

ORDINANCE NO. 2026-O-661

AN ORDINANCE OF THE CITY OF JONESTOWN, TEXAS, AMENDING “EXHIBIT A” TO CHAPTER 3 OF THE CITY'S CODE OF ORDINANCES, THE UNIFIED DEVELOPMENT CODE, SPECIFICALLY STRIKING THE SENTENCE AT THE END OF SECTION 3-3.1.1.D.4. THAT STATES, “ANY USE NOT EXPRESSLY ALLOWED BY THIS CHAPTER SHALL NOT BE ALLOWED”; PROVIDING A PENALTY NOT TO EXCEED TWO THOUSAND AND NO/100 DOLLARS (\$2,000.00) FOR EACH OFFENSE, AND A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED EACH DAY DURING OR ON WHICH A VIOLATION OCCURS OR CONTINUES; PROVIDING FOR SAVINGS, CUMULATIVE/REPEALER, AND SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Jonestown, Texas (hereinafter referred to as “City”) is a type A general-law municipality acting under Chapter 6 of the Local Government Code located in Travis County operating pursuant to its Code of Ordinances and provisions of the state law including the Texas Local Government Code; and

WHEREAS, the City Council of the City (“City Council”) adopted “Exhibit A” to Chapter 3 of its Code of Ordinances, the same being the “The City of Jonestown Unified Development Code” which governs the use and development of land in the City (“Zoning Ordinance”); and

WHEREAS, the City previously adopted regulations in the Unified Development Code, and Section 3-3.1.1.D.4 contains a sentence prohibiting any use not expressly allowed; the City finds it necessary to strike this sentence to ensure that unlisted uses are addressed through the City’s established administrative procedures; and

WHEREAS, after public notices were given in compliance with State law and public hearings were conducted, and after considering the information submitted at those public hearings and all other relevant information and materials, the Planning and Zoning Commission of the City has recommended to the City Council the adoption of the amendments to Zoning Ordinance as set forth in this Ordinance; and

WHEREAS, after complying with all legal notices, requirements, and conditions, a public hearing was held before the City Council at which the City Council considered the recommendation of the Planning and Zoning Commission, and among other things, the purpose of the amendment to Section 3-3.1.1.D.4. and the Comprehensive Land Use Plan of the City, with a view toward ensuring consistent and flexible administration of the Unified Development Code, and the City Council does hereby find that the amendment approved hereby accomplishes such objectives.

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

SECTION 1. Findings Incorporated. The above and foregoing premises are true and correct and are incorporated herein and made a part hereof for all purposes.

SECTION 2. Findings of Fact. After due deliberation and consideration of the recommendation of the Planning and Zoning Commission and the information and other materials received at the public hearing, the City Council has concluded that the adoption of this Ordinance is in the best interest of the city, and of the public health, safety and welfare.

SECTION 3. Amendment to Zoning Ordinance. “Exhibit A” to Chapter 3 of the Code of Ordinances of the City, the same being the “The City of Jonestown Unified Development Code,” is hereby amended in the following particulars, and all other articles, chapters, sections, paragraphs, sentences, phrases and words not expressly amended hereby are hereby ratified and affirmed.

The sentence contained in Section 3-3.1.1.D.4. (“Prohibited uses”) reading: “Any use not expressly allowed by this Chapter shall not be allowed” is deleted in its entirety.

SECTION 4. Severability. Should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjusted or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole or any part or provision thereof, other than the part so declared to be invalid, illegal or unconstitutional, and shall not affect the validity of the Jonestown Code of Ordinances and Map as a whole.

SECTION 5. Savings/Repealing Clause. All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

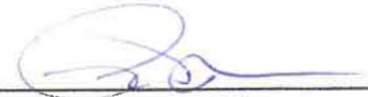
SECTION 6. Penalty. Any person, firm, entity or corporation who violates any provision of this Ordinance or the City’s Zoning Ordinance, as they exist or may be amended, shall be deemed guilty of a misdemeanor, and upon conviction therefore, shall be fined in a sum not exceeding Two Thousand and No/100 Dollars (\$2,000.00). Each continuing day’s violation shall constitute a separate offense. The penal provisions imposed under this Ordinance shall not preclude the City from filing suit to enjoin the violation. The City retains all legal rights and remedies available to it pursuant to local, state, and federal law.

SECTION 7. Publication and Effective Date. This Ordinance shall become effective immediately upon its adoption and its publication as required by law.

SECTION 8. Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Tex. Gov’t. Code.

ZONING AMENDMENT PASSED AND APPROVED on the 8th day of January, 2026.

THE CITY OF JONESTOWN, TEXAS



Paul Johnson, Mayor

ATTEST:



Sandra Barton, Secretary

