

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED
ORDINANCE OR RESOLUTION ADOPTED BY CITY COUNCIL.**

ORDINANCE

**AMENDING THE MASTER INTERLOCAL AGREEMENT BETWEEN
THE CITY OF SAN ANTONIO (“CITY”) AND BEXAR COUNTY
(COUNTY) (HEREAFTER COLLECTIVELY REFERRED TO AS
“PARTIES”) TO ESTABLISH A DIVISION OF RESPONSIBILITIES
RELATING TO ADMINISTRATION OF LAND USE CONTROLS
WITHIN THE CITY’S EXTRATERRITORIAL JURISDICTION –
MILITARY PROTECTION AREAS**

WHEREAS, CITY and COUNTY currently have an interlocal agreement (“Master Interlocal Agreement”), which was entered into in accordance with the Texas Interlocal Cooperation Agreement Act, Texas Gov’t Code, Ch. 791 *et. Seq.* (the “Act”), and on May 2, 2019 was amended and restated pursuant to Ordinance No. 2019-05-02-0361, by the City Council to provide for fire services and inspections; food services and permitting; and magistration services; and

WHEREAS, the Parties have determined that it is necessary to amend the Master Interlocal Agreement again to address additional services to be performed by each party due to new regulations the City has adopted to apply to areas outside the City limits and within the County; and

WHEREAS, this Ordinance will amend the Master Interlocal Agreement to add an addendum to include provisions governing the division of responsibilities for the administration of land use controls for properties within areas designated as “Military Protection Areas” located within the CITY’S extraterritorial jurisdiction; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS:

SECTION 1. The City of San Antonio City Council hereby approves the amendment to the Master Interlocal Agreement between the CITY and COUNTY approved and restated by the by Ordinance No. 2019-05-02-0361, and passed by the City Council on May 2, 2019, as reflected in the Addendum attached as **Attachment I**.

SECTION 2. The City Manager, or their designee, is hereby authorized to execute the amended agreement and to take all other steps necessary to effectuate the amendment approved herein.

SECTION 3. No funds are encumbered in this Ordinance.

SECTION 4. If any clause or provision of this Ordinance or of the Agreement approved herein is held to be invalid, illegal, or unenforceable under present or future federal, state or local laws,

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including but not limited to the City Charter, City Code, or ordinances of the City of San Antonio, Texas, then and in that event such invalidity, illegality, or unenforceability shall not affect any other clause or provision hereof or in the Agreement approved herein and that the remainder of this Ordinance and the Agreement approved herein shall be construed as if such invalid, illegal, or unenforceable clause or provision was never contained therein.

SECTION 5. This Ordinance shall become effective immediately upon its passage by eight (8) affirmative votes of the City Council. If less than eight (8) affirmative votes are received, then this Ordinance shall be effective ten (10) days after passage.

PASSED AND APPROVED this 19th day of September, 2019.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney