

49 Motion picture productions means all activity attendant to staging or shooting
50 commercial motion pictures, television shows or programs, and commercially
51 prepared radio broadcasts.

52
53 **Sec. 6.192 - Restrictions and prohibitions.**

54
55 No person shall engage in any motion picture, radio, or television production
56 activity which would constitute a hazard to public safety or interfere with or
57 endanger the public peace or rights of residents to the quiet, peaceful, and
58 unmolested enjoyment of their property.

59
60 **Sec. 6-193. - Penalty; additional remedies.**

61
62 Any person who violates a provision of these rules and any person who is the permit
63 holder of or otherwise conducts motion picture productions that does not comply
64 with the requirements of these rules and any responsible officer of that permit
65 holder or those persons shall be fined not more than \$2,000.00 per day. In addition,
66 the city may seek to enjoin violations of these rules.

67
68 **Secs. 6-194—6-220. - Reserved.**

69
70 **DIVISION 2. - PERMIT**

71
72 **Sec. 6-221. – Permit required.**

73
74 No person shall engage in, conduct, or carry on the business of motion picture
75 productions on private or public property without a permit issued under the
76 provisions of this article, with the following exceptions:

- 77 (a) Reporters, photographers, or cameramen in the employ of a newspaper,
78 news service, radio broadcasting station, or similar entity engaged in on-
79 the-spot broadcasting of news events concerning those persons, scenes, or
80 occurrences which are in the news and of general public interest.
81 (b) Any motion picture, television, or radio broadcasting studio operating at its
82 established or fixed place of business in the City.
83 (c) A real estate agent engaged in video recording a property on behalf of the
84 real estate agent's client.

85
86 **Sec. 6-222. – Applications for permits.**

87
88 Applications for motion picture production permits shall be filed with the city and
89 shall comply with the following requirements:

- 90
91 (a) Completion of an application on the form designated by the city, and signed
92 by the applicant under penalty of perjury.
93 (b) Applications shall be filed a minimum of thirty (30) days prior to the date
94 requested for issuance of the permit.
95 (c) Payment of the fee as prescribed by council.
96 (d) Such other information as required by the city.

- 97 (e) Renewal permit applications shall be filed a minimum of thirty (30) days
98 prior to expiration of any existing permit.
99 (f) Where the applicant is a corporation, association, partnership, or other legal
100 entity, applicant shall mean each partner, officer, director, and each
101 shareholder owning or controlling more than ten percent (10%) of such
102 entity.

103
104 **Sec. 6-223. – General criteria for issuance or denial of permit.**

- 105
106 (a) The city secretary shall review each application for a permit and shall
107 determine if the application is complete.
108 (b) Within ten days of receipt of an application, the chief of police or the chief
109 of police’s designee shall either:
110 (1) Notify the city secretary that the requested permitted activity or
111 activities do not pose a significant risk to public health or safety; or
112 (2) Notify the city secretary that the requested permitted activity or
113 activities pose a significant risk to public health or safety and that it
114 should be denied.
115 (c) Within ten days of receipt of an application, the city secretary shall either:
116 (1) Issue a permit to the applicant as provided in this article;
117 (2) Notify the applicant that the application does not comply with the
118 requirements of this article, in which event the city secretary shall
119 specifically point out what information has not been furnished that is
120 required before a permit can be issued, or what risk to public health or
121 safety the requested permitted activity or activities would pose; or
122 (3) Deny the permit, in which event the denial shall automatically be
123 appealed to the city council.
124 (d) Any permit application denied by the city secretary shall automatically be
125 appealed to the city council. The city secretary shall, within three days of
126 any denial, notify the mayor of the appeal and ensure that the application is
127 placed on the next regular agenda of the city council for consideration. The
128 city council shall review the action of the city secretary and shall either
129 affirm or overrule the denial of the permit. If the action of the city secretary
130 is overruled, the permit shall be issued. If the action of the city secretary is
131 affirmed, the denial of the permit shall be appealed as provided in section
132 6-226.
133 (e) A permit application may be denied if:
134 (1) One or more of the statements made in the permit application is not
135 true; or
136 (2) The requested permitted activity or activities pose a significant,
137 unmitigable, risk to public health or safety as determined by the chief
138 of police or the chief of police’s designee; or
139 (3) engaging in the activity will substantially disrupt the peace and quiet
140 of any area in the city; or
141 (4) engaging in the activity will substantially impact upon traffic within
142 any area of the city; or
143 (5) engaging in the activity at the proposed location will be incompatible
144 with other uses in the vicinity; or

- 145 (6) if the application is for renewal of a permit, that the applicant has
146 violated conditions of the previous permit, or ordinances or regulations
147 of the city in the conduct of the business or activity; or
148 (7) the building, structure, premises, or the equipment used to conduct the
149 business activity, fails to comply with all applicable health, zoning,
150 fire, building and safety laws of the State of Texas or of the City of
151 Rollingwood.
152 (f) When one or more of the findings is negative to the applicant, a permit may
153 be conditionally issued to the applicant where unique circumstances exist
154 which justify issuance of the permit, and provided that appropriate
155 conditions are imposed on the permit to protect the public health, welfare
156 and safety.

157
158 **Sec. 6-224. – Transfer of permit.**

159
160 Prior to transfer of ownership, the transferee "applicant" as defined in section 6-222
161 of this article shall complete the transfer form designated by the City, and shall pay
162 the transfer fee designated by Council resolution. Transfer of the permit to the new
163 applicant for the remainder of the license term will be approved if the applicant
164 meets the criteria of section 6-223 of this article.

165
166 **Sec. 6-225. - Revocation of permit.**

- 167
168 (a) If, after issuance of a motion picture production permit, it is determined that
169 the applicant has knowingly given false or misleading information on his
170 application, the motion picture production permit shall be revoked by the
171 city secretary.
172 (b) If a permit holder is convicted of theft or fraud or a violation of any state
173 penal law in connection with the motion picture production for which that
174 permit was issued, that motion picture production permit shall be revoked
175 by the city secretary.
176 (c) If a person holding a motion picture production permit from the city violates
177 any provision of this article, that person's motion picture production permit
178 shall be revoked by the city secretary.
179 (d) Any permit revoked by the city secretary shall automatically be appealed to
180 the city council. The city secretary shall, within three days of any
181 revocation, notify the mayor of the appeal and ensure that the revocation is
182 placed on the next regular agenda of the city council for consideration. The
183 city council shall review the action of the city secretary and shall either
184 affirm or overrule the permit revocation. If the action of the city secretary
185 is overruled, the permit shall be reinstated. If the action of the city secretary
186 is affirmed, the revocation of the permit shall be appealed as provided
187 in section 6-226.

188
189 **Sec. 6-226. - Appeal of action on permit.**

- 190
191 (a) In the event that any permit application is finally denied or a permit is finally
192 revoked by the city council under the terms of this article, the city, acting

193 by and through the city attorney or his designee, shall, within five working
194 days following such denial or revocation, apply to a court of competent
195 jurisdiction for a judicial determination as to whether the proposed activities
196 described in the application may be prohibited or the permit revoked,
197 naming the applicant or permittee as a party defendant. The city shall exert
198 every reasonable effort to have the matter heard on its merits without delay,
199 and as soon as legally possible. The burden of showing that the proposed
200 activities may be prohibited or the permit revoked shall rest on the city.

201 (b) If the issue for judicial determination is not heard and decided on the merits
202 by the court within ten working days from the date the complaint is filed,
203 then an interim 30-day permit shall be deemed issued under this article to
204 the applicant by operation of law, and all activities proposed to be carried
205 on in the application or under the original permit may be carried on just as
206 though a permit had been duly issued by the city secretary, subject to the
207 restrictions and obligations set forth in this article.

208 (c) The interim permit shall be deemed renewed for successive 30-day periods
209 for so long as no judicial determination has been made and from the time
210 such determination is made until the time for appeal therefrom has expired.

211 (d) Should either party appeal from the judicial determination, an interim
212 permit shall be deemed issued under this article to the applicant by operation
213 of law as of the date the notice of appeal is filed, and all activities proposed
214 to be carried on in the application or under the original permit may be
215 carried on just as though the permit had been duly issued by the city
216 secretary, subject to the restrictions and obligations set forth in this article.
217 The interim permit shall be deemed renewed for successive 30-day periods
218 and shall continue in effect as provided hereinabove until a final and binding
219 appellate decision has been reached. If the city appeals an adverse judicial
220 determination, it shall file its notice of appeal within five working days
221 following the determination.

222
223 **Sec. 6-227. - Permit certificate.**
224

225 For every permit issued under the provisions of this article, the permittee shall be
226 issued a permit certificate which shall contain the following information: name of
227 permittee, permit number, date of expiration of permit, and the signature of the city
228 secretary. It is unlawful for any person to engage in motion picture production
229 within the corporate limits of the city without having such a certificate in his
230 possession, or to fail or refuse to show or display such certificate upon the request
231 of any person while the permittee is engaging in motion picture production.
232

233 **Sec. 6-228. - Responsibility of permittee for acts of representatives.**
234

235 The permittee shall be responsible for the acts of his authorized representatives in
236 connection with each motion picture production permit.
237

238 **SECTION 3.** All provisions of the ordinances of the City of Rollingwood in conflict with the
239 provisions of this ordinance are hereby repealed to the extent of such conflict, and all other

240 provisions of the ordinances of the City of Rollingwood not in conflict with the provisions of this
241 ordinance shall remain in full force and effect.

242
243 **SECTION 4.** Should any sentence, paragraph, clause, phrase or section of this ordinance be
244 adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of
245 this ordinance as a whole, or any part or provision thereof other than the part so decided to be
246 invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a
247 whole.

248
249 **SECTION 5.** This ordinance shall take effect immediately from and after its passage and the
250 publication of the caption as the law provides.

251
252 **APPROVED, PASSED AND ADOPTED** by the City Council of the City of Rollingwood, Texas,
253 on the 13th day of May, 2026.

254
255 APPROVED:
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257
258
259 _____
260 Gavin Massingill, Mayor

261 ATTEST:
262
263
264 _____
265 Alun Thomas, City Administrator