

ORDINANCE NO. 2023-32

AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING THE CITY CODE OF ORDINANCES SECTION 74-38 GOLF COURSE RATES; PROVIDING FOR SEVERABILITY AND OPEN MEETINGS CLAUSES; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR OTHER RELATED MATTERS.

WHEREAS, the City provides, or causes to be provided, golf services to the citizens of the City of Burnet and to the general public; and

WHEREAS, in order to administer the operations of the course, facilitate the efficient implementation of this Article, provide an inviting golfing experience, and protect the best interest of the city, City Council delegates course rule making authority to the City Manager; and

WHEREAS, in order to properly manage the golf course and remain fiscally responsible to its citizens certain reasonable daily rates and dues are proper to assess; and

WHEREAS City Council finds that the following dues and rates are reasonable and fair given the golf services provided.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT;

Section. 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section. 2. Amendment. Section 74-38 Golf Course Rates of the City of Burnet Code of Ordinance shall be amended in its entirety as follows:

Section 74-38 Golf Course Rates. Rates established for use of the Golf Course do not include applicable sales tax and are as follows:

(a) DAILY RATES

GREEN FEES	Weekday Rate	Friday Rate	Weekend/Holiday Rate
18 Holes*	\$ 32.00	\$37.00	\$42.00
9 Holes**	\$20.00	\$23.00	\$25.00
Twilight Rate***	\$22.00	\$26.00	\$30.00

*Seniors, Juniors, Active-Military and First Responders shall receive a \$5.00 discount off 18-hole rates. Discounts do not apply to Twilight Rates or discounted rates.

**Seniors, Juniors, Active-Military and First Responders shall receive a \$2.00 discount off 9-hole rates. Discounts do not apply to Twilight Rates or discounted rates.

***Children fourteen (14) years of age and under shall receive a free Green Fee and Cart during Twilight hours with a paying adult (1 child for each paying adult).

Members of the BCISD Junior High and High School Golf Teams shall receive a free Green Fee during Twilight hours (Cart not included).

RANGE BALLS*	Rate
Standard Rate	\$6.46
Junior Rate	\$2.77
<i>*Sales tax not included</i>	

CART/TRAIL FEES

The Cart Fees for use of a Public Cart are:

Cart 18 Holes - per person*	\$18.00
Cart 9 Holes - per person*	\$15.00
Twilight Cart – per person*	\$14.00
Private Cart Trail Fee - per cart 9 or 18 Holes	\$15.00

**Sales tax not included*

All players who use a City owned cart must pay a Cart Fee. Anyone over the age of 14 riding in a City owned cart not playing shall be required to pay the applicable Cart Fee.

All players who use a Private Cart must pay a Trail Fee.

(b) ANNUAL DUES AND MONTHLY RATES

The following rates are charged to permit play in lieu of posted daily rates.

Type	ANNUAL DUES* (12 Month Commitment)			NON COMMITMENT
	Annual Payment	Semi-annual Payment	Monthly Payment	Monthly Payment**
Single	\$ 1,082.00	\$ 568.00	\$ 99.00	\$ 124.00
Spouse	\$ 541.00	\$ 284.00	\$ 50.00	\$ 63.00
Junior	\$ 361.00	\$ 190.00	\$ 33.00	\$ 42.00
Trail Fee – Single Cart	\$ 578.00	\$ 303.00	\$ 53.00	\$ 67.00
Trail Fee – Second Cart	\$ 289.00	\$ 152.00	\$ 27.00	\$ 34.00
Cart Storage – Single Stall***	\$ 509.00	\$ 266.98	\$ 47.11	\$ 59.12
Cart Storage – Second Stall***	\$ 254.97	\$ 133.95	\$ 23.09	\$ 29.56
Cart Rental – Single Cart***	\$ 969.98	\$ 509.00	\$ 88.68	\$ 110.86
Cart Rental – Second Cart***	\$ 484.99	\$ 254.97	\$ 44.34	\$ 55.43

* When player commits to a twelve (12) month program (October through September of the current year).

**The non-commitment rate applies to players who wish to pay a monthly rate but do not want to commit to a 12-month program. The non-commitment rate is based on calendar months.

***Does not include sales tax.

ANNUAL DUES AND MONTHLY RATE RESTRICTIONS:

- Spouse rate only applies to spouse of Annual Dues and Monthly Single Player.
- Annual and Monthly dues are non-transferable.
- Annual Dues Player must commit to twelve (12) month program (October through September) of the current fiscal year to be eligible for semi-annual or monthly payments.
- Second Cart must be owned and/or operated by the Spouse or minor child of the Single Player.
- New Annual Dues Players who join after the beginning of the fiscal year and have not been an Annual Dues Player in the last twelve (12) months, shall be eligible to enroll on the semi-annual or monthly payment plan for the remainder of the current fiscal year.

- Annual Dues and Monthly Players may be subject to designated tee times as established by the Administrator.
- Annual Dues Players and Monthly Players who use a private cart must pay a Trail Fee.
- Annual Dues Players and Monthly Players who use a City owned cart must pay a Cart Fee.
- In the event an Annual Dues Player is unable to play for a period of thirty (30) consecutive days or more due to an illness or injury, then with medical verification of said illness or injury, the Administrator shall have the authority to suspend, or in the event of pre-payment refund, that portion of the fees incurred during the period of absence.

(c) GENERAL RATE PROVISIONS

- (1) The Administrator, as he or she may reasonably determine to be in the best interest of the City, is authorized to do any of the following:
 - A. establish Promotional Rates and implement Dynamic Pricing to effectively manage utilization and income generation of the Golf Course;
 - B. establish player programs as the Administrator finds appropriate; and
 - C. establish fees and charges for other goods and services not specifically established by ordinance.
- (2) This Article does not constitute an offer of contract between the City and any person and shall not be construed as such.
- (3) Payment of a fee or dues as prescribe by this Article gives the payer a license to use the Golf Course which is revocable, without refund, by the Administrator for violation of any law, ordinance or Golf Course Administrative Rule.

Section 3. Severability. Should any section or part of this ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance for any reasons thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portion or portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this ordinance are declared to be severable.

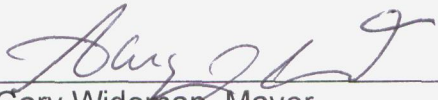
Section 4. Effective Date. This ordinance shall take effect immediately from and after its passage in accordance with the provisions of the *Tex. Loc. Gov't. Code*.

Section 5. Open Meetings. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code; as suspended, or otherwise modified, by executive orders of the governor of this state in response to the COVID-19 pandemic.

PASSED AND APPROVED on first reading this the 11th day of July, 2023.


FINALLY PASSED AND APPROVED on this the 25th day of July, 2023.

CITY OF BURNET, TEXAS



Gary Wideman, Mayor

ATTEST:



Kelly Dix, City Secretary

