ORDINANCE NO. _____

AN ORDINANCE AMENDING THE TOWN OF HORIZON CITY MASTER PLAN FOR PARKS AND OPEN SPACE; ADOPTING THE REVISED PARKS, RECREATION AND OPEN SPACE MASTER PLAN; PROVIDING FINDINGS THAT THE PLAN SUPPORTS THE TOWN'S COMPREHENSIVE PLAN, CAPITAL IMPROVEMENT PROGRAM, PARKLAND DEDICATION REQUIREMENTS, AND LONG-RANGE RECREATIONAL NEEDS; PROVIDING FOR SEVERABILITY, REPEALER, PROPER NOTICE, AND EFFECTIVE DATE; AND DIRECTING THE PLANNING DIRECTOR TO IMPLEMENT THE AMENDED PLAN.

WHEREAS, the Town of Horizon City, Texas (the "Town"), is a home-rule municipality acting pursuant to its Home Rule Charter, the Constitution and laws of the State of Texas, and its lawful municipal planning authority; and

WHEREAS, the Town has previously adopted a Master Plan for Parks and Open Space to guide the acquisition, development, improvement, maintenance, and long-range planning of parks, recreational facilities, trails, open spaces, and related public amenities; and

WHEREAS, the Town's Comprehensive and Strategic Plan recognizes parks and open space as essential components of the Town's physical development, quality of life, and public infrastructure, community character, and long-range planning; and

WHEREAS, the Town Council finds that population growth, residential development, changing recreational needs, capital improvement priorities, and the need for an equitable and coordinated system of parks and recreational facilities warrant periodic review and amendment of the Town's parks and open space planning policies; and

WHEREAS, the Town has caused the existing Master Plan for Parks and Open Space to be reviewed and has prepared a revised **Parks, Recreation and Open Space Master Plan** to establish updated goals, policies, standards, service areas, facility needs, capital priorities, implementation strategies, and other recommendations for the Town's parks, recreation, trails, and open-space system; and

WHEREAS, the revised Parks, Recreation and Open Space Master Plan is intended to serve as a long-range policy and implementation guide and to coordinate future park improvements with anticipated growth, development, the Town's Comprehensive Plan, Capital Improvement Program, subdivision regulations, parkland dedication requirements, and other applicable plans and policies; and

WHEREAS, the Town Council finds that maintaining an adopted parks, recreation and open-space master plan provides a rational planning basis for identifying existing and future recreational needs, evaluating levels of service, establishing park service areas, prioritizing capital improvements, and coordinating public and private investment in recreational facilities; and

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WHEREAS, the Town Council further finds that the revised Plan provides planning support for the Town's parkland dedication and fee-in-lieu requirements by identifying existing facilities, future needs, service areas, capital improvements, and recreational demands associated with existing and anticipated development; and

WHEREAS, the Town Council intends that any application of parkland dedication, fee-in-lieu, park development, or related development requirements shall remain subject to the Town's duly adopted subdivision regulations and applicable state law, and nothing in this Ordinance or the revised Plan shall independently impose a development fee or dedication requirement not otherwise authorized by law; and

WHEREAS, the Town Council intends that any application of parkland dedication, fee-in-lieu park development, or related development requirements shall remain subject to the Town's duly adopted subdivision regulations and applicable state law, and nothing in this Ordinance or the revised Plan shall independently impose a development fee or dedication requirement not otherwise authorized by law; and

WHEREAS, the Town Council intends that any application of parkland dedication, fee-in-lieu,

WHEREAS, the Planning and Zoning Commission reviewed the proposed amendment to the Master Plan for Parks and Open Space and, following consideration thereof, made its recommendation to the Town Council; and

WHEREAS, the Planning and Zoning Commission reviewed the proposed amendment to the Master Plan for Parks and Open Space and, following consideration thereof, made its recommendation to the Town Council; and

WHEREAS, after notice as required by applicable law and Town regulations, the Town Council conducted a public hearing at which interested persons were provided an opportunity to provide testimony and written evidence concerning the proposed amendment; and

WHEREAS, after considering the revised Plan, the recommendation of the Planning and Zoning Commission, public testimony, Town planning objectives, and the long-range recreational needs of the community, the Town Council finds that adoption of the revised Parks, Recreation and Open Space Master Plan promotes the public health, safety, welfare, and orderly development of the Town.

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

SECTION 2. AMENDMENT OF MASTER PLAN FOR PARKS AND OPEN SPACE

The Town of Horizon City Master Plan for Parks and Open Space is hereby amended and updated by the adoption of the revised **Town of Horizon City Parks, Recreation and Open Space Master Plan**, attached to this Ordinance as **Exhibit "A"** and incorporated herein by reference for all purposes.

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Upon the effective date of this Ordinance, Exhibit "A" shall constitute the Town's officially adopted Parks, Recreation and Open Space Master Plan and shall supersede prior versions of the Master Plan for Parks and Open Space to the extent of any conflict or inconsistency.

SECTION 3. RELATIONSHIP TO THE COMPREHENSIVE PLAN

The Town Council finds that the Parks, Recreation and Open Space Master Plan is consistent with and supports the goals, policies, growth strategies, land-use framework, infrastructure planning, community facilities planning, and quality-of-life objectives contained in the Town's adopted Comprehensive Plan.

The Parks, Recreation and Open Space Master Plan shall be used as a supporting functional plan in the interpretation, implementation, and future amendment of the Town's Comprehensive Plan as it relates to parks, recreation, trails, open space, public facilities, and related community infrastructure.

In the event of an inconsistency between the Parks, Recreation and Open Space Master Plan and the Comprehensive Plan, the Town Council shall determine the appropriate policy interpretation and may amend either plan as authorized by law.

SECTION 4. CAPITAL IMPROVEMENT PROGRAM

The Town Council finds that the Parks, Recreation and Open Space Master Plan provides a long-range planning framework for the Town's Capital Improvement Program as it relates to parks, recreation, trails, open space, and associated facilities.

The priorities, projects, cost estimates, schedules, and recommendations identified in the Plan may be considered by the Town Council during preparation and adoption of annual budgets, multiyear capital improvement programs, grant applications, bond programs, development agreements, and other funding decisions.

Identification of a project within the Plan does not, by itself, appropriate funds or obligate the Town to construct, acquire, or fund a particular project. All expenditure remains subject to appropriation and approval by the Town Council.

SECTION 5. PARKLAND DEDICATION AND DEVELOPMENT REQUIREMENTS

The Town Council finds that the Parks, Recreation and Open Space Master Plan provides planning information relevant to administration of the Town's parkland dedication requirements, including identification of existing and future park needs, recreational demand, park service areas, facility needs, and capital improvements.

The Planning Director and other appropriate Town officials may utilize the Plan when administering the parkland dedication and fee-in-lieu provisions contained in the Town's Subdivision Ordinance, including evaluation of proposed parkland, park locations, recreational facilities, service areas, credits, capital improvements, and other matters authorized under the Town's duly adopted regulations.

Nothing contained in this section shall be interpreted as independently establishing a parkland dedication, fee, exaction, or development requirement. All such requirements shall be imposed only pursuant to the Town's applicable ordinances and in accordance with Texas law.

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SECTION 6. PARK SERVICE AREAS

The park service areas, service standards, facility classifications, recreational needs, and related planning criteria identified in the Parks, Recreation and Open Space Master Plan are hereby recognized as the Town's adopted planning framework for evaluating the geographic distribution and long-range provision of parks and recreational facilities.

Park service areas may be utilized for planning purposes, including identification of underserved areas, evaluation of proposed parkland dedication, prioritization of capital improvements, planning for future park acquisition, and coordination of recreational facilities with new development.

The designation of a park service area does not create an entitlement to a particular improvement or require expenditure of Town funds unless separately authorized by the Town Council.

SECTION 7. LONG-RANGE RECREATIONAL NEEDS

The Town Council finds that implementation of the Parks, Recreation and Open Space Master Plan will assist the Town in addressing long-range recreational needs by:

1. Identifying existing and projected park and recreational facility needs;
2. Establishing appropriate classifications, service areas, and planning standards for parks and recreational facilities;
3. Identifying opportunities for trails, pedestrian connections, greenways, and open-space preservation;
4. Coordinating park improvements with residential growth and development;
5. Providing a framework for prioritizing capital improvements and pursuing grants and other funding opportunities;
6. Supporting equitable geographic distribution and accessibility of recreational facilities;
7. Coordinating public park improvements with appropriate private recreational facilities and other community resources; and
8. Providing a basis for periodic evaluation and amendment of the Town's parks and recreation policies as community conditions and recreational needs change.

SECTION 8. IMPLEMENTATION AND ADMINISTRATION

The Planning Director is hereby directed and authorized to implement and administer the Parks, Recreation and Open Space Master Plan in coordination with the Town Administrator, Public Works Department, Finance Department, Building Services, and other Town departments and officials, as appropriate.

The Planning Director shall maintain the official copy of the Plan and shall incorporate, as appropriate, into the Town's development review, subdivision review, capital planning, comprehensive planning, grant preparation, and long-range planning processes.

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The Planning Director may recommend administrative updates, technical corrections, mapping updates, implementation schedules, capital priorities, or substantive amendments to the Plan when necessary to respond to changing conditions, development patterns, population growth, recreational needs, or changes in applicable law.

Any substantive amendment requiring legislative action shall be presented to the Planning and Zoning Commission and Town Council in accordance with applicable law and Town procedures.

SECTION 9. PERIODIC REVIEW

The Town shall periodically review the Parks, Recreation and Open Space Master Plan to evaluate implementation progress, changing demographic conditions, development patterns, facility needs, capital priorities, and applicable funding or grant requirements.

Nothing herein prevents the Town Council from reviewing or amending the Plan at an earlier time when determined to be in the public interest.

SECTION 10. NO CREATION OF PRIVATE RIGHTS

The Parks, Recreation and Open Space Master Plan is a policy and planning document. Except where a requirement is separately established by ordinance or other applicable law, neither the Plan nor this Ordinance shall be construed to create a private cause of action, vested right, development entitlement, contractual obligation, or obligation requiring the Town to acquire property, construct a facility, or expend public funds.

SECTION 11. SEVERABILITY

Should any section, subsection, sentence, clause, phrase, or provision of this Ordinance or the Plan adopted hereby be held unconstitutional, illegal, invalid, or unenforceable by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance, and the Town Council hereby declares that it would have adopted the remaining portions notwithstanding such invalidity.

SECTION 12. REPEALER

All ordinances, resolutions, policies, plans, or portions thereof in conflict with this Ordinance are hereby repealed to the extent of such conflict only.

Except as expressly amended or superseded by this Ordinance, all other ordinances, regulations, plans, and policies of the Town shall remain in full force and effect.

SECTION 13. PROPER NOTICE AND OPEN MEETINGS

It is hereby officially found and determined that the meeting at which this Ordinance was considered and adopted was open to the public as required by law and that public notice of the time, place, and purpose of said meeting was given as required by the Texas Open Meetings Act and other applicable law.

The Town Council further finds that all notices, hearings, reviews, and recommendations required for adoption of this amendment were provided or conducted in accordance with applicable law and Town requirements.

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SECTION 14. EFFECTIVE DATE

This Ordinance shall take effect immediately upon its passage, approval, and adoption, and upon completion of any publication or other procedural requirement required by the Town Charter or applicable law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE TOWN OF HORIZON CITY, TEXAS, ON THIS THE ____ DAY OF _____2026.

TOWN OF HORIZON CITY

_____
Andres Renteria, Mayor

ATTEST:

_____
Elvia Schuller
City Clerk

APPROVED AS TO FORM:

_____
Sylvia Borunda Firth
City Attorney

APPROVED AS TO CONTENT:

_____
Arturo Rubio
Planning Director

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Exhibit "A"

Exhibit "A" is incorporated into and adopted by Ordinance No. _____.

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