

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING CHAPTER 95 “PARKS AND RECREATION”, ARTICLE III “PROTECTION OF LAKE PFLUGERVILLE” OF THE CITY’S CODE OF ORDINANCES; TO REVISE REGULATIONS APPLICABLE TO THE CITY’S PARKS, TO INCLUDE LAKE PFLUGERVILLE; CONTAINING CUMULATIVE AND SEVERABILITY CLAUSES; AND PROVIDING OTHER MATTERS RELATING TO THE SUBJECT

WHEREAS, Chapter 95 of the City’s Code of Ordinances sets out regulations that are applicable to the City’s parks, which includes Lake Pflugerville; and

WHEREAS, the Parks and Recreation Director (the “Director”) along with his staff have reviewed this chapter and as part of this comprehensive update, have sought to modernize and clarify the City’s park regulations applicable to Lake Pflugerville as a way to improve enforcement in this park; and

WHEREAS, this Ordinance will repeal and replace the existing regulations within Chapter 95, Article III with these revised regulations, which are attached as **Exhibit A**; and

WHEREAS, the Director requests that City Council, in accordance with Section 3.15(d) of the City’s Charter, make a motion to approve this Ordinance upon its first reading so that it becomes effective immediately following publication; and

WHEREAS, City Council finds that it is in the public interest to amend Chapter 95, Article III, of the Code of Ordinances by repealing it in its entirety and adopting the regulations set forth in **Exhibit A**, and to make such regulations effective immediately after one reading of this ordinance and its publication in accordance with Section 3.15(d) of the City’s Charter;

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

SECTION 1. Chapter 95 “Parks and Recreation”, Article III of the Code of Ordinances is amended by replacing those Articles in their entirety as provided in **Exhibit A**.

SECTION 2. The City Secretary is authorized and directed to submit this amendment to the publisher of the City’s Code of Ordinances and the publisher is authorized to amend said Code to reflect this amendment and to correct typographical

errors and to index, format, and number and letter paragraphs to the existing Code, as appropriate.

SECTION 3. The provisions of this Ordinance are to be cumulative of all other Ordinances or parts of Ordinances governing or regulating the same subject matter as that covered herein; provided, however, that all prior Ordinances or parts of Ordinances inconsistent with or in conflict with any of the provisions of this Ordinance are hereby expressly repealed to the extent of such inconsistency or conflict.

SECTION 4. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this Ordinance. City Council declares that it would have passed this Ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional or invalid.

PASSED, APPROVED, AND EFFECTIVE ON FIRST READING, this the _____ day of _____ 2026.

PASSED AND APPROVED ON SECOND AND FINAL READING, this the _____ day of _____, 2026.

APPROVED AS TO FORM:



Michael C. Hayes, City Attorney

Doug Weiss, Mayor

ATTEST:

Trista Evans, City Secretary

EXHIBIT A

Chapter 95 Parks and Recreation

ARTICLE III PROTECTION OF LAKE PFLUGERVILLE

§ 95.30. PROTECTION OF LAKE PFLUGERVILLE.

(A) Public Use. Except as provided hereafter, Lake Pflugerville (the “lake”) shall be open for public use between 5:00 a.m. and 9:00 p.m.; provided, however:

- (1) the trail surrounding the lake shall remain open 24 hours per day; and
- (2) the lake shall be open 24 hours a day for the purposes of actively fishing while in possession of valid state fishing license, except where the city manager orders closure as provided below.

(B) Closure. The city manager may close the lake and/or the trail surrounding the lake at any time due to an emergency or other cause. Where closure occurs, the city manager or director shall post notice of such closure on signage at the entrance to and at various locations around the lake.

(C) Prohibited Activities. No person shall:

- (1) launch, operate, or possess any watercraft on Lake Pflugerville, including watercraft equipped with, carrying, or capable of being propelled by an internal combustion engine regardless of whether such engine is in use; but not including the following exceptions:
 - (a) watercraft operated by authorized City staff or by county, state, or federal agencies, or by other persons expressly authorized by the City for a public purpose;
 - (b) non-motorized watercraft propelled solely by human power; or
 - (c) watercraft powered by an electric motor.
- (2) Allow an equine animal to enter the park or trails surrounding the lake.
- (3) Throw, deposit, place, or drop any litter or materials, including glass containers, into the lake or on the trail surrounding the lake.
- (4) Swim in the lake in the area between the buoys near the intake structure and the dam. Swimming is only allowed between the beach and designated buoys.
- (5) Operate a motorized vehicle on the trail abutting or adjacent to the lake unless the vehicle is being used for law enforcement, emergency response, or by the City or its agent for trail maintenance purposes.
- (6) Bathe, urinate, or defecate in the lake or on the trail surrounding the lake.
- (7) Camp in the park or on the trail surrounding the lake.
- (8) Consume or possess any alcoholic or intoxicating beverage on the lake or park or trail surrounding the lake unless authorized in writing by the City Manager pursuant to a special event permit per §95.06 or a license agreement.

- (9) Operate any public address system or other amplified sound system in a park or trail without first receiving written authorization from the director.
- (10) Install, place, or use a tent, temporary shelter, or similar structure so that no less than ten feet (10 ft.) in width exists between that structure and any other similar structure or any permanent or immovable object. Tents, temporary shelters, and similar structures must be adequately secured at all times to prevent displacement, collapse, or movement caused by wind. Such structures shall be secured by means appropriate to the surface and location, which may include weights, sandbags, water-filled containers, or similar anchoring systems designed to ensure the structure remains firmly in place. No person may secure a structure by driving stakes, spikes, or similar implements into grassy or otherwise landscaped areas. Tents, temporary shelters, or similar structures must be positioned so that a clear and unobstructed accessway at least ten feet (10 ft.) in width is always maintained.
- (11) Erect, place, or store any tent, equipment, vehicle, or personal property in a manner that blocks, obstructs, or reduces the required accessway.