

**ORDINANCE NO. 2025-\_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS, AMENDING APPENDIX D “FEE SCHEDULE” OF THE NEW BRAUNFELS CODE OF ORDINANCES; RATIFYING AND ADDING FEES TO APPENDIX D; PROVIDING FOR SEVERABILITY, SAVINGS CLAUSE; REPEALER CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.**

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**WHEREAS**, Texas Senate Bill 1008, passed in May of 2025, relates to state and local authority to regulate the food service industry; and

**WHEREAS**, Senate Bill 1008 states that cities or county governments cannot charge a fee for a permit that is greater than what the State of Texas Department of State Health Services charges; and

**WHEREAS**, Senate bill 1008 includes additional changes, including the categories of permit types and the removal of the requirement for certain entities to be charged a related fee; and

**WHEREAS**, the proposed fee modifications aim to promote regulatory consistency and to simplify the permitting process; and

**WHEREAS**, the City Council of the City of New Braunfels desires to adopt the updates to Appendix D, Fee Schedule, of the City of New Braunfels Code of Ordinances.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS:**

**SECTION 1.**

**THAT** the findings and recitations set out in the preamble to this Ordinance are found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes.

**SECTION 2.**

**THAT** Appendix D, Fee Schedule, of the City of New Braunfels Code of Ordinances, is hereby amended with additions indicated with underlined font and deletions indicated with strikethrough font as follows:

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## APPENDIX D FEE SCHEDULE

### Sec. A. Schedule of Fees.

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HEALTH AND FOOD SAFETY	
The fees in this section below are based on the number of employees.	
Type 1 1-6 employees)	\$258.00
Type 2 (7-14employees)	\$515.00
Type 3 (15 and more employees)	\$773.00
Nonprofit (regardless of employee count)	No Fee
The fees in this section below are not based on the number of employees.	
Tavern	\$100.00
Grocery	\$250.00
Meat processor	\$100.00
State licensed adult or childcare facility	No Fee
School Kitchen (operated by private company)	\$250.00
Request for Health inspection	\$150.00
Plan review fee (one-time fee) for all above permit types.	One-half of the full year annual food establishment permit to operate fee.
Other Fee Types	
Mobile food unit	\$250.00
Adoption or foster inspection	\$50.00
Farmers market	\$100.00
Mobile food court	\$150.00
Frozen dessert manufacturer	\$200.00
Temporary retail frozen dessert manufacturer permit	\$50.00
Frozen dessert permit reinstatement	\$100.00
Reinspection fee (due to failure of inspection)	\$150.00
Food est. application submitted after January 1 (Late fee)	\$100.00 per permit type
Temporary food establishment	\$52.00
Temporary food establishment (nonprofit)	No Fee
Temporary food establishment multiple event permit	\$150.00 – 6 Events per year
Temporary food establishment multiple event permit (nonprofit)	6 Events per year No Fee
Temporary food establishment sampler permit (TCS)	\$25.00 - Single event \$75.00 - 6 Events per year.
Food Handler Card	\$15.00

### **SECTION 3.**

THAT all provisions hereof are hereby declared to be severable and if any provisions hereof are declared to be invalid or unconstitutional, such shall not invalidate or affect the remaining provisions hereof which will be and remain in full force and effect.

### **SECTION 4.**

THAT all other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict only.

### **SECTION 5.**

This Ordinance shall become adopted and effective upon its second reading, signature required by City Charter, and filing with