

ORDINANCE NO. 2024-27

AN ORDINANCE OF THE CITY OF BOERNE, TX, AMENDING THE UNIFIED DEVELOPMENT CODE ADOPTED BY ORDINANCE NO. 2020-29 ON NOVEMBER 24, 2020, INCLUDING BUT NOT LIMITED TO SECTION 2-11.B.9 - HISTORIC PRESERVATION TAX EXEMPTION, AND SECTION 3-11.G.1.A - HISTORIC DISTRICT PROHIBITED SIGN TYPES; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A PENALTY FOR VIOLATION; AND CONTAINING A SEVERANCE CLAUSE.

WHEREAS, compliance with the City of Boerne Comprehensive Master Plan (“the Plan”) necessitates the update and consolidation of the Unified Development Code (UDC) ordinance; and

WHEREAS, the City Council finds it is in the best interests of the health, safety and welfare of the citizens of Boerne that the City’s Unified Development Code (UDC) promote high quality commercial uses, transparency and protection of residential neighborhoods; and

WHEREAS, the City has complied with all requirements of Chapters 211 and 212 of the Texas Local Government Code and all other laws dealing with notice, publication, and procedural requirements for the approval of the regulations in the Unified Development Code; and

WHEREAS, the City Council of the City of Boerne conducted a public hearing in order to get public input regarding the amendments to the Unified Development Code on December 10, 2024; and

WHEREAS, the City Council of the City of Boerne finds that the Unified Development Code adopted herein accomplishes the purposes set forth above and the purpose of preserving places and areas of historical, cultural, or architectural importance and significance, and is in the best interests of the public health, safety, morals, and general welfare of the public.

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

Section 1.

That Ordinance No. 2020-29, captioned “Boerne Unified Development Code” is hereby amended as attached hereto as Exhibit A.

Section 2.

That all other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they are in conflict.

Section 3.

That if any provisions of this ordinance shall be held void or unconstitutional, it is hereby provided that all other parts of the same which are not held void or unconstitutional shall remain in full force and effect.

Section 4.

The fines and penalties set forth in the Unified Development Code are hereby adopted and approved

by City Council and the City Secretary shall provide for publication related to this Ordinance to the extent required by law.

Section 5.

This ordinance will take effect upon the second and final reading of same.

PASSED AND APPROVED on this the first reading the 10 day of December, 2024.

PASSED, APPROVED AND ADOPTED on this the second reading the ____ day of January, 2025.

APPROVED:

ATTEST:

Mayor

City Secretary

APPROVED AS TO FORM:

City Attorney