

ORDINANCE NO. 2021-18

AN ORDINANCE OF THE CITY OF BOERNE, TEXAS, ENACTING GUIDELINES FOR FILMING WITHIN THE CITY LIMITS; ESTABLISHING PERMIT REQUIREMENTS AND FEES FOR THE USE OF AND/OR CLOSURE OF CITY RIGHTS-OF-WAY, STRUCTURES AND SERVICES; REQUIRING NEIGHBOR NOTIFICATION AND LIABILITY INSURANCE; CONTAINING AN ADMINISTRATIVE PENALTY; CONTAINING A REPEALER; CONTAINING A SEVERANCE CLAUSE; AND SETTING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Boerne recognizes that on-location commercial filming is good business for the community and can promote economic activity and so desires to be a Film Friendly Texas Community; and

WHEREAS, the filming guidelines and permit regulations are intended to create a program for promoting economic development activity while protecting the personal and property rights of Boerne citizens and business; and

WHEREAS, the City Council finds that it is necessary for these economic development goals and for the health, safety, and welfare of the public to adopt an ordinance governing filmmaking within and around the City of Boerne.

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

Section 1.

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

Section 2.

The Guidelines for Filming in Boerne, Texas, attached as "Exhibit A" to this Ordinance ("the Guidelines") are hereby approved and authorized by the City of Boerne for all professional filming occurring within the city limits of Boerne, Texas.

Section 3.

Persons or entities wishing to conduct commercial movie or television production or any type of filming or taping activities in the City of Boerne shall apply for a Permit pursuant to the Guidelines and shall not conduct any such activities without first obtaining a Permit from the City. Said persons or entities shall follow all of the Guidelines while engaged in production, filming, or taping activities in the City of Boerne and shall pay all relevant fees in accordance with the City's Fee Ordinance.

Section 4.

Failure to follow the Guidelines or failure to pay required fees may result in no permit being issued and/or the revocation of a permit issued pursuant to this Ordinance, and/or a notice to stop filming and assessment of administrative penalties as set forth in the City's Fee Ordinance.

Section 5.

That all other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they are in conflict.

Section 6.

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 7.

This ordinance will take effect immediately upon passage.

PASSED AND APPROVED on this the first reading the 25th day of May, 2021.

PASSED, APPROVED AND ADOPTED on this the second reading the ____ day of June, 2021.

APPROVED:

Mayor

ATTEST:

City Secretary

APPROVED AS TO FORM:

City Attorney

EXHIBIT A

