

CITY OF DRIPPING SPRINGS

ORDINANCE No. 2024-\_\_\_

AN ORDINANCE OF THE CITY OF DRIPPING SPRINGS, TEXAS, AMENDING THE CITY OF DRIPPING SPRINGS SIGN ORDINANCE, CHAPTER 26, APPENDIX “K”, OF THE DRIPPING SPRINGS CODE OF ORDINANCES; ARTICLE 3.6. OFF-PREMISE SIGNS; EXTENDING THE TEMPORAL LIMITATION ON THE PLACEMENT OF OFF-PREMISE SIGNS AT THE CANNON RANCH SUBDIVISION TO THE OFF-PREMISE SIGN TO BE LOCATED AT LONE PEAK WAY AT HIGHWAY 290.

**WHEREAS**, the City Council of the City of Dripping Springs (“City Council”) seeks to promote uniform regulations and specifications for signs throughout the city limits and extraterritorial jurisdiction in order to uphold and further the intent and purposes of the City’s Sign Ordinance; and

**WHEREAS**, pursuant to Texas Local Government Code Section 51.001, the City has general authority to adopt an ordinance or police regulation that is for the good government, peace or order of the City and is necessary or proper for carrying out a power granted by law to the City; and

**WHEREAS**, pursuant to Chapter 211 of the Texas Local Government Code, the City has the general authority to regulate the use of land and construction of buildings; and

**WHEREAS**, pursuant to Chapter 216 of the Texas Local Government Code, the City has the specific authority to regulate signs; and

**WHEREAS**, the owners of the property more fully described in Attachment A to Appendix “K” of the City’s Sign Ordinance (the “Property”), have asked for, and the City Council approved, a series of approvals for signage as part of the development of the Cannon Ranch subdivision (the “Cannon Ranch Master Sign Plan”); and

**WHEREAS**, the City Council approved the placement of two off-premise signs as described in Exhibit D-4 to the Cannon Ranch Master Sign Plan; and

**WHEREAS**, the Cannon Ranch Master Sign Plan omitted reference to the temporal limit intended to apply to the Off-Premise sign approved for placement at Lone Peak Way at Highway 290 and described in the accompanying presentation of the Cannon Ranch Master Sign Plan; and

**WHEREAS**, the City Council finds that it is necessary and proper for the good government, peace or order of the City of Dripping Springs to adopt an ordinance clarifying the temporal limit for the Off-Premise sign approved for placement at Lone Peak Way

at Highway 290 within the Cannon Ranch Master Sign Plan.

**NOW, THEREFORE, BE IT ORDAINED by the Dripping Springs City Council:**

### **1. FINDINGS OF FACT**

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

### **2. ENACTMENT**

Chapter 26, Appendix “K”, Attachment “A”, Article 3.6 of the City of Dripping Springs Code of Ordinances is hereby established so to read in accordance with *Attachment “A”*, and all exhibits, which are attached hereto and incorporated into this Ordinance for all intents and purposes. Any underlined text shall be inserted into the Code and any struck-through text shall be deleted from the Code, as stated in *Attachment “A”*.

### **3. REPEALER**

To the extent reasonably possible, ordinances are to be read together in harmony. However, all ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

### **4. SEVERABILITY**

Should any of the clauses, sentences, paragraphs, sections, or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

### **5. CODIFICATION**

The City Secretary is hereby directed to record and publish the attached rules, regulations and policies in the City’s Code of Ordinances as authorized by Section 52.001 of the Texas Local Government Code.

### **6. EFFECTIVE DATE**

This Ordinance shall be effective immediately upon passage and publication of caption.

### **7. PROPER NOTICE & MEETING**

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was

also provided as required by Chapter 52 of the Texas Local Government Code.

**PASSED & APPROVED this, the \_\_\_ day of \_\_\_\_\_, 2024, by a vote of \_\_\_ (ayes) to \_\_\_ (nays) to \_\_\_ (abstentions) of the City Council of Dripping Springs, Texas.**

**CITY OF DRIPPING SPRINGS:**

*by:* \_\_\_\_\_  
Mayor Bill Foulds, Jr.

**ATTEST:**

\_\_\_\_\_  
Andrea Cunningham, City Secretary

### 3.6 Off-Premise Signs

**3.6.1** Owner may erect up to two (2) Off-Premise Signs at the approximate location shown in *Exhibit D*, with a written agreement from the property owner and any cotenant who shares the sign, if any. These include the following locations.

- i. Founders Park Replacement Monument at Ranch Road 12
- ii. Lone Peak Way at Hwy 290

**3.6.2** Building Materials: The Off-Premise Signs shall include all or a combination of the following materials:

- i. Founders Park Replacement Monument: Materials and structure shall be modeled from current and approved City of Dripping Springs parks and community services signs.
- ii. Lone Peak Way at Highway 290 shall include all or a combination of the following materials: Wood posts & framing, flatbed, direct print graphics onto a MDO with gloss lamination.

**3.6.3** Dimensions: Off-Premise Signs sizes shall be as follows:

- i. Founders Park Replacement Monument: The structure size shall be modeled from current and approved parks and community services signs.
- ii. Lone Peak Way at Hwy 290 sign will be up to 4'-6" wide and 6'-0" in height.

**3.6.4** Text Dimensions: The text on the signs will be as follows:

- i. Founders Park Replacement Monument: The text size shall be modeled from current and approved parks and community services signs.
- ii. Lone Peak Way at Highway 290: The text on the Off-Premise Sign will be up to 3'-6" wide and 5'-0" in height. Total sign area allowed is twenty-seven (27) square feet, as shown on *Exhibit D-4*

**3.6.5** Signs subject to this Off-Premise Sign section shall **NOT** be illuminated.

**3.6.6** The Builder's logo on the Founders Park Replacement Monument and the Lone Peak Way at Hwy 290 sign shall be removed after five (5) years from date of this ordinance. The date for removal may be extended by the Building Official for two-year terms if the houses within the subdivision are still being built and the sales office is still open, which extension shall not be unreasonably withheld. The extension shall not extend past one year of the last issued building permit following the provision of wastewater to all lots.