

**ORDINANCE NO. 2017-05**

**AN ORDINANCE OF THE CITY OF UVALDE, TEXAS APPROVING,  
ADOPTING AND AMENDING CHAPTER 2.52 OF THE UVALDE  
MUNICIPAL CODE FOR GRAND OPERA HOUSE ADVISORY  
COMMITTEE AND CHAPTER 12.36 GRAND OPERA HOUSE.**

**WHEREAS**, the City Council of the City of Uvalde finds that operating and maintaining the Grand Opera House adds to the quality of life of Uvalde residents;

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF UVALDE, TEXAS THAT:**

**Section 1. Adoption of Findings of Fact.** The findings and recitations set out in this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

**Section 3. Amendment of Chapter 12.36 Grand Opera House**

Delete section 12.36.020 C.

Amend section 12.36.020 D by replacing “city manager” with “theatre manager.”

Amend section 12.36.030 to replace each occurrence of “city manager” with “theatre manager.”

Amend section 12.36.040 A and D by “arts in education.”

Add section 12.36.040 E which states:

An Arts in Education use is a licensable use if the participants of the program are under eighteen and the theatre manger deems it to be an educational experience for them.

Amend section 12.36.050 to read:

- A. The commercial license fee is \$700 for one day and will include the use of the opera house ticketing system.
- B. The license fee for non-profit, charitable or Arts in Education use for one day is \$275.
- C. One day is defined as 8 consecutive hours beginning no earlier than 8 a.m. and ending no later than 11 p.m. This includes any get in and get out time and rehearsal time.
- D. Any additional hours will be charged at \$30 an hour. But no more than three individual hours per day will be granted. Anything exceeding three hours will count toward a full eight-hour day and will be charged accordingly.
- E. If the licensed use requires additional time for the installation and removal of equipment, the licensee must pay for the additional time at a rate equal to one-half the applicable license fee, for the additional time actually required.

Amend section 12.36.080 in its entirety to say:

In the event that a group would like to use the Opera House for more than a week, a contract may be negotiated with the City.

If the Theatre Manager or City Manager deems it appropriate, a financial deal may be negotiated wherein the hire fee will be determined by a percentage of the box office or a reduced rate for shows co-sponsored by the Opera House.

**Section 4. Conflicting Ordinances.** All ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance as adopted herein, are hereby amended to the extent of such conflict. In the event of a conflict or inconsistency between this Ordinance and any other code or ordinance of the City, the terms and provisions of this Ordinance shall govern.

**Section 5. Effective Date.** This Ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Tex. Loc. Gov't. Code and the City Charter.

**Section 6. Severability.** It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and, if any phrase, sentence, paragraph or section of this Ordinance should be declared invalid by the final judgement or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City council without the incorporation of the Ordinance of any such invalid phrase, clause, sentence paragraph or section. If any provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity shall not affect other provision or application of this Ordinance which can be given effect without the invalid provision, and to this end the provisions of this Ordinance are declared to be severable.

**Section 7. Open Meetings.** It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act.

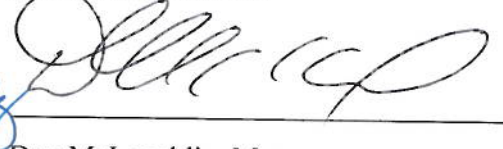
**PASSED AND APPROVED** on the 11 day of July, 2017.

**ATTEST:**



Sorayda Sanchez, City Secretary

**CITY OF UVALDE**



Don McLaughlin, Mayor