Sec. 16-150. Special Events Sponsored by Non-Alamo Heights-based Organizations Using City Right-of-Way.

(a) Businesses or organizations whose primary address is not located within Alamo Heights are not eligible to hold special events (i.e. parades, races, runs, walks and other organized activities) utilizing City right-of-way in Alamo Heights, unless the event was previously authorized by a valid special event permit issued prior to the adoption of this section.

(b) Applications for events sponsored by non-Alamo Heights-based organizations which were authorized before adoption of this section will be reviewed by staff based on the following criteria to determine whether such event qualifies for another year:

- Whether the applicant is a non-profit or for-profit entity;

- The impact on the neighborhood regarding traffic, trash, parking, number of participants, noise and other relevant factors; and
 - Whether the sponsoring organization is in good standing with federal and state entity requirements.
- (c) The applicant shall follow all local, state and federal laws.
- (d) The fee for the Alamo Heights Chamber of Commerce Holiday Parade shall be \$100.00 and such event shall be exempt from the limitations in 16-150(a) and (b) above.
- (e) A report will be furnished by staff to City Council about the status of non-Alamo Heights-based events.
- (f) If an eligible non-Alamo Heights-based event is refused a permit for a subsequent year, the sponsoring entity may appeal the administrative decision to City Council.”

THAT, in the event that any provision of this Ordinance is held to be invalid, it is the intention of the City Council that this Ordinance be of no force and effect whatsoever; and

THAT, this Ordinance shall become effective immediately.

PASSED AND APPROVED this the 9th day of July, 2012.



MAYOR

ATTEST:



CITY SECRETARY

APPROVED AS TO FORM:



CITY ATTORNEY