
MEETING NOTICE

The City Council of the City of Woodcreek, Texas will conduct a meeting at 121 Camp Young Judaea Rd., Woodcreek, Texas 78676. The meeting will be held on Wednesday, August 23, 2023 at 3:00PM.

The public may watch this meeting live at the following link:

<https://zoom.us/j/97339697815?pwd=cCt4bjZL0h1U2ZMQjAxWWZlK2E3Zz09>

Meeting ID: 973 3969 7815; Passcode: 098771

A recording of the meeting will be made and will be available to the public in accordance with the Texas Public Information Act upon written request. This notice, as amended, is posted pursuant to the Texas Open Meetings Act (Vernon's Texas Codes Ann. Gov. Code Chapter 551).

The City of Woodcreek is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request. Please call the City Secretary's Office at 512-847-9390 for information. Hearing-impaired or speech disabled persons equipped with telecommunications devices for the deaf may call 7-1-1 or may utilize the statewide Relay Texas program at 1-800-735-2988.

Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.

It is anticipated that members of other City Boards, Commissions, Panels and/or Committees may attend the meeting in numbers that may constitute a quorum of the other City Boards, Commissions, Panels and/or Committees. Notice is hereby given that this meeting, to the extent required by law, is also noticed as a meeting of the other City Boards, Commissions, Panels and/or Committees of the City, whose members may be in attendance. The members of the City Boards, Commissions, Panels and/or Committees may participate in discussions on the items listed on this agenda, which occur at this meeting, but no action will be taken by those in attendance unless such action item is specifically listed on an agenda during a regular or special meeting for the respective Board, Commission, Panel and/or Committee subject to the Texas Open Meetings Act.

The City Council may retire to Executive Session any time during this meeting, under Texas Government Code, Subchapter D. Action, if any, will be taken in open session.

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

Any citizen shall have a reasonable opportunity to be heard at any and all meetings of the Governing Body in regard to: (1) any and all matters to be considered at any such meeting, or (2) any matter a citizen may wish to bring to the Governing Body's attention. No member of the Governing Body may discuss or comment on any citizen public comment, except to make: (1) a statement of specific, factual information given in response to the inquiry, or (2) a recitation of existing policy in response to the inquiry. Any deliberation of or decision about the subject of the inquiry shall be limited to a proposal to place the subject on the agenda for a subsequent meeting per Texas Local Government code Sec. 551.042

Citizen comments will be allowed at the beginning of every meeting, or alternatively, before an item on the agenda upon which the citizen wishes to speak is to be considered. All citizens will be allowed to comment for **three (3) minutes** per person and shall be allowed more time at the Mayor or Chair's discretion. In addition, citizens may pool their allotted speaking time. To pool time, a speaker must present the names individuals present in the audience who wish to yield their three(3) minutes. Citizens may present materials regarding any agenda item to the City Secretary at or before a meeting, citizens attending any meeting are requested to complete a form providing their name, address, and agenda item/concern, but are not required to do so before speaking and presenting it to the City Secretary prior to the beginning of such meeting. Comments may only be disallowed and/or limited as per Government Code § 551.007(e).

Submit written comments by email to woodcreek@woodcreektx.gov by **NOON**, the day prior to the meeting. Please include your full name, home or work address, and the agenda item number. Written comments will be part of the official written record only.

AGENDA

CALL TO ORDER

MOMENT OF SILENCE

PLEDGES

ROLL CALL and ESTABLISH QUORUM

PUBLIC COMMENTS

CONSENT CALENDAR - None

REPORTS FROM OFFICERS AND COUNCIL LIAISONS

Report by Planning and Zoning Committee Liaison.

Report by Ordinance Review Committee Liaison.

Report by Parks and Recreation Board Liaison.

Report by Platinum Roads Panel Liaison.

Report by Tree Board Liaison.

Report by Mayor.

Report by City Manager.

REPORT OF SPECIAL (Select or Ad Hoc) COMMITTEES - None

SPECIAL ORDERS - None

UNFINISHED BUSINESS AND GENERAL ORDERS – None

NEW BUSINESS

1. Discuss and Take Appropriate Action On A Proclamation Declaring September 2023 Pride Month in the City of Woodcreek. *(Pulley)*
2. Discuss and Take Appropriate Action On A Proclamation Declaring September 10, 2023 City of Woodcreek/CYJ Fun Day. *(Rule)*
3. Discuss and Take Possible Action on Revisions Made to the 2023-2024 FY City of Woodcreek Proposed Annual Budget, As Discussed on August 9, 2023 During the Budget Workshop. *(Rule)*
4. Discussion and Take Appropriate Action on Setting the Proposed Tax Rate for FY 2023-2024. *(Rule)*

5. Discuss and Take Action on An Ordinance Calling For A Joint Public Hearing Of The City Council And The Planning And Zoning Commission, To Be Held On September 20, 2023, For The Purpose Of Considering An Interim Moratorium On The Permitting Of New Short-Term Rentals Within The City of Woodcreek. (Rasco)
6. Discuss and Take Possible Action of Mandatory Water Use Restrictions (Stage 4) in accordance with Hays Trinity Groundwater Conservation District's mandatory restrictions. The City Council Will Discuss and Take Possible Action On The Following Matters: (Rasco)
 - a. Report on Aqua Texas and Hays Trinity Groundwater Conservation District, Stage 4 restrictions, impact, and timeline; (Rasco)
 - b. Discuss and Take Possible Action on An Interlocal Agreement Among Hays County, City of Wimberley, City of Woodcreek, The Watershed Association and the Meadows Center For Water and The Environment Regarding Implementation of the Cypress Creek Watershed Protection Plan; (Rule)
 - c. Discuss and Take Possible Action On Woodcreek Resolution 2023-08-23-01, Implementing Temporary Water Demand Mitigation Measures; (Rasco)
 - d. Discuss and Take Possible Action On A Report From Planning and Zoning Commission Concerning Its Recommendations On Proposed Amendments to the City's Code of Ordinance Authorizing the Installation and Use of Above-Ground Pools; (Rule)
 - e. Discuss and Take Possible Action On Woodcreek Resolution 2023-08-23-02, Approving and Enacting A Drought Response Protocol for the City of Woodcreek; (Hines) and
 - f. Discuss and Take Possible Action On Dissemination of Drought-Related Information, Including Mandatory Restrictions, Voluntary Measures and Burn Ban Information. (Hines)
7. Discuss and Take Appropriate Action on Ordinance Review Committee Reports. (Hines)

ANNOUNCEMENTS

ADJOURN

POSTING CERTIFICATION

I certify that the above notice was posted on the **18th day of August, 2023 at 4:00PM**

By: 

Suzanne J. MacKenzie, City Secretary

Council Meeting Agenda Item Cover Sheet

AGENDA ITEM SUBJECT/ TITLE:

Discuss and take appropriate action on a proclamation declaring September 2023 Pride Month in the City of Woodcreek.

AGENDA ITEM SUMMARY:

Please read attached proclamation for full information.

RECOMMENDATION:

Pass the proclamation naming September 2023 Pride Month in Woodcreek Texas

FINANCIAL IMPACT:

None

SUBMITTED BY:

Brent Pulley

AGENDA TYPE:

New Business

COMPLETION DATE:

8/14/2023 12:28:28 PM

**City of Woodcreek
PRIDE MONTH PROCLAMATION**

WHEREAS, the City of Woodcreek recognizes and proclaims the month of **September 2023** as Lesbian, Gay, Bisexual, Transgender and Queer/Questioning (LGBTQ) “Pride Month”; and

WHEREAS, all human beings are born free and equal in dignity and rights. LGBTQ individuals have had immeasurable impact to the cultural, civic and economic successes of our country; and

WHEREAS, the City of Woodcreek is committed to supporting visibility, dignity and equality for LGBTQ people in our diverse community; and

WHEREAS, while society at large increasingly supports LGBTQ equality, it is essential to acknowledge that the need for education and awareness remains vital to end discrimination and prejudice; and

WHEREAS, this nation was founded on the principle that every individual has infinite dignity and worth, and the City of Woodcreek calls upon the people of this municipality to embrace this principle and work to eliminate prejudice everywhere it exists; and

WHEREAS, celebrating Pride Month influences awareness and provides support and advocacy for the LGBTQ community, and is an opportunity to take action and engage in dialogue to strengthen alliances, build acceptance and advance equal rights.

NOW, THEREFORE BE IT RESOLVED that the City of Woodcreek hereby proclaims the month of September 2023 as “**Pride Month**”.

AND invites everyone to reflect on ways we all can live and work together with a commitment to cultivate respect, compassion and understanding within our beloved community.

IN WITNESS WHEREOF, we hereunto affix the seal of the City of Woodcreek this the _____ day of September, 2023.

Jeff Rasco, Mayor

Suzanne Mac Kenzie, Witness

Council Meeting Agenda Item Cover Sheet

AGENDA ITEM SUBJECT/ TITLE:

Discuss and take appropriate action on a proclamation declaring September 10, 2023
City of Woodcreek/CYJ FUN DAY

AGENDA ITEM SUMMARY:

On September 10, 2023 CYJ and the City of Woodcreek will hold the CJK City of Woodcreek "FUN DAY @ CYJ". It will be from 12 pm to 5pm and will allow residents the opportunity to use the CYJ pool. Hotdogs will be served from 12-2.

RECOMMENDATION:

N/A

FINANCIAL IMPACT:

Unknown at this time

SUBMITTED BY:

Kevin Rule

AGENDA TYPE:

Special Orders

COMPLETION DATE:

8/15/2023 9:05:30 AM

RESOLUTION NO. 2023-08-23-03

A RESOLUTION OF THE CITY OF WOODCREEK, TEXAS SUPPORTING FUN-DAY@ CYJ

WHEREAS, the City Council of the City of Woodcreek and Representatives of Camp Young Judaea are desirous in holding a day promoting a strong community; and

WHEREAS, the City Council of City of Woodcreek and Representatives of Camp Young Judaea recognize the importance of working together to provide a day for the community; and

WHEREAS, the City Council of City of Woodcreek and Representatives of Camp Young Judaea see the need to bring the community together for a day of relaxation, entertainment, and camaraderie; and

WHEREAS, City Council of City of Woodcreek and Representatives of Camp Young Judaea also see the involvement of the corporate partners, utility providers, and other interested parties to provide the most inclusive participants as the Woodcreek Day can provide.

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF WOODCREEK HEREBY ADOPTS THE FOLLOWING RESOLUTION THAT:

Section 1.

The City of Woodcreek and Camp Young Judaea shall hold the Second Fun-day@ CYJ.

Section 2.

The City of Woodcreek and Camp Young Judaea will jointly sponsor the Second Fun-day@ CYJ the 10th day of September at Camp Young Judaea.

Section 3.

This Resolution shall be effective immediately upon its passage.

PASSED AND APPROVED this, the ____ day of _____ 2023, by a vote of ____ (ayes) to ____ (nays) to ____ (abstentions) to __ __ (absent and not voting) of the City Council of Woodcreek, Texas.

City of Woodcreek, Texas:

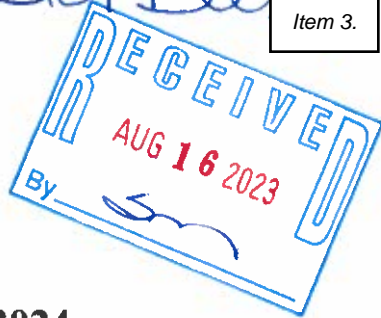
By: _____
Jeff Rasco, Mayor

Attest:

By: _____
Suzanne MacKenzie, City Secretary

Revised Budget

Item 3.



**CITY OF WOODCREEK
ANNUAL OPERATING BUDGET
Fiscal Year October 1, 2023 to September 30, 2024**

This budget will raise more revenue from property taxes than last year’s budget by an amount of \$124,000, which is a 2.00% increase from last year’s budget. The property tax revenue to be raised from new property added to the tax roll this year is \$1,088.

The members of the governing body voted on the budget as follows:

- Mayor Pro Tem Brent Pulley Yes No Abstention
- Council Member Bob Hambrick Yes No Abstention
- Council Member Linnea Bailey Yes No Abstention
- Council Member Debra Hines Yes No Abstention
- Council Member Chrys Grummert Yes No Abstention

Property Tax Comparison:

	FY 2022-23	FY 2023-24
Total Tax Rate	\$0.1839	\$0.2000
No New Revenue Tax Rate	\$0.1817	\$0.1647
No New Revenue M&O Rate	\$0.1135	\$0.1649
Voter Approval Rate	\$0.1861	\$0.2705
Maintenance & Operations (M&O) Rate	\$0.1152	\$0.1023
Debt Rate (I&S)	\$0.0687	\$0.0977

Municipal Debt Obligations as of October 1, 2023 - \$3,495,000

**GENERAL FUND
SUMMARY OF REVENUES AND EXPENDITURES**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
BEGINNING FUND BALANCE	\$ 934,622	\$ 944,322	\$ 1,005,843	\$ 1,005,843	771,474
Revenues					
Ad Valorem Taxes	337,235	357,677	364,500	364,500	368,000
Sales Taxes	95,923	90,058	81,200	90,000	91,500
Franchise Fees	186,706	193,311	175,660	175,660	194,130
Reimbursements	11,285	2,061	10,500	-	-
Development Revenue	76,343	26,731	25,500	38,070	11,300
Permits	1,630	2,013	1,600	3,000	4,750
Other	31,016	22,608	14,000	73,000	261,000
Total Revenues	740,138	694,459	672,960	744,230	930,680
Other Funding Sources					
Fund Balance	-	288,485	236,950	234,369	-
Total Other Funding Sources	-	288,485	236,950	234,369	-
TOTAL RESOURCES	\$ 740,138	\$ 982,944	\$ 909,910	\$ 978,599	\$ 930,680
Expenditures					
Personnel Services	233,781	245,621	208,600	195,967	282,230
Office Expenses	40,399	36,865	39,300	45,834	106,650
Professional Services	192,947	184,736	173,157	112,412	165,500
Area Care & Maintenance	42,344	42,587	98,453	21,698	63,200
Other Operating Expenses	26,356	30,864	28,800	22,851	34,650
Utility Expenses	10,895	11,644	11,050	8,078	12,400
Municipal Court	5,111	-	6,750	230	23,000
Committee/Boards	-	-	-	-	11,500
Other	147,649	408,656	50,000	277,029	50,000
Total Expenditures	699,481	960,972	616,110	684,099	749,130
Other Financing Uses					
Transfer to Capital	-	-	294,000	294,500	49,925
Transfer to Reserve	-	-	-	-	131,625
Total Other Financing Uses	-	-	294,000	294,500	181,550
TOTAL EXPENDITURES			\$ 910,110	\$ 978,599	\$ 930,680
ENDING FUND BALANCE	\$ 944,322	\$ 1,005,843	\$ 768,693	\$ 771,474	\$ 771,474

**GENERAL FUND
SCHEDULE OF REVENUES BY SOURCE**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
Ad Valorem Taxes					
Current	334,890	354,238	360,000	360,000	365,000
Delinquent	2,345	3,439	4,500	2,300	2,000
Penalty and Interest	-	-	-	-	1,000
Total Ad Valorem Taxes	337,235	357,677	364,500	362,300	368,000
Sales Taxes					
Sales Tax	94,412	88,665	80,000	90,000	90,000
Mixed Beverage Tax	1,511	1,393	1,200	1,200	1,500
Total Sales Taxes	95,923	90,058	81,200	91,200	91,500
Franchise Fees					
Electric Franchise Fees	31,404	31,877	31,000	31,000	34,000
Cable Franchise Fees	33,260	34,779	30,000	30,000	33,000
Water Franchise Fees	99,351	100,581	90,000	94,817	100,000
Solid Waste Franchise Fees	22,004	25,418	24,000	24,000	27,000
Telephone Franchise Fees	186	157	160	130	130
Golf Course Franchise Fees	500	500	500	-	-
Total Franchise Fees	186,706	193,311	175,660	179,947	194,130
Reimbursements					
Engineering	11,285	2,061	8,000	-	-
Legal	-	-	2,500	-	-
Admin	-	-	-	-	-
Total Reimbursements	11,285	2,061	10,500	-	-
Development Revenue					
New Home Permits	23,000	7,000	6,000	2,000	1,000
New Home Inspections	14,129	8,198	7,000	-	-
Existing Homes Inspection	22,214	8,299	7,000	-	5,000
Commercial Permits	3,250	3,234	500	-	150
Comercial Inspections	-	-	-	-	150
Subdivisions/Plats/Replats	13,750	-	5,000	-	5,000
Total Development Revenue	76,343	26,731	25,500	2,000	11,300

**GENERAL FUND
SCHEDULE OF REVENUES BY SOURCE**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
Permits					
Liquor License	1,310	1,388	1,250	1,450	1,250
Sign Permits	320	625	350	200	200
Fence Permit	-	-	-	-	500
Pool Permit	-	-	-	-	-
Remodel/Addition Permit	-	-	-	-	150
Deck Permit	-	-	-	-	150
Shed/Greenhouse	-	-	-	-	500
Variance	-	-	-	-	500
Special Event	-	-	-	-	200
Fireworks	-	-	-	-	150
Solar Panel	-	-	-	-	150
Other Permits	-	-	-	-	1,000
Total Permit Fees	1,630	2,013	1,600	1,650	4,750
Other					
Interest Income	1,259	9,339	2,500	70,000	70,000
Miscellaneous	9,581	12,369	10,000	10,000	-
Municipal Court Revenue	2,293	901	1,500	-	1,000
TDEM DR - 4485	12,883	-	-	-	190,000
Donations	5,000	-	-	-	-
Uncategorized Revenue	-	-	-	8,737	-
Total Other	31,016	22,608	14,000	88,737	261,000
TOTAL REVENUES	\$ 740,138	\$ 694,459	\$ 672,960	\$ 725,834	\$ 930,680

**GENERAL FUND
EXPENSES**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
PERSONNEL SERVICES					
Salaries	184,271	196,403	170,000	150,000	\$ 220,000
Overtime	-	-	-	9,335	\$ 1,000
Group Insurance	8,615	6,958	6,000	6,000	\$ 22,200
Retirement Plan	19,409	21,562	18,100	18,100	\$ 21,000
Worker Compensation	-	539	-	-	\$ 1,000
Unemployment Insurance	601	918	1,100	31	\$ 30
Social Security	14,885	14,591	13,400	9,501	\$ 17,000
Car Allowance	6,000	4,650	-	3,000	\$ -
Total Personnel Services	233,781	245,621	208,600	195,967	\$ 282,230
OFFICE EXPENSES					
City Hall Maintenance/Repair	4,040	2,545	2,000	2,860	\$ 8,000
Cleaning	1,500	1,575	1,800	1,448	\$ 3,600
IT Expenses	10,668	10,421	10,000	2,315	\$ 5,000
Office Supplies	3,561	6,154	4,500	4,717	\$ 6,000
Office Equipment	-	-	-	4,378	\$ 5,000
Postage	2,025	2,312	3,000	3,229	\$ 4,000
Printing	4,183	4,091	4,500	1,493	\$ 5,000
Advertising	1,560	396	1,500	571	\$ 2,000
Software/Subscriptions	12,861	9,370	12,000	24,823	\$ 24,000
Web Site Design	-	-	-	-	\$ 14,800
FundView	-	-	-	-	\$ 29,250
Total Supplies	40,399	36,865	39,300	45,834	\$ 106,650
PROFESSIONAL SERVICES					
Audit Expense	9,896	11,990	12,000	13,264	\$ 14,000
Codification	3,239	2,831	2,750	-	\$ 3,000
Contract Labor	6,105	-	-	4,636	\$ -
Arborist	-	-	-	-	\$ 8,000
Code Administrator	-	-	-	-	\$ 8,000
Engineering	12,611	11,967	20,000	17,541	\$ 30,000
Engineering Mapping	-	-	3,000	200	\$ 1,000
Engineering Reimbursable	5,946	9,905	8,000	8,090	\$ -
Legal - General	23,985	26,370	20,000	22,703	\$ 30,000
Legal - Reimbursable	2,980	3,380	2,500	2,500	\$ -
Legal - Litigation	46,368	7,520	5,000	-	\$ 5,000
Legal - Special Cases	7,778	38,288	30,000	3,295	\$ 10,000
Legal - Elected Body	-	10,270	5,000	3,300	\$ 5,000
IT Services	13,804	13,262	15,500	2,521	\$ -
Accounting	13,383	16,160	25,000	18,183	\$ -
Law Enforcement	15,913	16,809	12,500	12,500	\$ 17,000
AD Valorem Tax	3,824	4,100	4,407	1,864	\$ 4,000
Inspections	27,114	11,110	7,000	1,815	\$ 10,000
Code Compliance	-	774	500	-	\$ 500
Watershed Protection Plan	-	-	-	-	\$ 20,000
Total Contractual Services	192,947	184,736	173,157	112,412	\$ 165,500

**GENERAL FUND
EXPENSES**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
AREA CARE & MAINTENANCE					
Deer Removal	825	1,650	1,750	975	\$ 1,500
Mowing	575	2,625	2,750	5,400	\$ 6,000
Oak Wilt Containment	-	3,085	15,000	-	\$ 15,000
Greenspace Maintenance	3,342	-	6,000	5,961	\$ 7,500
Landscape Maintenance	6,000	9,170	9,000	2,375	\$ 7,500
Contract Services	703	-	-	470	\$ -
Parks & Playground Maintenance	-	-	13,453	-	\$ 5,000
ROW Tree Trimming	15,150	945	11,000	-	\$ 5,000
Holiday Decorations	1,693	262	500	650	\$ 500
Street Maintenance	10,791	16,361	30,000	4,283	\$ 5,000
Street Signs	1,726	5,496	6,000	119	\$ 6,000
Equipment Maintenance	196	2,373	2,000	372	\$ 3,000
Water Quality Testing - CCWPP	1,344	620	1,000	1,093	\$ 1,200
Total Area Care/Maintenance	42,344	42,587	98,453	21,698	\$ 63,200
OTHER OPERATING EXPENSES					
Dues/Memberships	2,436	2,411	1,750	671	\$ 1,200
Election Expense	2,124	1,065	2,750	2,199	\$ 2,300
TML Dues	591	591	600	632	\$ 650
Meeting Expense	4,458	6,768	3,000	907	\$ 2,500
Public Notices	1,690	1,195	1,200	5,513	\$ 3,000
Travel/Vehicle Expense	1,253	4,743	2,000	122	\$ 1,000
Elected Official Travel	-	667	500	-	\$ 1,000
Training/Development - Elected Body	3,915	1,795	2,500	1,421	\$ 3,000
Training/Development - Staff	3,272	2,729	4,000	2,402	\$ 6,000
Training/Development - Boards	-	-	-	133	\$ 1,200
Community Relations	3,204	4,846	7,000	3,758	\$ 7,000
Insurance Risk Pool	3,413	4,053	3,500	5,093	\$ 5,800
Total Other Operating Expenses	26,356	30,864	28,800	22,851	\$ 34,650
UTILITY EXPENSES					
Electric - City Hall	1,809	1,972	2,100	1,140	\$ 1,700
Water - City Hall	1,431	1,427	1,500	1,110	\$ 1,500
Electric - Outdoor	1,281	1,318	1,350	1,068	\$ 1,400
Water - Outdoor	1,620	1,615	1,600	1,171	\$ 1,600
Internet/Phone	4,753	5,312	4,500	3,589	\$ 6,200
Total Utility Expenses	10,895	11,644	11,050	8,078	\$ 12,400

**GENERAL FUND
EXPENSES**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
MUNICIPAL COURT					
Judge	3,600	-	4,800	-	\$ 6,000
Misc. Court Cost	150	-	150	230	\$ 9,000
Prosecutor	880	-	1,500	-	\$ 8,000
State Comptroller Costs	481	-	300	-	\$ -
Total Utility Expenses	5,111	-	6,750	230	\$ 23,000
COMMITTEE/BOARDS					
Tree Board	-	-	-	-	\$ 1,500
Parks	-	-	-	-	\$ 10,000
Total Committee/Boards	-	-	-	-	\$ 11,500
OTHER					
Contingency Reserve	-	-	50,000	-	\$ -
2023 Ice Storm	-	-	-	245,777	\$ -
Comprehensive Plan	50,200	20,740	-	31,252	\$ -
Bond Issuance	-	-	-	-	\$ -
Woodcreek Dr Street Project	97,449	387,916	-	-	\$ -
Matching Grant Funds	-	-	-	-	\$ 50,000
Other Expenses	147,649	408,656	50,000	277,029	\$ 50,000
TOTAL EXPENSES	\$ 699,481	\$ 960,972	\$ 616,110	\$ 684,099	\$ 749,130

**RESERVE FUND
SUMMARY OF REVENUES AND EXPENSES**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
BEGINNING FUND BALANCE				\$168,375.16	\$168,375
Revenues					
General Fund Transfers		-	-	-	131,625
Interest	-	-	-	-	-
Total Revenue	\$ -	-	-	-	131,625
Other Funding Sources					
Other Funding Sources		-	-	-	-
Total Other Funding Sources	-	-	-	-	-
TOTAL RESOURCES	-	\$ -	\$ -	\$ -	\$ 131,625
Expenditures					
Transfer Out to General Fund		-	-	-	-
Total Expenditures	-	-	-	-	-
Other Financing Uses					
Transfer to Capital		-	-	-	-
Total Other Financing Uses	-	-	-	-	-
TOTAL EXPENDITURES	-	\$ -	\$ -	\$ -	\$ -
ENDING FUND BALANCE		\$ -	\$ 168,375	\$ 168,375	\$ 300,000

**DEBT SERVICE
SUMMARY OF REVENUES AND EXPENSES**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
BEGINNING FUND BALANCE	\$17,174	\$25,048	\$24,660	\$24,660	\$13,597
Revenues					
Ad Valorem Taxes	215,427	216,207	224,793	212,148	346,741
Total Revenue	215,427	216,207	224,793	212,148	346,741.00
Other Funding Sources					
Transfers in from Other Funds	-	-	-	-	-
Fund Balance	-	388	400	-	-
Total Other Funding Sources	-	388	400	-	-
TOTAL RESOURCES	\$ 215,427	\$ 216,595	\$ 225,193	\$ 212,148	\$ 346,741
Expenditures					
Principal	195,000	207,000	219,000	219,000	185,000
Interest	12,153	9,195	5,793	3,811	161,341
Fees	400	400	400	400	400
Total Expenditures	207,553	216,595	225,193	223,211	346,741
Other Financing Uses					
Bond Refunding	-	-	-	-	-
Total Other Financing Uses	-	-	-	-	-
TOTAL EXPENDITURES	\$ 207,553	\$ 216,595	\$ 225,193	\$ 223,211	\$ 346,741
ENDING FUND BALANCE	\$ 25,048	\$ 24,660	\$ 24,260	\$ 13,597	\$ 13,596

**ARP FUNDS
SUMMARY OF REVENUES AND EXPENSES**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
BEGINNING FUND BALANCE	\$0	\$0	\$425,621	\$425,621	\$0
Revenues					
ARP Funds	-	425,621	-		
Total Revenue	-	425,621	-	-	-
Other Funding Sources					
Other Funding Sources	-	-	-	-	-
Total Other Funding Sources	-	-	-	-	-
TOTAL RESOURCES	\$ -	\$ 425,621	\$ -	\$ -	\$ -
Expenditures					
ARP Expenses	-	-	-	-	-
Total Expenditures	-	-	-	-	-
Other Financing Uses					
Transfer to Capital	-	-	425,621	425,621	
Total Other Financing Uses	-	-	425,621	425,621	-
TOTAL EXPENDITURES	\$ -	\$ -	\$ 425,621	\$ 425,621	\$ -
ENDING FUND BALANCE	\$ -	\$ 425,621	\$ -	\$ -	\$ -

**PARK FUND
SUMMARY OF REVENUES AND EXPENSES**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
BEGINNING FUND BALANCE				\$0	\$0
Revenues					
Donations		-	-	-	2,700
Interest	-	-	-	-	-
Total Revenue	\$ -	-	-	-	2,700
Other Funding Sources					
Fund Balance		-	-	-	-
Total Other Funding Sources	-	-	-	-	-
TOTAL RESOURCES	-	\$ -	\$ -	\$ -	\$ 2,700
Expenditures					
Park Expense		-	-	-	-
Total Expenditures	-	-	-	-	-
Other Financing Uses					
Transfer to Capital		-	-	-	-
Total Other Financing Uses	-	-	-	-	-
TOTAL EXPENDITURES	-	\$ -	\$ -	\$ -	\$ -
ENDING FUND BALANCE		\$ -	\$ -	\$ -	\$ 2,700

Proposed Budget

**TREE FUND
SUMMARY OF REVENUES AND EXPENSES**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
BEGINNING FUND BALANCE				\$4,754	\$4,754
Revenues					
Tree Income		-	-	-	-
Interest	-	-	-	-	-
Total Revenue	\$ -	-	-	-	-
Other Funding Sources					
Fund Balance		-	-	-	-
Total Other Funding Sources	-	-	-	-	-
TOTAL RESOURCES	-	\$ -	\$ -	\$ -	\$ -
Expenditures					
Tree Expense		-	-	-	-
Total Expenditures	-	-	-	-	-
Other Financing Uses					
Transfer to Capital		-	-	-	-
Total Other Financing Uses	-	-	-	-	-
TOTAL EXPENDITURES	-	\$ -	\$ -	\$ -	\$ -
ENDING FUND BALANCE		\$ -	\$ 4,754	\$ 4,754	\$ 4,754

**COURT TECHNOLOGY
SUMMARY OF REVENUES AND EXPENSES**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
BEGINNING FUND BALANCE				\$26	\$26
Revenues					
MC Technology Fees		-	-	-	-
Interest	-	-	-	-	-
Total Revenue	\$ -	-	-	-	-
Other Funding Sources					
Fund Balance		-	-	-	-
Total Other Funding Sources	-	-	-	-	-
TOTAL RESOURCES	-	\$ -	\$ -	\$ -	\$ -
Expenditures					
Technology Expense		-	-	-	-
Total Expenditures	-	-	-	-	-
Other Financing Uses					
Transfer to Capital		-	-	-	-
Total Other Financing Uses	-	-	-	-	-
TOTAL EXPENDITURES	-	\$ -	\$ -	\$ -	\$ -
ENDING FUND BALANCE		\$ -	\$ 26	\$ 26	\$ 26

**COURT SECURITY
SUMMARY OF REVENUES AND EXPENSES**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
BEGINNING FUND BALANCE				\$19	\$19
Revenues					
MC Security Fees		-	-	-	-
Interest	-	-	-	-	-
Total Revenue	\$ -	-	-	-	-
Other Funding Sources					
Fund Balance		-	-	-	-
Total Other Funding Sources	-	-	-	-	-
TOTAL RESOURCES	-	\$ -	\$ -	\$ -	\$ -
Expenditures					
Security Expense		-	-	-	-
Total Expenditures	-	-	-	-	-
Other Financing Uses					
Transfer to Capital		-	-	-	-
Total Other Financing Uses	-	-	-	-	-
TOTAL EXPENDITURES	-	\$ -	\$ -	\$ -	\$ -
ENDING FUND BALANCE		\$ -	\$ 19	\$ 19	\$ 19

**PEG FUNDS
SUMMARY OF REVENUES AND EXPENSES**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
BEGINNING FUND BALANCE			\$13,971	\$13,971	\$20,621
Revenues					
Peg Funds	-	-	6,650	6,650	\$ 6,650.00
Interest	-	-	-	-	\$ -
Total Revenue	-	-	6,650	6,650	\$ 6,650.00
Other Funding Sources					
Fund Balance	-	-	-	-	\$ -
Total Other Funding Sources	-	-	-	-	\$ -
TOTAL RESOURCES	\$ -	\$ -	\$ 6,650	\$ 6,650	\$ 6,650.00
Expenditures					
PEG Expense	-	-	-	-	\$ -
Total Expenditures	-	-	-	-	\$ -
Other Financing Uses					
Transfer to Capital	-	-	-	-	\$ -
Total Other Financing Uses	-	-	-	-	\$ -
TOTAL EXPENDITURES	\$ -	\$ -	\$ -	\$ -	\$ -
ENDING FUND BALANCE	\$ -	\$ 13,971	\$ 20,621	\$ 20,621	\$ 27,271.29

Proposed Budget

**CAPITAL FUND
SUMMARY OF REVENUES AND EXPENSES**

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
BEGINNING FUND BALANCE	\$ -	\$ -	\$ -	\$ -	\$ 4,354,678
Funding Sources					
Revenue	-	-	-	-	-
POSAC Grant	-	-	200,000	200,000	-
CDBG Grant	-	-	-	-	525,000
2023 GO Bonds	-	-	-	3,434,554	-
Transfer In: General Fund	-	-	294,500	294,500	49,925
Transfer In: ARP Fund	-	-	425,624	425,624	-
Fund Balance	-	-	-	-	-
Total Revenue	-	-	920,124	\$ 4,354,678	574,925
TOTAL RESOURCES	\$ -	\$ -	\$ 920,124	\$ 4,354,678	\$ 574,925
Expenditures					
Capital Expenditures	-	-	920,124	-	\$ 4,929,603
Total Expenditures	-	-	920,124	-	\$ 4,929,603
Other Financing Uses					
Other Expenses	-	-	-	-	-
Total Other Financing Uses	-	-	-	-	-
TOTAL EXPENDITURES	\$ -	\$ -	\$ 920,124	\$ -	\$ 4,929,603
ENDING FUND BALANCE	\$ -	\$ -	\$ -	\$ 4,354,678	\$ -

CAPITAL FUND EXPENSES

	ACTUAL 2020-2021	ACTUAL 2021-2022	BUDGET 2022-2023	PROJECTED 2022-2023	PROPOSED BUDGET 2023-2024
General Fund Capital					
Parks	-	-	267,500	-	267,500
Chip Seal Road Project	-	-	227,000	-	227,000
Drainage Project (Westwood/Brrokhollow)	-	-	425,624	-	425,624
Roads - GO Bonds	-	-	-	-	3,434,554
Deerfeild Road Resurface	-	-	-	-	525,000
Gas Generator	-	-	-	-	3,000
Traffic Calming Study	-	-	-	-	25,000
Walking Trails	-	-	-	-	21,925
Total General Fund Capital	-	-	920,124	-	4,929,603
TOTAL CAPITAL EXPENSES	\$ -	\$ -	\$ 920,124	\$ -	\$ 4,929,603

Proposed Budget

Council Meeting Agenda Item Cover Sheet

AGENDA ITEM SUBJECT/ TITLE:

Discussion and Take Appropriate Action on Setting the Proposed Tax Rate for FY 2023-24. (RULE)

AGENDA ITEM SUMMARY:

City council should hold a record vote approving a proposed tax rate. Although there is not a statutorily defined procedure for the city council to follow in determining the proposed tax rate it will be used for the required notices of the tax rate hearing.

RECOMMENDATION:

Approve a proposed tax tax of .2000 of which .1023 is for Maintenance & Operations (M&O) and .0977 is for Debt Rate (I&s).

FINANCIAL IMPACT:

N/A

SUBMITTED BY:

Kevin Rule

AGENDA TYPE:

New Business

COMPLETION DATE:

8/15/2023 8:58:26 AM

**ORDINANCE 2023-08-23-01
CITY OF WOODCREEK, TEXAS**

**AN ORDINANCE CALLING A JOINT PUBLIC HEARING OF WOODCREEK'S
PLANNING AND ZONING COMMISSION/CITY COUNCIL TO CONSIDER
DECLARING A TEMPORARY MORATORIUM ON NEW SHORT-TERM RENTALS**

AN ORDINANCE OF THE CITY OF WOODCREEK, TEXAS, CALLING FOR A JOINT PUBLIC HEARING OF THE CITY COUNCIL AND PLANNING AND ZONING COMMISSION TO CONSIDER AMENDING SECTION 156.055 (PERMITTED SINGLE-FAMILY RESIDENTIAL ZONING USES) OF CHAPTER 156 (ZONING) OF THE CODE OF ORDINANCES OF THE CITY OF WOODCREEK, TEXAS RELATING TO AN INTERIM BAN ON NEW SHORT-TERM RENTALS; PROVIDING FOR A VARIANCE PROCEDURE; PROVIDING FOR A PENALTY CLAUSE, A SEVERABILITY CLAUSE, A REPEALER CLAUSE, A SAVINGS CLAUSE, A PUBLICATION CLAUSE, AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission of Woodcreek Texas has held a Previous Public Hearing and directed that notice be issued, as required by the Code of Ordinances and laws of the State of Texas, for the purpose of considering a change in the Zoning Ordinance addressing Short-Term Rentals (STRs); and

WHEREAS, both the Texas Legislature and the Texas Supreme Court have failed to delineate a clear and concise set of regulations and guidance despite multiple opportunities to adopt the same; and

WHEREAS, it is the desire of the City Council to hold a joint public hearing with the Planning and Zoning Commission to consider an amendment to the City of Woodcreek Code of Ordinances, Zoning, for the purpose of considering an interim moratorium on the permitting of new Short-Term Rentals within the City of Woodcreek; and

WHEREAS, the City of Woodcreek, Texas is authorized by Chapter 211 of the Local Government Code to hold a joint public hearing of the City Council and Planning and Zoning Commission to adopt amendments to the City's Code of Ordinances; and

WHEREAS, Section 211.007(b) authorizes, if an ordinance is adopted, a joint public hearing of the City Council and Planning and Zoning Commission, after notice is provided consistent with statute; and

WHEREAS, there has been an increased public concern regarding the nuisance, health and safety related to short-term rentals; and

WHEREAS, Woodcreek residents have an expectation of peace, quiet, and stability of their neighborhood; and

WHEREAS, the City Council finds that it is expedient to hold a joint public hearing with the Planning and Zoning Commission, to be held on September 20, 2023, during which public testimony will be heard concerning the proposed temporary moratorium on new short-term rentals in the interest of the public and to ensure the health, safety, and general welfare of the City and its inhabitants.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WOODCREEK THAT:

Section 1: All of the above premises are found to be true and correct and are incorporated into the body of this Ordinance as if copied in its entirety.

Section 2: A public hearing shall be jointly held with the City Council and Planning and Zoning Commission at a joint meeting to convene at 6:30 p.m. on September 20, 2023, at Camp Young Judaea, 121 Camp Young Judaea Rd., Woodcreek, TX 78676, to hear public testimony and to consider and act upon proposed amendments to the Code of Ordinances, Zoning. Staff is directed to take all necessary actions to prepare and distribute said public notice of the meeting.

Section 3: It is the intention of the City Council that this Ordinance, and every provision hereof, shall be considered severable, and the invalidity or partial invalidity of any section, clause or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

Section 4: This Resolution shall be effective immediately upon its passage.

PASSED AND APPROVED this, the 23rd day of August, 2023, on a roll call vote of the City Council of Woodcreek, Texas.

City of Woodcreek, Texas:

By: _____
Jeff Rasco, Mayor

Attest:

By: _____
Suzanne MacKenzie, City Secretary



Cardinal Valley (TX1050068), Mountain Crest (TX1050111),
Woodcreek I (TX1050037), & Woodcreek II (TX1050039)

Recent hot and dry weather conditions, paired with high outdoor water usage has put a strain on the local wells and our water source. In accordance with the Hays Trinity Groundwater Conservation District's mandatory restrictions, Aqua is updating the current Stage 4 watering restrictions. These updates will remain in effect until further notice.

As this severe drought period continues, your community will be moving to mandatory NO OUTDOOR WATER USE effective immediately. With climate projections for higher-than-normal temperatures and the probability of precipitation being insignificant through October, the need for conservation is critical.

At all times, all outdoor water use is prohibited. Prohibited activities include, but are not limited to the following:

- All landscape and lawn watering.
- Filling/refilling or topping off pools, ponds, fountains, waterfalls, or other water features.
- Washing of vehicles, house exteriors, or any other forms of outdoor surface/ power washing.

Continue to monitor drought conditions in your area and implement any additional individual conservation practices possible. Our team will closely monitor customer usage and **customers in violation of these mandatory restrictions will have a flow restrictor installed on their service line. Please note that excessive use is considered a violation.**

Please review:

- The attached brochure from the Texas A&M AGRILIFE EXTENSION SERVICE which outlines guidelines for xeriscaping (water conserving landscaping).
- The attached diagram with the current drought predictions through October 2023.
- The NOAA Webpage at <https://www.cpc.ncep.noaa.gov/index.php> for an interactive map on drought conditions and/or predictions.
- AquaWater.com for tips on how to be more efficient with water use in your home.

We appreciate your willingness to partner with Aqua Texas to preserve Earth's most essential resource.

RECEIVED
By
AUG 15 2023

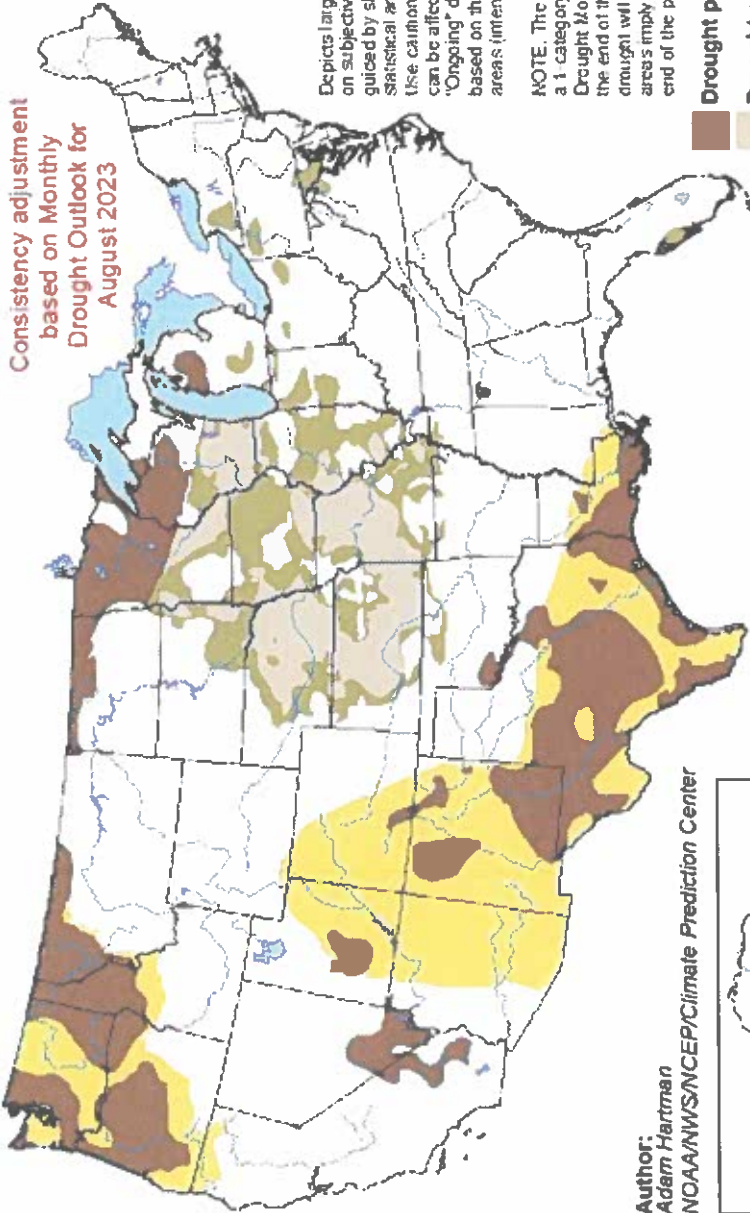
Seasonal U.S. Drought Outlook

The latest seasonal drought outlook from the [Climate Prediction Center](#)

U.S. Seasonal Drought Outlook Drought Tendency During the Valid Period

Valid for August 1 - October 31, 2023
Released July 31, 2023

Consistency adjustment
based on Monthly
Drought Outlook for
August 2023



Depicts large-scale trends based on subjectively derived probabilities guided by short- and long-range statistical and dynamical forecasts. Use caution for applications that can be affected by short lived events. "Ongoing" drought areas are based on the U.S. Drought Monitor areas (intensities of D1 to D4)

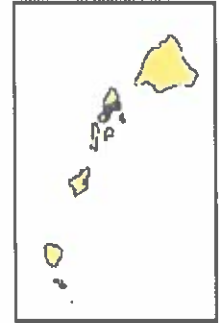
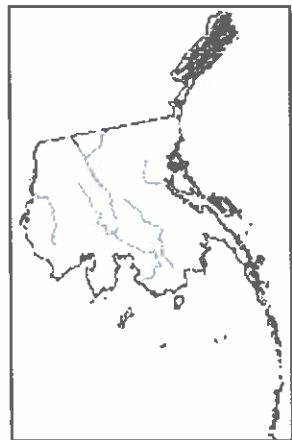
NOTE: The tan areas imply at least a 1 category improvement in the Drought Monitor intensity levels by the end of the period, although drought will remain. The green areas imply drought removal by the end of the period (D0 or none)

- Drought persists
- Drought remains but improves
- Drought removal likely
- Drought development likely



<http://go.usa.gov/3eZ73>

Author:
Adam Hartman
NOAA/NWS/NCEP/Climate Prediction Center





Resource References

- Judith Phillips, Southwestern Landscaping with Native Plants, Museum of New Mexico Press, 1987
- Connie L. Ellefson, Thomas I. Stephens, Doug Weisch and Douglas F. Welsh, Xeriscape Gardening-Water Conservation of the American Landscape, Macmillan Publishing, 1992
- A. Michael Powell & James F. Weedon, Cacti of the Trans-Pecos & Adjacent Areas, Texas Tech University Press, 2004
- Greg Starr, Cool Plants for Hot Gardens, Rio Nuevo Publishers, 2009
- Mary & Gary Irish, Agaves, Yuccas and Related Plants. A Gardener's Guide, Timber Press, Inc., 2000
- Meg Quinn, Wildflowers of the Desert Southwest, Rio Nuevo Publishers, 2000

EL PASO COUNTY
 MASTER GARDENER HOT LINE
 915-771-2354
 elpasomg@ag.tamu.edu

DENISE S. RODRIGUEZ, M.S.
 COUNTY EXTENSION AGENT- HORTICULTURE
 301 Manny Martinez Senior Dr., 2nd Floor
 Ascarate Annex
 El Paso, TX 79905
 Phone: 915-771-2354
 Fax: 915-771-2356
 Email: drodriguez@ag.tamu.edu

Educational programs of the Texas A&M AgriLife Extension Service are open to all people without regard to race, color, religion, sex, national origin, age, disability, genetic information or veteran status. The Texas A&M University System, U.S. Department of Agriculture, and the County Commissioners Courts of Texas Cooperating

Challenges of Desert Landscapes

- Low rainfall—8 to 10 inches/year, most of which falls during short summer monsoon and winter.
- Low humidity—usually 20 to 30%.
- High, gusting winds.
- Soil—clay to sandy loam, highly alkaline, highly saline with lots of rock.
- Temperature—as low as 10 to 15 degrees in winter and triple digit highs in summer.
- Mandatory water rationing every summer.



Texas Native Plants

- Trees
- Shrubs
- Perennials
- Short-lived Perennials
- Annuals and Biennials
- Grasses
- Succulents/Semi-succulents

For recommendations, go to:
<http://aggie-horticulture.tamu.edu/ornamentals/elpasoplants/index.html>

XERISCAPE
 LANDSCAPES FOR THE
 DESERT SOUTHWEST



LANDSCAPE PRINCIPLES FOR THE DESERT

What is Xeriscape?

Xeriscape means "dry landscaping" - perfect for an area like the desert. Xeriscape creates a visually attractive landscape that uses native plants selected for their water efficiency. Properly installed and maintained, a Xeriscape can use less than one-half the water of a traditional landscape and require less maintenance than a landscape that is primarily lawn.

Does that mean you have to give up your lawn? No! But if you minimize the amount of turfgrass, using it for appropriate areas such as near a pool, next to your home's foundation, or for pet or children's play areas, you can save a significant amount of irrigation water.

There are many colorful native plants that use little supplemental irrigation. Pairing these colorful beauties with our native cacti, succulents and desert accent plants creates stunning landscapes.

Benefits of Xeriscape!

LESS WATER. For most of North America, over 50% of residential water used is applied to landscapes and lawns. Xeriscape can reduce landscape water use by 50 - 75%, creating substantially reduced costs for the homeowner.

LESS MAINTENANCE. Aside from occasional pruning and weeding, maintenance is minimal. Watering requirements are low and can be met with simple irrigation systems.

LESS FERTILIZERS OR PESTICIDES. Using plants native to your area will reduce or eliminate the need for chemical supplements. Sufficient nutrients are provided by healthy organic soil.

IMPROVES PROPERTY VALUE. A good Xeriscape can raise property values which more than offset the cost of installation. Protect your landscaping investment by drought-proofing it.

CAN BE POLLUTION FREE. Fossil fuel consumption from gas mowers is minimized or eliminated with minimal turf areas. Small turf areas can be maintained with a reel mower.

PROVIDES WILDLIFE HABITATS. Use of native plants, shrubs and trees offer a familiar and varied habitat for local wildlife.

Xeriscapes save homeowners money, reduce pollution and conserve water!

Seven Principles of Xeriscape.

PLANNING AND DESIGN. The fundamental element of Xeriscape design is water conservation. Smart homeowners look for ways to reduce the amount of applied water and to maximize use of natural precipitation.

SOIL. The ideal soil drains quickly and stores water at the same time. This may require increasing the amount of organic material in your soil and keeping it well aerated. Compost is the ideal organic additive. It may be worthwhile to have your soil tested.

PLANT SELECTION. For best results, select plants that are native to your region. Use drought-resistant plants. Select plants for their ultimate size to reduce pruning.

Don't mix plants with high- and low-watering needs in the same planting area. Trees help to reduce evaporation by blocking wind and shading the soil.

PRACTICAL LAWNS. Reduce the size of turf areas; retaining some turf for open space, functionality and visual appeal.

EFFICIENT IRRIGATION. Avoid

overwatering. Soaker hoses and drip-irrigation systems offer the most efficient watering because they deliver water directly to the base of the plant. In general, it's best to water deeply and less often.

MULCH. Cover the soil's surface around plants with a mulch, such as coarse compost, wood chips, bark or gravel. Mulch helps retain soil moisture and temperature, prevent erosion and block out competing weeds.

MAINTENANCE. Xeriscapes can decrease maintenance by as much as 50 percent through reduced mowing; once-a-year mulching; elimination of weak, unadapted plants; and more efficient irrigation.



**INTERLOCAL AGREEMENT AMONG
HAYS COUNTY, CITY OF WIMBERLEY, CITY OF WOODCREEK,
THE WATERSHED ASSOCIATION, AND THE MEADOWS CENTER FOR WATER AND THE
ENVIRONMENT REGARDING IMPLEMENTATION OF THE
CYPRESS CREEK WATERSHED PROTECTION PLAN**

This Interlocal Agreement is made and entered into, effective the ____ day of _____, 2023 ("Effective Date") by and among Hays County, Texas ("Hays County"), City of Wimberley ("Wimberley"), City of Woodcreek ("Woodcreek"), and the Watershed Association, jointly known as the "Financing Parties" and the Meadows Center for Water and the Environment ("The Meadows Center." This interlocal Agreement is entered into by the Financing Parties and the Meadows Center pursuant to the authority granted and in compliance with, the provisions of the "interlocal Cooperation Act," as amended, Texas Government Code, Chapter 791. This interlocal Agreement is intended to further the purpose of the Interlocal Cooperation Act, which is to increase the efficiency and effectiveness of local governments.

WHEREAS in 2006, the Cypress Creek Project ("CCP") was established to restore and protect the water quality in Cypress Creek, a major tributary of the Blanco River in the Guadalupe River Basin of Texas, and each Party named above has representatives on the CCP Steering Committee that is described in and operates under the Cypress Creek Watershed Protection Plan; and

WHEREAS since the establishment of the CCP, over four (4) million dollars have been dedicated to the development and implementation of the highly recognized Cypress Creek Watershed Protection Plan ("WPP"); and

WHEREAS, the Cypress Creek WPP is a roadmap to restore water quality and quantity in Cypress Creek and includes data collection and water quality monitoring, implementation of best management practices and protection of groundwater to address nonpoint source pollution from agriculture and urban sources, adequate spring and stream flows, and outreach and education; and

WHEREAS, the Cypress Creek WPP satisfies the US Environmental Protection Agency's ("EPA") guidelines and expectations for a WPP; and

WHEREAS the Cypress Creek Watershed Coordinator ("CCP Watershed Coordinator"), through an existing grant from Texas Commission for Environmental Quality (TCEQ) and Environmental Protection Agency (EPA) payable and available to the CCP Watershed Coordinator, facilitates the CCP; secures funding through writing grants, tracks the progress of implementing the Cypress Creek WPP; and reports water quality and quantity trends resulting from implementation of the Cypress Creek WPP; and

WHEREAS, in September 2023, current federal funding for the CCP Watershed Coordinator will end; and

WHEREAS, the Financing Parties desire to insure continued implementation of the Cypress Creek WPP;

NOW THEREFORE, the Parties have mutually agreed to enter into this interlocal Agreement regarding implementation of the Cypress Creek WPP and to proceed as follows:

ARTICLE I
PILOT PROGRAM

The Financing Parties agree to establish a three (3) year pilot program for the funding of a Southwestern Hays County Watershed Coordinator position for continued implementation of the Cypress Creek WPP. Such program will be the responsibility of the CCP. The CCP will appoint a Managing Partner who will manage a CCP Watershed Coordinator.

ARTICLE II
CCP

The CCP Steering Committee will designate one (1) CCP member to be the Managing Partner of the CCP. The CCP Steering Committee is also responsible for the development of the job description and responsibilities of the CCP Watershed Coordinator and the annual budget for the three (3) year pilot program. The CCP Steering Committee will establish Ground Rules once funding is secured.

ARTICLE III
MANAGING PARTNER

The Managing Partner, after consulting with CCP Steering Committee members, will hire an individual, to be the Southwestern Hays County Watershed Coordinator. Additionally the Managing Partner will supervise the position. The Western Hays County Watershed Coordinator will be housed in the watershed at a location that the Managing Partner, after consulting with the CCP Steering Committee, decides.

ARTICLE IV
CYPRESS CREEK WATERSHED COORDINATOR

The primary responsibilities of the CCP Watershed Coordinator are stated and listed on Attachment A to this interlocal Agreement.

ARTICLE V
FUNDING

The CCP Steering Committee will develop the annual budget for operations of the CCP. A proposed sustainability plan, including a proposed draft budget, is set forth on Attachment B to this Interlocal Agreement. Additionally the CCP Steering Committee will submit this ILA to the TCEQ for a Clean Water Act §319(h) nonpoint source grant for the completion of the WPP grant. The Financing Parties agree to cooperate and coordinate together in determining the amount of funds that will be necessary to financially support the pilot program over the next three (3) years in accordance with the adopted Budget. The Financing Parties understand and agree that any funding commitment by a particular Financing Party is subject to approval and appropriation by the governing body of such Financing Party. Any payments made by or financial obligations of any Financing Party shall be made from current revenues available to the Financing Party and shall be made to the Managing Partner. The Managing Partner is authorized to deposit all funds received from Financing Partners pursuant to this Interlocal Agreement in applicable bank accounts and is authorized to spend such funds to implement this Interlocal Agreement in accordance with the approved budget, provided however, any proposed expenditure of funds herein in excess of \$1,000.00 except the salary and benefits of the Southwestern Hays County Watershed Coordinator which shall be approved on an annual basis by the CCP Steering Committee shall be first approved by the CCP Steering Committee. The CCP Steering Committee estimates that the annual cost for the pilot program, as shown on Attachment B to this Interlocal Agreement, will be approximately \$341,000 annually, consisting of funds for salary and benefits, office supplies, publications, travel expenses, and educational workshops.

The Financing Parties further agree that other opportunities for funding shall be actively pursued by the CCP Steering Committee, the Managing Partner and Southwestern Hays County Watershed Coordinator throughout the course of this Interlocal Agreement. Other sources of funding which shall be pursued include, but are not limited to, federal, state, non-profit, non-government affiliated private or public grants; and various state and federal funding opportunities.

ARTICLE VI
STATISTICS AND DOCUMENTS

The Managing Partner shall properly, accurately and completely maintain all documents, papers, records, and other evidence regarding implementation of this Interlocal Agreement. To further the purpose of cooperative administration of the activities described within this Interlocal Agreement, the Managing Partner agrees, if requested, to make documents and record materials associated with expenditures under this Interlocal Agreement available to each Financing Party, upon reasonable notice, and as often as each Financing Party may require for purpose of inspection, examination, and/or copying of same.

The Managing Partner shall maintain and retain a complete set of any and all documents, papers, records, and other evidence produced as a result of this Interlocal Agreement and to ensure that this Interlocal Agreement is publicly available shall post a PDF version of this Interlocal Agreement on the CCP website. If necessary, a reproduction of a document may be submitted and it shall be so marked.

ARTICLE VII
DISPUTES

The Financing Parties agree to use due diligence to cooperate and communicate with each other to resolve any and all disputes which may arise under this Interlocal Agreement. The Financing Parties agree that before they will exercise the termination rights described in Article IX, they will attempt to resolve the dispute and will allow the non-disputing Financing Parties the opportunity to cure the alleged dispute. In the event they are unable to do so, the Financing Parties agree to mediate the dispute prior to exercising their termination rights.

ARTICLE VIII
TERM

This Interlocal Agreement shall be effective and in place on the date the last of the Financing Parties signs this Agreement (the "effective date") with the financing obligation described commencing for a period of one fiscal year beginning September 1, 2023. The term of this Interlocal Agreement shall be automatically renewed each fiscal year not to exceed three (3) fiscal years unless terminated earlier as provided in Article IX or amended as provided in Article X.

ARTICLE IX
TERMINATION

This Interlocal Agreement terminates on August 31, 2026. In the event a Financing Party to this Interlocal Agreement determines it is in the best interest of that Financing Party to withdraw from this Interlocal Agreement, the Financing Party making that determination may withdraw by giving written notice of such intent to the remaining Parties at the addresses provided in Section XII of this Interlocal Agreement no later than May 31 of a calendar year.

The withdrawing Financing Party shall cooperate with the remaining Financing Parties to achieve a proper transition time period to allow the remaining Financing Parties to restructure the contributions provided by the Financing Parties. The withdrawing Financing Party shall remain liable for such Financing Party's allocated share of the budget for and including the entire CCP fiscal year prior to such Financing Party's withdrawal.

ARTICLE X
AMENDMENT

No amendment, modification or alteration of the terms of this Interlocal Agreement shall be binding unless it is in writing, dated subsequent to the date hereof, and be agreed to and duly executed by each of the Financing Parties after official action by each of the respective governing bodies of the Financing Parties.

ARTICLE XI
NOTICES

Notices to any Financing Party required or appropriate under this Interlocal Agreement shall be deemed sufficient if in writing and mailed USPS postage prepaid.

To Hays County. Notices to Hays County shall be addressed

to: Hays County Judge
Hays County
111 East San Antonio Street
San Marcos, TX 78666

and to such other addresses as may hereafter be designated in writing by the Hays County Judge.

To Wimberley. Notices to Wimberley shall be addressed to:

Mayor
City of Wimberley
221 Stillwater
Wimberley, TX 78676

and to other such addresses as may herein be designated in writing by the City Manager of Wimberley.

To Woodcreek. Notices to Woodcreek shall be addressed to:

Mayor
City of Woodcreek
41 Champions Circle
Woodcreek, TX 78676

and to other such addresses as may herein be designated in writing by the City Manager of Woodcreek.

To the Watershed Association. Notices to the

Watershed Association shall be addressed to:

Executive Director
The Watershed Association
P. O. Box 2534
Wimberley, TX 78676

To the Meadows Center for Water and the Environment. Notices to the Meadows Center for Water and the Environment shall be addressed to:

Director of Watershed Services
The Meadows Center for Water and
the Environment
601 University Drive
San Marcos, TX 78666

ARTICLE XII
**RELATIONSHIP OF FINANCING
PARTIES**

Nothing contained herein shall be deemed or construed by the Financing Parties, or by any third party, as creating the relationship of principal and agent, joint venture or any other similar relationship among the Financing Parties. It is understood and agreed that no provision contained herein nor any acts of the Financing Parties hereto create a relationship among the Financing Parties other than that of independent contractor. In keeping with the provision of its services as an independent contractor, each Financing Party shall be responsible for its respective acts or omissions. No Financing Party has the authority to bind the other Financing Parties or to hold out to third parties that it has the authority to bind the other Financing Parties separately or collectively.

ARTICLE XIII
APPLICABLE LAW

This Interlocal Agreement shall be construed under and in accordance with the laws of the State of Texas and all obligations of the Financing Parties created hereunder are performable in Hays, County, Texas.

ARTICLE XIV LEGAL
CONSTRUCTION

In case any one or more of the provisions contained in this Interlocal Agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such shall not affect any other provisions hereof and this Interlocal Agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.

ARTICLE XV
COMPLIANCE WITH LAWS AND ORDINANCES

The Parties hereby agree to comply with all federal, state and local laws and ordinances applicable to the work or services to be performed under this Interlocal Agreement. The Parties acknowledge that they are each subject to the Texas Public Information Act and the exceptions stated in such Act.

ARTICLE XVI
PARTIES BOUND

This Interlocal Agreement shall be binding upon and inure only to the benefit of the Parties hereto and their respective successors and assigns where permitted by this Interlocal Agreement.

ARTICLE XVII
DEFINITIONS

The "Parties" means the entities that have executed this Interlocal Agreement in their separate capacities.

The "CCP Steering Committee" is the group of individuals listed in Attachment B to this Interlocal Agreement that directs the actions of the "Cypress Creek Project" and with the terms of this Interlocal Agreement.

The "Managing Partner" is the person or entity selected by the CCP Steering Committee to be, and operates as, the managing partner of the CCP and has the duties and responsibilities described in both the "CCP Ground Rules" and in this Interlocal Agreement.

In Witness Whereof, the Financing Parties have executed in multiple originals, each of which shall have the full force and effect of an original, this Interlocal Agreement.

Hays County

City of Wimberley

By: _____

By: _____

Date: _____

Date: _____

City of Woodcreek

The Watershed Association

By: _____

By: _____

Date: _____

Date: _____

The Meadows Center for Water and the Environment

By: _____

Date: _____

DRAFT

ATTACHMENT A

PRIMARY RESPONSIBILITIES OF SOUTHWESTERN HAYS COUNTY WATERSHED COORDINATOR/Coordinator of the Cypress Creek Watershed Protection Plan

Full Time- Reports to Watershed Association Executive Director

- Inspires the Community and local stakeholders to become lifelong stewards of their watershed
- Supports Western Hays County Watershed Protection Plan and the Watershed Association Executive Director and staff to implement land, water and education programs
- Conducts scientific research and projects to forward organizational goals, programs and initiatives
- Acts as a representative for the organization at private and public meetings, conferences and other engagements to communicate the mission and provide comment and feedback to government and agencies on the organization's behalf.
- Creates maps, graphs and data analysis to communicate the research and plans through ArcGIS online and online platforms to diverse stakeholders and partners in support of all Southwestern Hays County watershed protection programs and initiatives
- Educate and inspire stakeholders and community members about the science, water quality, quantity threats and implementation of best management practices for watershed health and sustainability
- Works to maintain appropriate relations with other professional, public, government and social service groups in the community for the purpose of education and increasing awareness of Watershed programs and local-regional water issues through science and engagement.
- Serve on community committees and boards as directed by the Executive Director.
- Advocate for One Water implementation projects across the Texas Hill Country region
- Coordinate comprehensive local and regional water quality monitoring program through participation in the Texas Clean Rivers Program monitoring events in collaboration with GBRA and the Meadows Center for Water and the Environment
- Coordinate and manage the Wimberley Water Advisory Group and local bacteria water sampling program for the Blanco River and Cypress Creek Watershed and other local watersheds as needed.
- Serve as a liaison to local governments, Groundwater Conservation Districts, GMA-9, Texas Hill Country Conservation Network, Greater Edwards Aquifer Alliance, No Dumping Sewage Coalition and other regional entities to advance public policies that advance groundwater and surface water protection.
- Participate in the Greater San Marcos Partnership Decision Support System planning and implementation and develop and maintain online Arc GIS map viewer for Watershed Association website

Cypress Creek Watershed Protection Plan Implementation

The Watershed Protection Coordinator is responsible for the coordination and implementation of all activities supporting the Cypress Creek Watershed Protection Plan (CCWPP). Watershed Coordinator will develop a project work plan, manage cost, facilitate communications, and allow

for prompt implementation and execution of the plan. The coordinator will provide leadership in implementing and adapting a watershed management plan through the collection and analysis of land use, water quality and groundwater data and resource information, identification and clarification of stakeholder concerns, establishment of goals, and supporting locally initiated strategies.

Additionally, the WPP plan and associated activities must align to EPA's nine elements for a Watershed Protection Plan.

Tasks and Responsibilities as follows:

- Provide leadership in community outreach efforts related to watershed planning.
- Develop and disseminate outreach materials to stakeholders at venues such as community stakeholder meetings and networking among agencies, organizations and individuals.
- Responsible for maintaining the project website and preparing press releases and publishing associated analysis of scientific data and relevant reports.
- Direct and implement the Texas Clean Rivers Program and volunteer water quality monitoring programs.
- Oversee volunteers and coordinate with Meadows Center staff and other consultants as needed to ensure all appropriate QAPPs (Quality Assurance Project Plans) are followed and filed with Guadalupe Blanco River Authority, Clean Rivers Program at TCEQ and EPA.
- Present updates on CRP at the annual coordinated monitors and stakeholders meetings and local government and stakeholder meetings annually in conjunction with the Meadows Center.
- Coordinate all Executive Committee and Steering Committee activities including providing technical support and assisting in preparation of the meeting agenda and coordinating activities to implement projects.
- Provide leadership to develop strong working relationships among steering committee members, stakeholders, and other federal, state, local governments and assist subcommittees as needed.
- Oversee grant funding. Responsibilities include but not limited to tracking cost share information, maintaining and reporting financial records necessary to manage grants and keep project on time and on budget. Write quarterly and final reports to report as required by TCRP and other partner agencies and to be submitted to Watershed Association for seasonal updates and board reports

The Executive Director of the Watershed Association will provide overall guidance along with Cypress Creek WPP Executive Committee. The Watershed Coordinator will manage the Texas Clean Rivers Program water quality monitoring program in collaboration with Meadows Center for Water and the Environment. The TCRP is administered by Guadalupe Blanco River Authority, TCEQ, EPA.

Watershed Community Engagement

- Communicates the mission and initiatives of the Watershed Association through monthly newsletter, direct involvement in public relations programs, development of print & digital materials and website content
- Manages website content and updates, including web form generation and maintenance of forms via NeonCRM
- maintains Constant Contact email list for newsletter distribution

- Posts and publishes for WVWA on Facebook; updates WVWA event calendar; and promotes happenings with partner organizations.
- Collaborates with the Executive Director to prepare board update reports for board meetings

TYPICAL DUTIES of the WPP coordinator position include, but not limited to the following:

1. Work with Counties, Cities, local boards, and businesses within the Cypress Creek and Blanco Watershed to implement management strategies identified in the Cypress Creek WPP to improve water quality in the Cypress/Blanco Basin and develop funding mechanisms for putting them in place.
2. Work with state and federal agencies and organizations, as appropriate, to bring technical and financial resources to benefit the watershed.
3. Identify funding opportunities, develop, and submit grant proposals to reduce or cover costs for the project (salary and operating).
4. Track and document implementation efforts to assess progress toward established goals of the Watershed Association's CCWPP and TCRP.
5. Manage and direct Texas Clean Rivers Program, special studies and volunteer water quality sampling and evaluate surface water quality data to monitor progress and determine the need for new approaches.
6. Coordinate and conduct water quality monitoring and related scientific research, outreach education efforts across the Cypress Creek, Blanco Watersheds, including organizing training programs, participating in local community events, and partnering with local schools.
7. Develop publications (e.g., newspaper, newsletter, factsheets), and website content to promote and communicate watershed efforts.
8. Conduct regular stakeholder meetings, including CCWPP Executive Committee, Steering Committee and Work Groups, throughout the watershed to gather and incorporate local input and encourage citizen participation.
9. Provide Counties, Cities, and other partners/stakeholders within the Cypress Creek and Blanco Watershed with regular updates on progress and seek their input and recommendations on needed activities.

Reference the project tasks described in the Work Plan for the Cypress Creek WPP Clean Water Act Section 319(h) Nonpoint Source Program Grant, "Coordinating Implementation of the [Cypress Creek Watershed Protection Plan](#)".

ATTACHMENT B
Cypress Creek Watershed Protection Plan
Sustainability Plan

Cypress Creek Project Watershed Protection Plan Implementation Phase IV Final Sustainability Plan

Contract No. 582-20-10155

Report: 2023-06

Introduction

Cypress Creek watershed stakeholders seek the continuation of coordination efforts to ensure a clean, clear, and flowing future for Cypress Creek. With federal funding for the Cypress Creek Watershed Protection Plan (CCWPP), also known as the Cypress Creek Project, concluding in August 2023, local stakeholders will have the opportunity to build on a mature and multifaceted watershed protection program already established over more than a decade. For this effort to be successful, a sustainability plan is presented below to highlight the need for a locally-led program and to outline the path for its establishment.

Sustainability Plan Highlights

- **Watershed Association to serve as dedicated Watershed Coordinator**
- **Meadows Center to maintain Clean Rivers Program (CRP) monitoring**
- **Funding through Interlocal Agreement of local partners and key stakeholders**
- **Continuation of stakeholder-led process**

A recognition of the economic value of a clean, clear, and flowing Cypress Creek provides the basis for a locally funded approach to watershed protection and sustainability of the Wimberley Valley. To ensure transparency and adequate resources to continue the most important aspects of the CCWPP, an interlocal funding agreement among partners with a vested interest in the long-term health of the watershed is under development. The Interlocal Agreement will include specific requirements and recommendations for project partners including monitoring, reporting, communication, and other key deliverables. A budget will be established for each component of the plan with partner investments determined by a combination of geographic, population, and economic factors to ensure equitable levels of support.

It is recommended that primary fiscal contributors to the Interlocal Agreement would make up a Southwestern Hays County Watershed Task Force to oversee Cypress Creek Project operations. Each fiscal contributor would select a representative to the executive committee with a chair and vice-chair elected by members of the committee. Once membership has been established, by-laws for task force governance and participation could be adopted. It is anticipated that the planning, special studies and implementation of best management practices and infrastructure investment-construction will cost over \$10,000,000 or more over the next three to five years. The Watershed Association and Meadows Center for Water and the Environment in partnership with the executive committee and stakeholders will lead the fundraising and grant writing to secure a goal of two to one match of the budget presented below over the next three to five years to achieve the priorities and aims of the Watershed Task Protection Plan.

Primary fiscal partners are anticipated to include:

- The Watershed Association
- Hays County
- City of Wimberley
- City of Woodcreek
- Guadalupe Blanco River Authority
- Hays Trinity Groundwater Conservation District
- Wimberley Water Supply Corp
- Aqua Texas

Note: Task Force members could choose to allow a number of “at-large” members of the public to serve on the committee. These members would be appointed or selected through an application process.

The budget projected for sustainable operations of the most critical CCWPP components is \$341,000 annually, with a three-year total of \$1,023,000 (Table 1).

Table 1. Cypress Creek Project Sustainable Operations Three Year Budget

Item	Description	Total
Watershed Coordinator	Hays County funded Watershed Coordinator staff salary + fringe (base salary \$75,000) Watershed Association manages WC to oversee all WPP operations, serve as primary point of contact for Watershed Task Force responsible for project reporting/communications, lead special projects, and contracting as needed.	\$300,000
Watershed Association Senior Staff	Management of watershed coordinator staff	\$85,500
Meadows Center Water Quality Monitoring, Reporting, and Advisory	Quarterly monitoring of Cypress Creek and Blanco River Clean River Protection sites, including Meadows Center staff time, travel, laboratory analysis, and equipment maintenance. (\$28,500 per year)	\$85,500
Project Communications and Events	Migrate and preserve project website, reports, advertising, public communications, and watershed events.	\$22,000
Special Studies	Aquifer Pump Test, Modeling, Planning, Aquifer Storage and Recovery, One Water Infrastructure Plan, Karst Habitat Protection	\$250,000
Southwestern Hays County Watershed Task Force	Planning initiative for updating WPP goals including coordination for regional land/water/transportation master plan, policy recommendations and ordinance updates including land use and conservation investment planning, water, wastewater, stormwater infrastructure engineering and Task Force facilitation consulting services	\$250,000
Administrative and overhead	Office space, utilities, supplies,	\$30,000

expenses	transportation, maintenance, and other administrative expenses.	
Year 3 Total		\$1,023,000

Project Purpose and Background

Recognizing a significant threat to the aquatic health of the watershed posed by future development, the CCWPP received approval from the Texas Commission of Environmental Quality and the United States Environmental Protection Agency in 2010 as a first-of-its-kind, *preventative* watershed protection plan. In June 2011, The Meadows Center at Texas State University was awarded the first of three rounds of Clean Water Act Section 319(h) grant funds to begin implementation of the plan.

Together with local partners including the Wimberley Valley Watershed Association, City of Woodcreek, City of Wimberley, Hays County, Guadalupe-Blanco River Authority, Hill Country Alliance, and Hays Trinity Groundwater Conservation District, a non-regulatory, incentive-based program was established to preserve flow and prevent future degradation to Cypress Creek from water pollution. The next phase of grant funds and programming spanned August 2016 through February 2020. In December 2019, TCEQ awarded the Meadows Center a final round of funds for a final phase to be completed by August 2023.

The CCWPP established goals and milestones for policy improvements, structural best management practices, education, and local coordination. Education and outreach have been the cornerstone of the project shining a spotlight on the importance of monitoring groundwater levels, preventing nonpoint source pollution, and demonstrating how residents can personally protect Cypress Creek.

Stakeholder meetings, annual newsletters, workshops, and speaker series within the watershed introduced ways that water quality is impacted by people and encouraged ongoing stewardship of the creek. As was hoped, an educated citizenry helped clear the way for policy improvements including water quality ordinances for Wimberley and Woodcreek limiting impervious cover in future development to 20 percent and ensuring riparian setbacks. In 2020, the Jacob’s Well Groundwater Management Zone was established through a stakeholder-led effort of the Hays-Trinity Groundwater Conservation District. Wimberley ISD’s Blue Hole Primary School opened its doors as “the first One Water school in Texas” after an outpouring of public support for the effort led by The Meadows Center and Wimberley Valley Watershed Association.

Table 2 below outlines the current Cypress Creek Project executive committee members. Awarded 319 funds and concurrent matching funds gave the watershed team the launch pad needed to fulfill the watershed mission statement: “Cypress Creek: Let’s keep it clean, clear, and flowing.”

Study Area

The Cypress Creek watershed is home to a unique set of rural and urban communities, ecosystems, and has a long-standing reliance on groundwater for both drinking supply and recreational uses. The watershed is located in the Central Hays County Texas Hill Country, is comprised of the upper dry or intermittent and the lower wet or perennial streams, and collectively encompasses an area of 38 square miles or 98 square kilometers.

Local geology plays a significant role in the hydrology of the area and is characterized by cavernous limestone rock formations that comprise the underlying karst system. Perhaps the

watershed's most iconic feature, Jacob's Well, is an expression of underground water stored in the Trinity Aquifer that discharges at the land surface. The artesian spring perennially feeds water to the lower third of the creek. Flow between land surface and the subsurface creates a complex interaction between groundwater and surface water in Cypress Creek.

Although water quality in Cypress Creek is primarily meeting water quality standards, data reveals both spatial and temporal trends that may be due to climate variability, nonpoint source pollution, and changes in land use and management in the watershed. Water quality parameters vary considerably from site to site throughout the perennial part of the stream.

In general, the water chemistry at the three upper most water quality monitoring sites (Jacob's Well, RR12 north, and Blue Hole) tends to be highly influenced by inflow of groundwater, while the lower two sites (RR12 downtown and the Blanco confluence) tend to show the influence of local stream conditions and runoff from contributing watersheds. Issues of concern include excess sediment in the creek, high bacteria concentrations, and occasionally very high nutrient levels which are exacerbated by low flows. Figure 1 below shows a map of the project area.

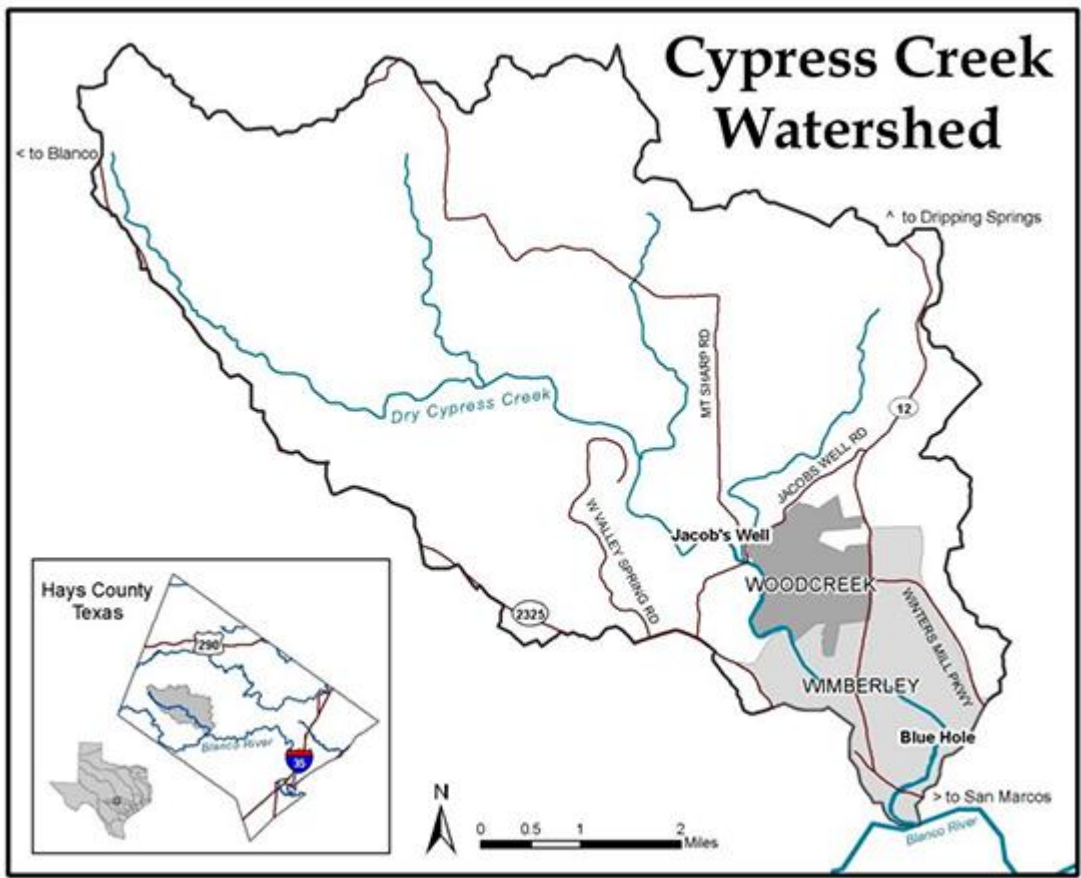


Figure 1. Cypress Creek Watershed

Historical Review

Since the formalization of the CCWPP in 2014, city, county, civic organizations, and citizens of the Wimberley Valley have actively collaborated towards conservation and preservation efforts for the Cypress Creek watershed. The community-led, EPA approved Watershed

Protection Plan is a valuable tool used to help guide efforts to effectively manage the Cypress Creek Watershed by utilizing Best Management Practices (BMPs) designed to mitigate nonpoint source pollution, anticipate future water quality impairments, and protect groundwater resources. The partnership has celebrated significant improvements in incorporating stormwater controls into site planning, implementing numerous best management practices, and enthusiastic participation in workshops and meetings. To compile feedback from stakeholders for the sustainability plan, the core team developed an extensive survey soliciting input from each section of the CCWPP in June 2022. There were 36 participants from 10 participating organizations.

When polled, stakeholders identified CCWPP accomplishments as important in helping support the mission of their agency or organization (listed in ranked order):

- 1) Making Wimberley Independent School District's new school a One Water Campus
- 2) Green Infrastructure Projects (Pervious pavers, bioswales, rainwater harvesting, rain gardens, etc.)
- 3) Creation of the Jacob's Well Groundwater Management Zone (GMZ)
- 4) Water Quality Sampling and Reporting
- 5) Flow Measurements and Reporting
- 6) Transition of Downtown Businesses and Residents to Centralized Sewer
- 7) Updated Water Quality Ordinances
- 8) Technical Resource Guides (Green Infrastructure, Best Management Practices)
- 9) Educational Signage
- 10) Workshops

Increased public awareness, working relationships between CCWPP partners, and land conservation efforts were also identified as important accomplishments.

Collective Goals of Current Stakeholders

Despite significant accomplishments since the project's inception, many challenges remain ahead. Development pressures and persistent drought conditions warrant continued collaborative effort toward safeguarding water quality and water availability.

Regarding impacts to flow and groundwater availability, stakeholders identified drought and population increases, education of new residents, management of groundwater pumping, and unmanaged growth in sensitive areas as near-term challenges. Regarding impacts to managing water quality, stakeholders identified maintaining flow, managing growth and development while minimizing impervious cover and maximizing water reuse, managing and treating stormwater, and proper maintenance or upgrades to old septic systems as near-term challenges. Furthermore, stakeholders identified flow and groundwater availability as the highest priority parameter to address for future CCWPP projects. All stakeholders agreed that the CCWPP has helped them or their organization and that work on the Watershed Protection Plan should continue.

Participating stakeholders identified future project needs and ranked them by priority for the next phase of the Watershed Protection Plan are:

1. Source switch or alternate water supply feasibility for growing groundwater demand
2. Stormwater study, analysis, and/or engineering audit
3. Community-scale Type 1 reuse feasibility study (benefits & pitfalls)
4. Demonstration project or mitigation BMP for untreated downtown stormwater flows
5. Impact analysis of water quality ordinance changes
6. Web-based water quality data accessibility enhancements

Financial Considerations

The Watershed Protection Plan represents a coordinated effort, including significant collective investment toward the common goal. Local investments have been consistently leveraged with federal grant funds throughout the project thus far. During the project's first phase from 2008 to 2010, partners provided \$211,000 in waived indirect costs and in-kind match towards the total project sum of \$527,000. Phase 2, spanning 2011 to 2015, included \$154,000 in match towards the \$386,000 total. Phase 3, spanning 2016 to 2019, included \$536,562 in match towards the \$1,341,405 total. Partners have contributed \$122,000 in match towards a total of \$305,000 during Phase 4 of the project from 2020 through 2023. The tremendous dedication of partners over the past 15 years is evident in these match amounts.

Several foundations and non-profits have donated significant funds towards additional initiatives that complement the Cypress Creek Project goals. For example, the Way Foundation has funded the Meadows Center to perform several supplemental water quality sampling studies over the life of the project that go above and beyond the scope to further identify pollutants and hindrances in the watershed. The Watershed Association raised \$250,000 to assist with the development of the Wimberley ISD Blue Hole One Water Primary School – the first One Water school in Texas designed to acknowledge the importance of protecting sensitive water resources.

Jacob's Well has stopped flowing six times in recent history—2000, 2009, 2011, 2013, 2022, and 2023. Zero and low flow conditions have major ramifications for Cypress Creek, aquatic habitat, tourism, and groundwater users. In 2022, Jacob's Well stopped flowing for the longest period on record—35 days with an average of zero flow, impacting park operations at both Jacob's Well Natural Area and Blue Hole Regional Park. Hays County suspended swimming at Jacob's Well on June 29, 2022, due to high bacteria counts brought about by heavy recreational use and low flow. The City of Wimberley suspended swimming at Blue Hole on August 1, 2022, for similar concerns. Hays County Parks and City of Wimberley Parks staff estimate a loss of \$150,000 at Jacob's Well Natural Area and a loss of \$250,000 at Blue Hole Regional Park in swim reservation revenue in 2022. Because of exceptionally low flow at the beginning of 2023, the County decided not to open swim reservations this year, which would be a projected loss of approximately \$200,000 this year.

The Wimberley Valley economy benefits substantially from the tourism industry, with 70 percent of sales tax revenue coming from tourism and hospitality (Assessment of the Economic Contribution of Cypress Creek to the Economy of Wimberley (2013)). Nature-based tourism activities attract thousands of visitors each month. Visitors come to visit area parks, swim at Jacob's Well and Blue Hole, and enjoy the beautiful Hill Country landscape in the Wimberley Valley and in turn, lodging, restaurants, and shops provide services. The City of Wimberley's approved FY2022 budget projected \$1,285,657 in sales tax revenue (City of Wimberley Website), which would indicate that nearly \$900,000 of the sales tax comes from the tourism industry.

Strategic Vision for Sustainability of the Cypress Creek Project

Groundwater and surface water resources of Jacob's Well and Cypress Creek are critically important to many governmental organizations, water providers, non-profit organizations, and research institutions. The CCWPP provides a shared vision for partners to collaborate to better protect these shared resources. Table 2 lists active partners, their interest in the

CCWPP, and direct benefits from successful groundwater and surface water management.

Table 2. CCWPP Partners, Interests, and Benefits

Project Partners (Organizations)	Interest in WPP	Direct Economic Benefits of WPP
Governmental Organizations and Water Providers		
Aqua Texas Water Supply	Several water supply wells pump water from the Middle Trinity Aquifer with about 2,250 connections (residences and businesses) within the Cypress Creek Watershed. A Texas Land Application wastewater treatment facility serves residents and businesses downtown, Woodcreek 1, Woodcreek North, and along FM 2325. Treated wastewater is irrigated on the Woodcreek Golf Course.	Revenue from water and wastewater customers.
City of Wimberley	The City of Wimberley covers approximately 9 square miles and has about 2,800 residents. 1.4 miles of Cypress Creek pass through Wimberley, including its downtown area. Residents and visitors enjoy Wimberley’s natural beauty, nature trails, and swimming opportunities. The City of Wimberley maintains Blue Hole Regional Park and the Cypress Creek Nature Preserve, which both have significant Cypress Creek frontage.	Revenue from Blue Hole Regional Park swim reservations and programs, sales tax, and hotel occupancy tax.
City of Woodcreek	The City of Woodcreek covers approximately 1 square mile and has about 1,850 residents (2022 Census Estimate). 1.3 miles of Cypress Creek pass through Woodcreek. Residents and visitors enjoy Woodcreek’s natural beauty, nature trails, and swimming opportunities.	Revenue from sales tax and hotel occupancy tax.
Hays County	All 10.2 miles of Dry Cypress Creek and 5.5 miles of Cypress Creek are within Hays County. Residents and visitors enjoy Hays County’s natural beauty, nature trails, and swimming opportunities. The Hays County Parks Department maintains the Jacob’s Well Natural Area, which hosts Jacob’s Well Spring—the headwaters of Cypress Creek.	Revenue from property taxes and swim reservations.
Hays Trinity Groundwater Conservation District	The Hays Trinity Groundwater Conservation District (HTGCD) is the local governmental body working to conserve, preserve, recharge, and prevent waste of	Management fees from service connections in public water systems with groundwater permits and

	groundwater within western Hays County. The HTGCD has approximately 100 permitted wells and coordinated 7,840 acre-feet of groundwater use in 2021.	well construction authorization transactions.
Guadalupe-Blanco River Authority	The Guadalupe-Blanco River Authority (GBRA) supports responsible watershed protection and stewardship, provides quality operational service, and promotes conservation and educational opportunities to enhance quality of life for those we serve. The GBRA is both a water utility and a wastewater service provider.	Revenue from water and wastewater customers.
Texas Commission on Environmental Quality (TCEQ) – NPS Program	The Texas Commission on Environmental Quality is the environmental agency for the state and strives to protect Texans' public health and natural resources consistent with sustainable economic development with the goal of clean air, clean water, and the safe management of waste. Impaired stream segments cause loss of property values, recreational opportunities, and can jeopardize water supplies.	Impaired water bodies require staff and materials to mitigate.
Wimberley Water Supply Corporation	Several water supply wells pump water from the Middle Trinity Aquifer with about 1,850 connections (residences and businesses) within the Cypress Creek Watershed and greater Wimberley Valley.	Revenue from water customers.
Woodcreek Property Owners Association	The pace of development within Woodcreek North has recently increased which impacts impervious cover, water supply, and potential sources of contaminants. Water supply for the neighborhood comes from Aqua Texas, whose wells directly impact spring flow at Jacob's Well.	Revenue from POA fees.
Academic and Non-profit Organizations		
Texas A&M AgriLife – Master Naturalist Program	The Master Naturalist Program provides well-informed volunteers to provide education, outreach, and service dedicated to the beneficial management of natural resources and natural areas within their communities for the State of Texas. Active programs include the Jacob's Well Guides, Restoration Rangers, and Habitat Enhanced Land Management (HELM) programs.	Volunteer group

<p>Texas State University - The Meadows Center for Water and the Environment</p>	<p>The Meadows Center is a research institute located at Texas State University that inspires research, innovation, and leadership that ensures clean abundant water. Meadows Center staff perform Clean Rivers Program quarterly and monthly monitoring on Cypress Creek and the larger watershed which supports the Meadows Center mission and research endeavors.</p>	<p>Research institution</p>
<p>Friends of Wimberley Parks (formerly Friends of Blue Hole)</p>	<p>The Friends of Wimberley Parks is a non-profit that works to promote, protect, preserve, and support Blue Hole Regional Park, Patsy Glenn Refuge, Martha Knies Community Park, Old Baldy Park, Sunrise Park, Oak Park, and Cypress Creek Nature Trail and Preserve.</p>	<p>Non-profit organization</p>
<p>Texas Stream Team</p>	<p>Texas Stream Team, a program managed by the Meadows Center, is dedicated to understanding and protecting Texas waterways through education and volunteer monitoring activities. Texas Stream Team provides training and support of community science-based water quality and environmental monitoring and technical support and assistance with water quality analyses.</p>	<p>Research institution</p>
<p>Watershed Association</p>	<p>The Watershed Association is a non-profit organization working to protect water through land conservation and education across the Hill Country. Watershed Association staff were instrumental in building community support for and forming the CCWPP at its inception.</p>	<p>Non-profit organization</p>

Technical and Administrative needs

Partners identified three key priorities for the next phase of the CCWPP: 1) Continued coordination and communication; 2) Continued water quality monitoring and data analysis; 3) Special projects.

It is proposed that Watershed Association staff take the lead in coordination and communications and host the Watershed Coordinator. Facilitating meetings, emails, and website updates to highlight topics relevant to water quality protection and water availability in the Cypress Creek Watershed benefits all partners such that each partner organization plays a different role in management, oversight, and education. It is proposed that the Cypress Creek Project website be migrated to the Watershed Association domain where, staff can curate and update it. Quarterly email and/or website post updates are proposed to document progress towards shared goals and highlight issues of interest for the partners.

Water quality monitoring through the Clean Rivers Program of the six sites along Cypress Creek, seven sites along the Blanco River, and two groundwater monitoring sites within the Wimberley Valley documents conditions and serves as a first alert to water quality problems. The Meadows Center has been leading data collection and reporting on behalf of the Watershed Association with support from several of the CCWPP partners since 2012. It is proposed that the Meadows Center report on water quality results in conjunction with quarterly newsletter or website post updates, so partners are aware of trends.

Special projects identified by the partner organizations vary substantially in required time, funding, and skill sets. It is proposed that the Watershed Coordinator and fiscal sponsors collaboratively develop a scope of work for the special project and solicit or contribute required funds for that project.

Next Steps

The sustainability plan offers a foundation for discussions moving forward. The plan and supporting Interlocal Agreement were a topic of discussion at the final Cypress Creek watershed speaker series that took place in mid-July 2023. Stakeholders and fiscal contributors will need to determine a budget mechanism to ensure equitable funding for continued sampling and coordination of watershed protection plan efforts. The Meadows Center and Watershed Association will engage in discussions with key partners throughout the summer of 2023 to confirm support and financial contributions to the Interlocal Agreement.

An initial primary goal of the Southwestern Hays County Watershed Task Force will be to release a request for proposals to identify professional consulting services for a comprehensive planning initiative to update WPP goals including coordination for a regional land/water/transportation master plan, including land use planning, infrastructure improvements, and ordinance enhancements.

The Task Force will also pursue special studies focused on Aquifer Pump Test, Modeling, Planning, Aquifer Storage and Recovery, One Water Infrastructure Plan, and Karst Habitat Protection.

**CITY OF WOODCREEK, TEXAS
DECLARATION OF TEMPORARY WATER RESTRICTIONS
RESOLUTION 2023-08-23-01**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODCREEK, TEXAS, IMPLEMENTING TEMPORARY MANDATORY RESTRICTIONS ON THE PERMITTING OF CERTAIN ACTIVITIES CONSISTENT WITH THE HAYS TRINITY GROUNDWATER STAGE FOUR DROUGHT RESTRICTIONS; IMPLEMENTING TEMPORARY DEMAND REDUCTION MEASURES; PROVIDING FOR A VARIANCE PROCEDURE; PROVIDING FOR SEVERABILITY AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Woodcreek, upon the advice of the Hays Trinity Groundwater District and water provider Aqua Texas, has determined that certain restrictive measures are required to delay potentially serious water shortage problems from impacting the health, safety, and welfare of the Woodcreek community; and

WHEREAS, the Texas Local Government Code authorizes the Mayor of the City of Woodcreek to order by means of a Proclamation the implementation of temporary water demand reduction measures; and

WHEREAS, the Hays Trinity Groundwater District is a regional authority managing water pumped out of local aquifers by providers serving the City of Woodcreek, and has established drought mitigation standards in response to the current conditions; and

WHEREAS, pursuant to Chapter 54 of the Local Government Code, the City is authorized to adopt such resolutions necessary to preserve and conserve its water resources; and

WHEREAS, the City Council of the City of Woodcreek finds that the proposed temporary restrictions on permitting activities consistent with the current mandatory Stage Four drought restrictions to promote the health, safety, and welfare of the City and its inhabitants;

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF WOODCREEK HEREBY TEMPORARILY SUSPENDS THE ISSUANCE OF ANY PERMITS IN A MANNER INCONSISTENT WITH THE STAGE FOUR RESTRICTIONS CURRENTLY IN PLACE; SUBJECT TO VARIANCE PROCEDURES WHERE NEEDED; WITH SUCH RESTRICTIONS TO REMAIN IN EFFECT UNTIL THERE IS AN ANNOUNCEMENT BY THE CITY OF WOODCREEK THAT STAGE FOUR HAS BEEN CANCELLED OR THAT STAGE TWO IS IN EFFECT:

Section 1: The City Council authorizes City staff, administration and management to take all necessary measures to restrict the permitting of prohibited activities consistent with Aqua Texas and Hays Trinity Groundwater District mandatory restrictions. Such prohibited activities includes:

- The installation or repair of automatic irrigation system;
- The permitting of new or re-filled pools, hot tubs, or similar aesthetic water features;
- The use of fountains, waterfalls, or other aesthetic features; and
- Car washing or power washing.

Section 2: This Resolution shall be made available on the City’s website, and available for review at City Hall, as soon as possible upon its passage. This Resolution will be revisited no less than every two meetings, or thirty-five days, by the City Council.

Section 3: This Resolution shall be effective immediately upon its passage.

PASSED AND APPROVED this, the 23rd day of August, 2023, on a roll call vote of the City Council of Woodcreek, Texas.

City of Woodcreek, Texas:

By: _____
Jeff Rasco, Mayor

Attest:

By: _____
Suzanne MacKenzie, City Secretary

The City of Woodcreek

IN THE MIDST OF THE TEXAS HILL COUNTRY

Item to Forward to City Council: (Select one box)

- Report / Recommendation to Council
- Request for Item to be Considered by Council

Advisory Group Sending Report/Recommendation or Request to City Council: (Select one box)

- Comprehensive Plan Advisory Work Group
- Hotel Occupancy Tax (H.O.T.) Committee
- Ordinance Review Committee
- Parks and Recreation Board
- Planning and Zoning Commission
- Platinum Roads Panel
- Tree Board
- Other: _____

Meeting Date Advisory Group Voted to Reach Out to Council: Aug 2, 2023

Subject of Report/Recommendation OR Request for Item to be Considered:

Above Ground Pool Ordinance Consideration

~ FOR CITY HALL STAFF USE ONLY ~	
Date Original Received at City Hall:	8/17/2023
Received by (City Staff Member- PRINT):	KEVIN RICE
Date Reviewed/Signed by City Manager:	8/17/2023
Date of Next City Council Meeting:	AUG 23, 2023

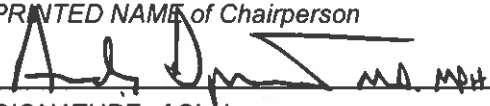
SUMMARY / HISTORY

After 3 consecutive meetings regarding a proposal for Above Ground Pools, P&Z has decided to recommend to City Council that they postpone any further action on Above Ground Pool Ordinance changes until such time that the city reutrns to Level 1 water restrictions.

RECOMMENDATION:

P&Z recommends that City Council postpone any further action on Above Ground Pool Ordinance changes until such time that the city reutrns to Level 1 water restrictions.

Submitted by: Louis A. Davenport, MD, MPH
PRINTED NAME of Chairperson

Submitted by: 
SIGNATURE of Chairperson

Date of Submission: August 17, 2023

City Manager: 
(Signature)

**CITY OF WOODCREEK, TEXAS
RESOLUTION NO. 2023-08-23-02**

A RESOLUTION OF THE CITY OF WOODCREEK, TEXAS CREATING THE DROUGHT RESPONSE PROTOCOL

WHEREAS, the City Council recognizes a responsibility and duty to keep citizens informed of important public health and safety matters; and

WHEREAS, the City Council finds that a formal protocol is necessary in the event of certain public health and safety concerns, such as widespread drought and critical fire hazards; and

WHEREAS, the City Council understands that no such formal protocol exists for drought management and communications; and

WHEREAS, the City Council finds that the creation of such protocol and its immediate implementation to be both wise and prudent to ensure the health and safety of the residents of the City of Woodcreek.

NOW, THEREFORE, BE IT RESOLVED by the City of Woodcreek City Council:

1. The document entitled, "City of Woodcreek Drought Response Protocol" is hereby approved and adopted for purposes of conducting City business.
2. The City Council directs City Staff to implement the Drought Response Protocol to the extent reasonably possible.
3. The City Secretary is instructed to include a copy of this Resolution and the Drought Response Protocol enacted by this resolution in and among the records of the City.
4. The meeting at which this Resolution was passed was open to the public, and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings act, Texas Government Code, Chapter 551.

PASSED AND APPROVED this, the ____ day of August, 2023, by a vote of __ ayes to __ nays to __ abstentions of the City Council of Woodcreek, Texas.

CITY OF WOODCREEK:

ATTEST:

Jeff Rasco, Mayor

Suzanne Mac Kenzie, City Secretary

**CITY OF WOODCREEK
DROUGHT RESPONSE PROTOCOL**

Propose: The City of Woodcreek Drought Response Protocol sets out a plan of action for the Emergency Management designee in the event that the City of Woodcreek enters drought restrictions as determined by any organizations holding the local or state authority to instate and enforce water restrictions upon the residents and citizen of Woodcreek.

Authoritative Overview: The State of Texas grants regulatory authority to local groundwater districts. The local ground water district works with water suppliers to set, monitor, and enforce drought restrictions and guidelines.

The Hays Trinity Groundwater District is the City of Woodcreek’s representative district.

Aqua, Texas serves the City of Woodcreek for water and wastewater utilities.

Action Plan:

The City of Woodcreek does not hold the authority to set drought restrictions nor enforce them.

The City can take action to inform and educate the public.

The City of Woodcreek will utilize the official drought restriction guidelines as provided by the appropriate local regulatory and enforcement agencies in all communications.

The City of Woodcreek will follow all watering restrictions set forth at any stage on all City owned properties.

RESTRICTION STAGE	CITY OR WOODCREEK RESPONSE
Stage 1	<ul style="list-style-type: none"> • The City creates/posts a drought information page on the website* • An email along with the notice of Stage 1 drought response guidelines. This may be attached to regular City communication. • A social media post shall be made. This should be independent from other City communication.
Stage 2	<ul style="list-style-type: none"> • The City will send an email notifying the public of the change to Stage 2 in the drought condition guidelines. This may be attached to regular City communication. • The website will be updated with this information. • Signs will be placed at designated spots in the City to notify the public of the Stage 2 drought restrictions. • A social media post shall be made. This should be independent from other City communication.

<p>Stage 3</p>	<ul style="list-style-type: none"> • The City will send an email notifying the public of the change to Stage 3 in the drought condition guidelines. This will be a specially issued email separate from other city business. It will contain the “Immediate Action” section of the citizen recommendations section of the website. • The website will be updated with this information. • Signs will be placed at designated spots in the City to notify the public of the Stage 3 drought restrictions. • A colored postcard will be sent to all addresses on file in the City of Woodcreek providing notice of the Stage 3 drought restrictions. This will include any relevant burn ban information in effect at the time. • A banner on the website will be placed, but may be interchanged for timelier and/or temporary public notices as needed. This drought banner will include any relevant burn ban information in effect at the time. • A social media post shall be made. This should be independent from other City communication.
<p>Stage 4</p>	<ul style="list-style-type: none"> • The City will send an email notifying the public of the change to Stage 4 in the drought condition guidelines. This will be a specially issued email separate from other city business. It will contain the “Immediate Action” section of the citizen recommendations section of the website. • The website will be updated with this information. • Signs will be placed at designated spots in the City to notify the public of the Stage 4 drought restrictions. • Moratorium on new pool construction permits. • Meeting with Camp Young Judaea (fireworks) and Double J Golf Course (watering the greens) to discuss possible changes in procedures. • Call of attend a meeting of the local “Water Task Force” • A colored postcard will be sent to all addresses on file in the City of Woodcreek providing notice of the Stage 4 drought restrictions. This will include any relevant burn ban information in effect at the time. • A door hanger will be distributed by hand to every home in the City of Woodcreek providing notice of the Stage 4 drought conditions, sharing the City’s drought page link on the website, and listing the Citizen Recommendations “Immediate Action” section of the website. This will include any relevant burn ban information in effect at the time. • A permanent banner will remain on the City website. This drought banner will include any relevant burn ban information in effect at the time. • A social media post shall be made. This should be independent from other City communication.

- | | |
|--|---|
| | <ul style="list-style-type: none"> • Request a meeting with an Aqua representative and possible presentation at the following City Council meeting |
|--|---|

**Website Guidelines: Prominently displayed. Remains in place for the duration of the drought. Restate the official communication issued by Aqua, Tx. Provides a list of recommendations for Citizens (see below) and any water conservation incentive programs the City of Woodcreek may have in effect at the time.*

Should a burn ban be in place during any of these stages that additional information will be included with all City communications pertaining to the drought response.

Citizen Recommendations (to be posted on the website):

The City of Woodcreek is asking residents for assistance in reducing water consumption. Please help us by considering taking the following actions. These requests are made in addition to the required drought restriction guidelines issued by the regulatory and enforcing agencies.

Immediate Action

- Check for running toilets and fix
- Download bills if not receiving paper and check the monthly water use to monitor consumption
- Move plants indoors that need more frequent watering or utilize shade cloth
- Turn off all water use in the house and check the outdoor meter to see if undetected water leaks are occurring
- Cover swimming pools when not in use.
- Reduce consumption in bathrooms by not letting the water run when not directly in use

Tips/tricks for Stage 4 Drought Restrictions: use a dishwasher rather than handwashing dishes, if you hand wash utilize a water catchment tube to reduce water loss, catch shower run off to water plants (soap free), and catch A/C line runoff to water plants.

Long-term planning

- Install drought tolerate landscaping and remove or minimize the “traditional grass lawn”
- Install low flow toilets and water efficient appliances

-Install rainwater collection to support water demands

City Initiatives and Goals:

- Rainwater collection at all City properties and any new builds on public land
- Rainwater collection incentive program sponsored by the City
- Rebate program for low flow toilets and high efficiency appliances
- Rebate program for new construction (or retrofitting) with purple pipes*
- Annual best “drought friendly yard” award

DRAFT

ALERT

STAGE 4 DROUGHT RESTRICTIONS & CRITICAL BURN BAN IN PLACE FOR THE CITY OF WOODCREEK



The City is asking residents to help reduce water consumption

These activities are **prohibited** by the Stage 4 Drought Restriction guidelines

- Automatic irrigation systems - Hose-end sprinklers - Power washing
- car washing - The use of soaker hoses for other than foundation
- Filling/refilling pools, ponds, fountains, waterfalls and other decorative water features - The use of fountains, waterfalls and other decorative water features

Additional actions you can take...

- Check monthly water bill to monitor use
- When no water is being used in the house check outdoor water meter to see if there might be leaks
- check for dripping faucets or running toilets and fix
- Move potted plants indoors or use shade cloth
- Cover swimming pool when not in use
- Reduce water consumption in bathrooms by only running water when in direct use. (EX: shut off faucet while you brush your teeth)
- Run a full dishwasher rather than handwash
- Place bucket in shower while water warms up and use to water plants



Take extra precautions to prevent fire.

- Outdoor fires are prohibited at this time
- Please do not grill outdoors
- Fully extinguish cigarettes and do not throw them on the ground
- Check that your home fire extinguisher has not expired

Council Meeting Agenda Item Cover Sheet

AGENDA ITEM SUBJECT/ TITLE:

Discuss and Take Appropriate Action on Ordinance Review Committee Reports

AGENDA ITEM SUMMARY:

The Ordinance Review Committee has been diligently working on review of ordinances that directly impact current residents of the City of Woodcreek. Attached are all the documents generated by the Ordinance Review in their recent reports and those requested of the Chairperson by staff. Council can decide whether or not to accept the report. Should the report be accepted, the Council should determine the next steps to take with any possible updates to the Woodcreek Code of Ordinances as suggested by the Ordinance Review Committee.

RECOMMENDATION:

Recommend that Council accept the Ordinance Review Committee report and determine the next steps to bring possible City of Woodcreek Code of Ordinance updates to Council for direct review and possible approval.

FINANCIAL IMPACT:

none at this time - codification costs should potential code updates proceed in the future

SUBMITTED BY:

Debra Hines

AGENDA TYPE:

New Business

COMPLETION DATE:

8/14/2023 12:30:12 PM

Item to Forward to City Council: (Select one box)

- Report / Recommendation to Council
 Request for Item to be Considered by Council

Advisory Group Sending Report/Recommendation or Request to City Council: (Select one box)

- Comprehensive Plan Advisory Work Group
 Hotel Occupancy Tax (H.O.T.) Committee
 Ordinance Review Committee
 Parks and Recreation Board
 Planning and Zoning Commission
 Platinum Roads Panel
 Tree Board
 Other: _____

Meeting Date Advisory Group Voted to Reach Out to Council: July 11, 2023

Subject of Report/Recommendation OR Request for Item to be Considered:

Chapters 90, 93, & 94

~ FOR CITY HALL STAFF USE ONLY ~	
Date Original Received at City Hall:	
Received by (City Staff Member- PRINT):	
Date Reviewed/Signed by City Manager:	
Date of Next City Council Meeting:	

SUMMARY / HISTORY

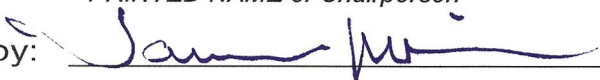
All as detailed in my report of July 14 report to Council as sent to Councilmember Hines with a copy to Staff.

RECOMMENDATION:

While it has been presented to me that these revised Chapters will be sent to legal and returned back to our Committee for further revision, let me assure you that this is totally unnecessary. Besides incurring needless expense, our reports reflect Citizen input. These revisions reflect our opinions as to how they may "read better," make them easier to interpret. To have legal change them would be to make them reflect legal's opinion, not ours. As I have repeatedly tried to explain, we do not create a finished product; it is not meant to be a published Ordinance. We submit to our Council liaison and it is up to her and Council what they next do with it. By continuing to submit in our coloured text format, a reader can easily see how are changes vary from the Original text. This cannot be done in a bullet-point fashion; that would make it much harder for anyone down the chain to undersand.

We will submit to Staff in the future using this form as you have requested, but we will continue to finalize our revised texts by sending them with a report to Council liaison. We are very happy to work with Staff in these matters, but our report will continue to represent our Committee's opinion.

Submitted by: James Miller
PRINTED NAME of Chairperson

Submitted by: 
SIGNATURE of Chairperson

Date of Submission: July 25, 2023

City Manager: _____
(Signature)

CHAPTER 90: - ANIMALS

FINAL
REVISED
TEXT

GENERAL PROVISIONS

- **§ 90.01 - DEFINITIONS.**

~~Exotic Animals, Fowls And Reptiles. Animals, fowls and reptiles normally not considered household pets, to include lions, tigers, jaguars, javelinas, bobcats, coyotes, wolves, llamas, pea fowl, falcons, alligators, and geese.~~

Exotic or Wild Animals: means and includes any mammal, amphibian, reptile, or fowl, which is of a species that is wild by nature and of a species, which, due to size, vicious nature, or other characteristic, is or may be dangerous to human beings. Such animals shall include, but not be limited to, lions, tigers, leopards, panthers, lynx, wolves, coyotes, deer, raccoons, ratites (ostriches, rheas, cassowaries, and emus), skunks (whether deodorized or not), monkeys whose average weight as an adult exceeds 20 pounds, foxes, javelinas, llamas, elephants, rhinoceroses, alligators, crocodiles, falcons, pea fowl, and all forms of poisonous reptiles; any species of animal which is considered endangered by international, federal, or state regulations. The term "wild or exotic animal," as used in this chapter, shall not include birds, ferrets, gerbils, hamsters, guinea pigs, mice, small lizards or turtles, or rabbits that are maintained as personal or household pets.

Handler. Any person(s) with whom an animal has been placed by the owner of such animal for the purpose of that person(s) having control of such animal on behalf of the owner.

Owner. Any person, persons, firms, corporations, or associations keeping, having custody, or harboring an animal, fowl, or reptile.

Running at Large. Not under the direct physical control of the owner or handler by leash, cord, ~~chain~~ or similar direct physical control and not being ~~kept physically restrained~~ prevented from leaving the premises of the owner.

Typical Farm Animals and Fowls. Equine, hHogs, cattle, horses, jacks, jennets, sheep, goats, chickens, geese, ducks, turkeys or like animals and fowls.

(Ord. 85-19C, 4-10-1996; Ord. [19-260](#) , 6-12-2019)

- **§ 90.02 - TYPICAL FARM ANIMALS AND FOWL.**

Typical farm animals ~~and fowl~~ will not be permitted within the City.

(Ord. 85-19C, 4-10-1996; Ord. [19-260](#) , 6-12-2019)

Cross reference— Penalty, see [§ 90.99](#)

- **§ 90.03 - EXOTIC OR WILD ANIMALS. ~~, FOWL AND REPTILES.~~**

Exotic ~~or Wild~~ animals, ~~fowl and reptiles~~ will not be permitted within the City.

(Ord. 85-19C, 4-10-1996; Ord. [19-260](#) , 6-12-2019)

Cross reference— Penalty, see [§ 90.99](#)

- **§ 90.04 - UNREASONABLY LOUD BARKING OR HOWLING BY DOGS.**

It shall be unlawful for a dog to make unreasonable loud barking or howling noise. For purposes of this section, *unreasonable loud barking or howling noise* is defined as barking or howling of such a degree of loudness and duration that it is ~~then and there~~ disturbing to a person or persons in the vicinity ~~or~~ *earshot* of the dog.

- (A) Any such person or persons so disturbed must file a ~~sworn~~, written complaint with the *City of Woodcreek appropriate authorities to initiate prosecution under this section.*
- (B) The owner or handler of the dog shall be deemed responsible for training or hiring someone to train the dog to be reasonably quiet.
- (C) Barking dogs are not allowed outside an enclosed residential area between the hours of 11:00 p.m. and 5:00 a.m.

(Ord. 85-19C, 4-10-1996; Ord. [19-260](#) , 6-12-2019)

Cross reference— Penalty, see [§ 90.99](#)

- **§ 90.05 - DOGS UNDER DIRECT PHYSICAL CONTROL OF OWNER, HANDLER.**

(A) Every dog shall be kept under the direct physical control of an owner or handler or shall be physically restrained from leaving the premises of the owner or handler of such dog.

~~(B) It shall be unlawful for any owner or handler of a dog(s) to allow the dog(s) to defecate on any portion of the Quicksand Golf Course, recreation areas, green belts, street right-of-ways, esplanades, and privately owned lots upon which a dwelling exists unless all feces are immediately removed and discarded in a sanitary manner. This restriction applies to both a dog(s) running at large or a dog(s) under direct physical control of owner or handler.~~

(B) The owner/handler is responsible for removing any feces due to defecation of their dog from public or private property and discard it in a sanitary manner. This applies to dogs in areas including, but not limited to the golf course, recreation areas, green belts, street rights-of-way and privately owned property.

(Ord. 85-19C, 4-10-1996; Ord. [19-260](#) , 6-12-2019)

Cross reference— Penalty, see [§ 90.99](#)

- **§ 90.06 - COMPLAINTS.**

Any complaint alleging violation of any portion of this subchapter must ~~be a sworn, written complaint filed with the appropriate authorities to initiate prosecution under this section.~~ follow the procedures outlined in the *APPLICATION FOR CITY OF WOODCREEK CITIZEN COMPLAINT FORM*, on file with the City.

Complaints to be filed pertaining to [§ 90.04](#) must follow the procedures outlined in the *BARKING DOG NOISE COMPLAINT FORM*, on file with the City.

(Ord. 85-19C, 4-10-1996; Ord. [19-260](#) , 6-12-2019)

- **§ 90.07 – FEEDING OF WILD OR EXOTIC ANIMALS**

It shall be unlawful for any person to intentionally or knowingly feed any wild or exotic animals within the City limits. *Intentionally or knowingly feeding* shall consist of, but not be limited to, having an established receptacle within which corn, maize, oats, commercial mixes of any kind or any other vegetable matter that is not a live and growing plant, is maintained for the feeding of such wild animals in the City; physically handing any food product to a wild animal; intentionally or knowingly leaving food attractive to wild animals in an area where they commonly feed; and any other activity wherein a food commonly eaten by such wild animal is placed or left with the intent to feed them.

This paragraph does not apply to hummingbird feeders, wild bird feeders, or squirrel feeders that are suspended off the ground.

GEESE

- ~~§ 90.16 – FEEDING GEESE PROHIBITED.~~

~~It shall be unlawful for any person to intentionally or knowingly feed any wild Egyptian goose or any other member of the geese family, within the City limits. *Intentionally or knowingly feeding* shall consist of, but not be limited to, having an established receptacle within which corn, maize, oats, commercial mixes of any kind or any other vegetable matter that is not a live and growing plant, is maintained for the feeding of geese in the City; physically handing any food product to a goose; intentionally or knowingly leaving food attractive to geese in an area where geese commonly feed; and any other activity wherein a food commonly eaten by geese is placed or left with the intent to feed geese.~~

~~(Ord. 19-260, 6-12-2019)~~

~~Cross reference — Penalty, see § 90.99.~~

DEER

- ~~§ 90.20 – FEEDING DEER PROHIBITED.~~

~~It shall be unlawful for any person to intentionally or knowingly feed any whitetail deer, or any other member of the deer family, within the City limits. *Intentionally or knowingly feeding* shall consist of, but not be limited to, having an established receptacle within which corn, maize, oats, commercial mixes of any kind or any other vegetable matter that is not a live and growing plant, is maintained for the feeding of deer in the City; physically handing any food product to a deer; intentionally or knowingly leaving deer food in an area where deer commonly feed; and any other activity wherein a food commonly eaten by deer is placed or left with the intent to feed deer.~~

~~(Ord. 01-72B, 4-10-2002; Ord. 19-260, 6-12-2019)~~

~~Cross reference — Penalty, see § 90.99~~

- **§ 90.21 - INTERFERENCE WITH DEER TRAPPING PROHIBITED.**

It shall be unlawful for any person to intentionally or knowingly interfere with the City authorized deer trapping efforts. *Intentional or knowing interference* shall consist of, but not be limited to, tampering with any trapping equipment or nets, deterring deer from a trapping area physically or with the use of

noise, removing deer feed left by City personnel or other authorized persons to attract deer to a trapping area or permitting dogs to enter the trapping area.

(Ord. 01-72B, 4-10-2002; Ord. [19-260](#) , 6-12-2019)

Cross reference— Penalty, see [§ 90.99](#)

- **§ 90.22 - ENFORCEMENT.**

The Mayor, City Staff, and Law Enforcement, both regular and reserve officers, are empowered to enforce this subchapter.

(Ord. 01-72B, 4-10-2002; Ord. [19-260](#) , 6-12-2019)

- **§ 90.99 - PENALTY.**

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to [§ 10.99](#) of this Code of Ordinances.

(B) The penalty for any violation of §§ [90.01](#) through ~~90.06~~ [90.05](#) of this chapter shall not exceed \$500.00. Each day any violation of §§ [90.01](#) through ~~90.06~~ [90.05](#) of this chapter shall continue shall constitute a separate offense.

(C) The fine for the first conviction or violation of [§ 90.04](#) of this chapter shall not exceed \$200.00 or the maximum amount permissible under state law.

(D) The fine for the first conviction or violation of [§ 90.05](#) of this chapter shall not exceed \$200.00 or the maximum amount permissible under state law.

~~(E) The fine for the first conviction or violation of [§ 90.06](#) of this chapter shall not exceed \$500.00 or the maximum amount permissible under state law.~~

(E) Any person convicted of violating any provision of §§ ~~90.20~~ [90.21](#) through ~~90.22~~ of this chapter shall be guilty of a misdemeanor and shall be subject to a fine in an amount not to exceed \$500.00 per occurrence.

(Ord. 85-19C, 4-10-1996; Ord. 01-72B, 4-10-2002; Ord. [19-260](#) , 6-12-2019)

CHAPTER 93: - FIRE PREVENTION AND PROTECTION

**FINAL
REVISED
TEXT**

Cross reference— Fireworks, see Ch. 94; ~~Health and Sanitation, see Ch. 95.~~

- **GENERAL PROVISIONS**
- **§ 93.01 - ARSON REWARD.**

(A) The City hereby offers a reward of \$500.00 to anyone who secures and furnishes information ~~necessary to and~~ which results in arrest and conviction of any person or persons who commit the crime of arson within the City's corporate limits. ~~of said City.~~

(B) This reward is a standing offer and shall be paid out of the General Fund of the City.

(Ord. 85-11, 5-1-1985; Ord. [19-261](#), 6-12-2019)

- **OPEN BURNING**
- **§ 93.15 - TITLE.**

This subchapter shall be known, ~~cited, and commonly referred to~~ as the "Open Burning Ordinance of the City of Woodcreek".

(Ord. 85-18C, 5-26-1998; Ord. [19-261](#), 6-12-2019)

- **§ 93.16 - PURPOSE.**

The purpose of this subchapter is to protect public safety and property within the City.

(Ord. 85-18C, 5-26-1998; Ord. [19-261](#), 6-12-2019)

- **§ 93.17 - DEFINITIONS.**

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Open burning. Any burning of brush, trash, wood, plastics, leaves, waste products or similar materials outdoors, other than in an incinerator designed and constructed for such purpose and having a written permit issued by the Fire Marshal.

Trash. ~~Any thing~~ ~~Anything~~ worthless and useless, building materials, twigs, trees, limbs, rubbish, garbage, rags and brush.

(Ord. 85-18C, 5-26-1998; Ord. [19-261](#), 6-12-2019)

• **§ 93.18 - OPEN BURNING PROHIBITED; RESTRICTIONS.**

(A) It shall be unlawful for any person to burn any garbage, trash, brush or other waste, ~~wood lumber~~, plastic or organic material outdoors within the City, ~~unless such burning is authorized by the City by permit. performed in a device or structure designed and constructed for such purpose and used in accordance with the manufacturer's instructions and provisions of this chapter.~~

(B) The Fire Marshal, City Marshal and all City officials are granted the authority and responsibility of enforcing the following provisions of this subchapter.

(1) Open burning within the City is declared to be a public nuisance and hazard to adjoining property.

(2) Open burning is prohibited at all times when a burn ban has been declared by Hays County.

(3) Absent a burn ban, small fires are permitted in residential fire pits or chimineas provided:

(a) The fire pit or chiminea is not located within five feet of ~~the a~~ residence or structure;

(b) The fire pit has large metal sides, built up concrete blocks, or is constructed of cement, rock, or similar non-flammable/non-conductive materials;

(c) The chiminea is placed on a non-flammable stand or is elevated to not be placed directly on the ground and/or ~~a~~ structure.

(d) The fire pit or chiminea must be completely covered by a spark arrestor or similar fine metal grate to prevent flying sparks and embers;

(e) All fire pits must be based on a solid, non-flammable surface (rock, brick);

~~(f) Non-commercial preparation of food utilizing a bar-b-que, grill, smoker or individual device;~~

(g) The fire must be attended at all times; and

(h) The property owner ~~or the fire attendant~~ has ~~the~~ means to extinguish the fire ~~at all times, if when~~ necessary.

(4) Any governmental entity, with permission from the City, may conduct open burning in the City limits to correct an obvious hazardous condition or to conduct fire training.

(5) It shall be unlawful for any person or persons to violate any verbal or written directive of the Fire Marshal, City Marshal or any City official when the directive prohibits, restricts, limits or sets guidelines for open burning.

(6) The Fire Marshal, City Marshal and all other officers of the City are granted the authority to enforce the provisions of this subchapter and impose temporary restrictions upon the use of outdoor fire pits or chimineas as conditions warrant.

(Ord. 85-18C, 5-26-1998; Ord. 18-242, 1-17-2018; Ord. [19-261](#), 6-12-2019)

Cross reference— Penalty, see [§ 93.99](#)

• **§ 93.19 - LIABILITY.**

In addition to penalties provided in [§ 93.99](#) of this chapter, any person or persons conducting open burning shall be liable for property damage or injury, if any, caused as a result of his, her or their open burning.

(Ord. 85-18C, 5-26-1998; Ord. [19-261](#), 6-12-2019)

• **§ 93.99 - PENALTY.**

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to [§ 10.99](#) of this Code of Ordinances.

(B) Any person, firm or corporation who violates any provisions of §§ [93.15](#) through [93.19](#) of this chapter, or any order made under authority of §§ [93.15](#) through [93.19](#) of this chapter, or who causes or permits any such violation of §§ [93.15](#) through [93.19](#) of this chapter, shall be guilty of a misdemeanor and, upon conviction, shall be fined an amount not to exceed \$2,000.00. Each and every day on which any violation is committed or permitted to continue shall constitute a separate offense and shall be punished as such.

(Ord. 85-18C, 5-26-1998; Ord. [19-261](#), 6-12-2019)

CHAPTER 94: - FIREWORKS

FINAL
REVISED
TEXT

- **§ 94.01 - TITLE.**

This chapter shall be known, *cited, and commonly referred to* as the "Fireworks Ordinance of the City of Woodcreek".

(Ord. 88-30A, 4-12-1995; Ord. [19-262](#) , 6-12-2019)

- **§ 94.02 - PURPOSE.**

The purpose is to protect the general welfare and safety of the citizens of the City.

(Ord. 88-30A, 4-12-1995; Ord. [19-262](#) , 6-12-2019)

- **§ 94.03 - DEFINITIONS.**

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Fireworks. Any firecrackers, ~~cannon crackers, sky rockets, torpedoes~~, Roman candles, sparklers, *sky lanterns, squibs, fire balloons, star shells, gerbs* or any other substance *or device in whatever combination by a designated name* which is intended for use in obtaining visible or audible pyrotechnic display, and such term shall include all articles or substances within the commonly accepted meaning of fireworks, whether herein ~~specially~~ *specifically* designated and defined or not.

Person. Any natural person, association of persons, partnership, corporation, agent or officer of a corporation.

(Ord. 88-30A, 4-12-1995; Ord. [19-262](#) , 6-12-2019)

- **§ 94.04 - RESTRICTIONS AND RULES; AUTHORITY.**

Law Enforcement, the Fire Chief, and the Fire Marshal are granted the authority and are responsible to enforce the following provisions of this chapter.

(A) The sale and/or distribution of fireworks within the corporate limits of the City is prohibited.

(B) It shall be unlawful for any person to ignite, detonate, discharge or fire any fireworks of any description within the City.

(C) A sworn complaint may be filed in a court with appropriate jurisdiction ~~the Municipal Court of the City~~ charging that sale, distribution, igniting, detonating, discharging or firing of fireworks has taken place; specifying the time, date, location and persons charged. ~~; provided, however, that, t~~ This division ~~(C)~~ shall not be construed as requiring such a complaint in order to enforce this chapter.

~~(D)~~ A public display of fireworks may be authorized by the *County* Fire Marshal when any adult person, firm, corporation or association has made a written application at least ~~48 hours~~ *10 days* in advance of the date of the proposed display, it shall be the duty of the County Fire Marshal to make an investigation as to whether the proposed display may be hazardous to property or dangerous to any persons and shall grant or deny the application based upon his or her findings.

(Ord. 88-30A, 4-12-1995; Ord. [19-262](#), 6-12-2019)

Cross reference— Penalty, see [§ 94.99](#)

- **§ 94.99 - PENALTY.**

Any person, firm or corporation who violates any provisions of this chapter, or any order made under authority of this chapter, or who causes or permits any such violation of this chapter shall be guilty of a misdemeanor and, upon conviction, shall be fined an amount not to exceed \$2,000.00. Each day any violation of this chapter shall continue shall constitute a separate offense.

(Ord. 88-30A, 4-12-1995; Ord. [19-262](#), 6-12-2019)

DRAFT



The .gov means it's official.

Federal government websites always use a .gov or .mil domain. Before sharing sensitive information online, make sure you're on a .gov or .mil site by inspecting your browser's address (or location) bar.



This site is also protected by an SSL (Secure Sockets Layer) certificate that's been signed by the U.S. government. The **https://** means all transmitted data is encrypted - in other words, any information or browsing history that you provide is transmitted securely.



Animal and Plant Health Inspection Service

U.S. DEPARTMENT OF AGRICULTURE



USDA FAQ's and resources about coronavirus (COVID-19). [LEARN MORE](#)

Don't Feed Wildlife



Help keep wildlife wild and healthy. Wildlife Services encourages you to avoid feeding wildlife such as ducks, geese, gulls, raccoons, deer, squirrels or coyotes. One way you can help reduce wildlife conflicts with people is by not feeding wildlife near human populations and in parks.

Wildlife Services experts are often asked to assist with wildlife damage problems related to animals that have been accidentally or intentionally fed by people. Feeding wildlife can lead to a number of serious problems:

- Human food is not healthy for wild animals, and they do not need food from humans to survive. Wild animals have specialized diets, and they can become malnourished or die if fed the wrong foods. Also, animals cannot distinguish food from wrappers or foil and can get sick eating these items.
- Feeding leads to public health concerns. Too many animals in one place increases the chance of disease transmission to people and among other wildlife.
- Animals accustomed to people often lose their fear of people and can become aggressive. Those that become too aggressive may have to be destroyed to protect people and property.
- Birds gathering near or on airports can become victims of bird-aircraft collisions, potentially causing flight delays, damage to aircraft, and loss of human life.
- Animals fed along roads tend to stay near roads, increasing the chance of vehicle-animal accidents.
- Large concentrations of ducks and geese can pollute nearby waterways, backyards and athletic fields. Some waterfowl species drop up to a pound of feces every day!

How You Can Help

Item 7.

Many people enjoy living near and watching wildlife. You can help keep animals wild by keeping the following tips in mind.

- Do not encourage wildlife by feeding or leaving food for them.
- Don't allow bird food to accumulate on the ground.
- Don't place food scraps in gardens or compost bins, and use a closed compost bin.
- Keep pet food and water containers indoors, especially at night.
- If you have fruit trees, harvest or dispose of fruit when it is ripe.
- Use metal or durable plastic trash containers with tight fitting lids.
- Enjoy viewing wildlife at a distance. Respect their space and remember they are wild animals that should stay wild.

For more information or assistance with a wildlife damage issue, please call your WS state office at **1-866-4USDA-WS (1-866-487-3297)**.

Resources:

- Living With Wildlife: Canada Geese
- Living With Wildlife: Raccoons
- Feral Swine Damage Management Program

Research:

- An Analysis of Deer-Vehicle Collisions: the Case of Ohio
- The Costs of Bird Strikes and Bird Strike Prevention
- Human-Bear Conflicts

Signs for airports, parks and public areas:





Image Details

The Hidden Harm in Feeding Your Local Wildlife

The Hidden Harm in Feeding Your Local Wildlife

Why feeding wild animals is harmful for them and us

Written By



Caitlin May

It can be easy to see wild animals in our backyards and public areas and think that they are just like our pets at home. It might even be tempting to sneak one of these critters a snack. But feeding wild animals, whether on purpose or by accident, can be harmful to their health and ours. Read on to learn more about how to safely interact with your local critters.

What is the difference between accidental and intentional feeding?

An accidental feeding is when the animal gained access to the food indirectly. Many accidental feedings occur when animals get into litter that's been left behind or loosely secured trash.



An animal sneaking into your trash can or an unsecured trash bin at a wildlife refuge might lead to an accidental feeding. | Image Details

An intentional feeding is when an animal gains access to food because of direct human interaction. This type of feeding might include leaving food out for an animal in your backyard or encouraging an animal to eat out of your hand.



Hand feeding or leaving food out for a wild animal would be intentional feeding. | Image Details

Why is it harmful to feed wild animals?

Item 7.

Wild animals have naturally specialized diets.

Most wild animals have grown to have a specific diet over time. Some may thrive best on insects, others may feed only on plants. Regardless, human or domestic pet food is not part of a wild animal's diet. Food designed for humans or domestic pets is meant to meet the nutritional needs of the species it is designed for. If a wild animal were to eat food like this, they might not get the nutrients they need in order to survive. Malnourished animals are likely to die from lack of proper nutrients or predation due to their weakened body.

Even though it may seem like your local possum, raccoon, or other animal might be able to eat food designed for your household pet, it is still unsafe for wildlife to eat pet food. Most pet foods are designed to meet the specific nutritional needs of domesticated animals and are not meant for the active lifestyle of a wild animal. Pet food is just as harmful to wildlife as human food.

Wild animals are not used to packaged foods.

Many foods designed for humans and domestic pets are wrapped in foil, paper, or plastic wrappers while the food that wildlife eat in their natural habitat do not come wrapped. Most animals have never had to identify a wrapper and avoid eating it. If accidentally eaten, they may get sick.

Wild animals can become too accustomed to people and become dangerous.

Wild animals that gain regular access to human or domestic pet food slowly get used to being in busy areas and seeing humans. Over time, these usually calm and docile animals may become aggressive and cause harm to people in the area.

Wild animals might expose you or your loved ones to disease.

Interacting with and feeding wildlife can be dangerous to humans too. Animals can carry diseases, including hantavirus and rabies. Avoid exposing yourself to these harmful diseases by taking care to not feed or closely interact with wildlife.



A sign at Tualatin River National Wildlife Refuge advising visitors not to feed the wildlife. | Image Details

I have birdfeeders in my backyard—is that okay?

The short answer is yes, feeding your backyard birds is okay (with some conditions). Research done on this subject has shown that there is little to no indication that backyard bird feeding negatively impacts the diet, behavior, or activities of birds. Basically, bird behavior is not changed by feeding in a way that could harm humans like we see with other wildlife.

Sydney Dragon, SCA Intern for the USFWS Arlington Ecological Services Office and passionate advocate for backyard bird feeding, says, “As a birdwatcher, we place bird feeders outside to enjoy the beauty of wild birds up-close. In turn, the birds are eating the birdseed to supplement nutrients in their diet that they may be lacking. Due to pesticides, habitat loss, housing developments, infrastructure, and climate change, the natural food of birds has decreased. Therefore, bird feeding benefits birds when done the correct way.” Dragon also emphasizes that store-bought birdseed is designed to mimic some of the foods found in their natural diet and can be a healthy food source for many birds.

The one similarity between feeding birds and feeding other wildlife is the spread of disease. Birds, like other animals, can contract diseases from any common source, including a feeding station. It’s easy to keep your feeding station disease-free by cleaning it regularly, watching birds for any signs of distress, and preventing your

feeders from turning into buffets for other non-avian wildlife. You can read more [here](#) about how to keep your birdfeeders safe for your local avian friends, or check out Dragon's [video about bird feeding basics](#) Item 7.



An evening grosbeak perches at a bird feeder. | Image Details

How can I safely interact with wildlife and prevent accidental feedings?

Observe wildlife from a distance. If you want a closer look, use a pair of binoculars.

Securely close your trash, recycling, and compost bins.

Keep pet food and water containers indoors instead of outside.

If you have a bird feeder, regularly sweep up any excess seed that falls on the ground.

Don't litter—throw away your trash in a trash can or bin. If there isn't one nearby, take your trash with you and throw it out when you find a trash can.

If you see an animal that you think may be orphaned, injured, or in need of further assistance, contact a local licensed wildlife rehabilitator. Do not attempt to rescue or feed the animal yourself.

Story Tags

BIRDS

BIRDWATCHING

CONNECTING PEOPLE WITH NATURE

HUMAN IMPACTS

HUMAN-WILDLIFE CONFLICTS

MAMMALS

SUBURBAN AREAS

WILDLIFE VIEWING

Written By



Caitlin May

Memo

To: Councilmember Hines
 Council Liaison: Ordinance Review Committee Date: July 14, 2023

From: Jim Miller
 Ordinance Review Committee Chairman

Re: Revised Text: Chapters 90,93 & 94

Debra,

Enclosed are the final revised Ordinances as approved and voted by this Committee. I will resubmit these utilizing the new “form” format designated by staff (and I assume mandated by Council) once I receive those documents.

As voted and agreed in our July 11th meeting, you are asked to obtain agreement from Council on two points:

1. The Committee would like to work on the issue of parking within the City. We feel this issue needs modernizing.
2. Confusion has been introduced as to the purpose and *operandi* of the Committee. We seek clarification on this from Council.

On this second point, we have heard the argument that we as common citizens are not capable of writing Ordinances; it is the “whereas” argument. This is a misdirection of what our committee does. We do not write law in the sense that we are careful not to change law. We are a citizens’ committee that adds our input and opinion as to how the wording of existing law could be made more understandable to the property owners. We simply clarify the ordinances based upon our opinion.

The results of our work are put in a format (red text for deletions, green for additions or substitutions) that make it easy for the Council to see what we have done. We fully understand that our work is not a final document and assume that Council may seek opinion from legal if they embrace the changes. We approach each sentence in a paragraph that we work on with the question, “Do I fully understand what this sentence means?” In that respect, we hope that we are a resource for Council, representing a sampling of homeowners’ reaction to an ordinance.

An example of how we are careful not to change the law would be in Chapter 94, Fireworks: several members of the committee felt that sparklers should not be banned. I pointed out that they are currently banned, therefore if we remove them from the prohibited paragraph, we would be writing law. Instead, we simply advise Council that this should be considered, but we did not change the prohibition.

We have suspended meeting in August allowing time for clarification on these issues.

NOTES ON THE ORDINANCES AS REVISED

Chapter 93: FIRE PREVENTION AND PROTECTION

It was felt by several committee members that the City should emphasize to the citizens that during a burn ban there can be no outside burning of any kind, including fire pits, etc.

Chapter 94: FIREWORKS

There seemed to be a divided opinion among the committee that “sparklers” should be considered as allowed within the City. This was not changed in our revision, but the Council is asked to address this.

Chapter 90: ANIMALS

While it is certainly agreed by the committee that feeding “wild or exotic animals” should be prohibited, it was felt that the City should do a better job of explaining why to the citizens. It was suggested that a handout should be made available such as the examples attached. Further, it is recommended that a notice not to feed should be placed on the website as well as an explanation as to why.