

CITY OF DRIPPING SPRINGS

ORDINANCE No. 2021-_____

AN ORDINANCE AMENDING APPENDIX A: ARTICLE A1.000 (GENERAL PROVISIONS) OF THE DRIPPING SPRINGS CODE OF ORDINANCES; AMENDING THE DRIPPING SPRINGS FEE SCHEDULE SECTION 15: FARMERS MARKET; PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; ENACTMENT; REPEALER, SEVERABILITY; PUBLICATION; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING.

WHEREAS, the City acknowledges that the cost of the Farmers Market services changes over time and should be updated; and

WHEREAS, the City Council finds that the attached schedule of fees is reasonable and prudent in light of the municipal resources expended in the review of site plan and subdivision refileing; 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, the fees approved and instituted by this ordinance are consistent with, and in accordance with, the annual budget for the City.

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

Appendix A, Article A1.000 of the City of Dripping Springs Code of Ordinances, Section 15 is amended so to read in accordance with Attachment “A”, which is 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 within Attachment “A”.

3. REPEALER

All ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.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.

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 19th day of January 2021, by a vote of ___ (ayes) to ___ (nays) to ___ (abstentions) of the City Council of Dripping Springs, Texas.

CITY OF DRIPPING SPRINGS:

Bill Foulds, Jr., Mayor

ATTEST:

Andrea Cunningham, City Secretary

CITY OF DRIPPING SPRINGS

MASTER FEE SCHEDULE

ARTICLE A1.000 (GENERAL PROVISIONS)

SECTION 15. FARMERS MARKET

15.1 Application Fee

15.1.1 Application: \$25.00, non-refundable

15.1.2 Annual Market Membership: \$25.00

15.2 Annual Holiday Market Application Fee: ~~\$20.00~~ \$25.00

15.3 Annual Special Event Participation Application Fee: \$40.00

15.4 Vendor Booth Rental Fee

15.4.1 Agricultural Producers: \$20.00/day

15.4.2 Ready to Eat / Value Added: \$22.00/day

15.4.3 Craft / Personal Care / Services: \$25.00/day

15.4.4 ~~Special Event Booth Rental: \$15.00/event~~ Shared Booth \$10.00/day

15.4.5 ~~Other Booth Rental Fees~~ Special Event Booth Rental \$35.00/day

15.5 Other Booth Rental Fees

(a) Weights: \$5.00/each

(b) Tent: \$20.00/each

(c) Electricity: \$5.00/booth

(d) Shared Booth: \$10.00/day

15.6 Mobile Food Vendor Inspection Fee: \$75.00; if required (an inspection is not required for a mobile food vendor with a valid permit and inspection within last six months from the City or a surrounding jurisdiction).

15.7 Penalty Fees

15.7.1 Late Set-Up: \$10.00

15.7.2 Late Booth Reservation Payment: \$10.00

~~15.7.3 Late Cancellation: Equal to Daily Booth Rental Fee for cancellations made after 2:00 Tuesday and up until 1:00 p.m. the Wednesday of the Farmers Market.~~

15.6.3 No Show: ~~Equal to Daily Booth Rental Fee~~ plus \$10.00 for vendors that do not show or cancel after 1:00 p.m. the Wednesday of the Farmers Market.

15.8 Applicants may request a reduction or waiver of fees, which may be granted by the Farmers Market Association Board.

15.9 Friends of Dripping Springs Farmers Market Program Fees

- 15.9.1 Annual Individual Membership - \$30.00 (1 person)
- 15.9.2 Annual Family Membership - \$55.00 (up to 4 people)
- 15.9.3 Annual Corporate Membership - \$250.00 (up to 10 employees)