

# **CITY OF WILLOW PARK**

ORDINANCE NO. 663-13

## **AN ORDINANCE PROVIDING AUTHORIZATION FOR AND ORDERING OF A PUBLIC HEARING BY THE GOVERNING BODY OF THE CITY OF WILLOW PARK, TEXAS, TO DISCUSS THE PROPOSED ORDINANCE AUTHORIZING THE ADOPTION OF PROPOSED MUNICIPAL IMPACT FEES; AND, PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the City of Willow Park, Texas (City) is a general law municipality located in Parker County, created in accordance with the Laws of the State of Texas; and

**WHEREAS**, it is intent of the City of Willow Park to protect the health, safety and welfare and well being of its citizens; and

**WHEREAS**, the municipal offices of the City perform certain functions related to the preservation of health, safety and general welfare of its citizens; and

**WHEREAS**, the City has lawfully imposed impact fees on new development in prior years pursuant and has initiated the process, pursuant to § 395.052 TEX. LOCAL GOVT CODE to update land use assumptions and the municipal Capital Improvement Plan; and

**WHEREAS**, the City has contracted with qualified professionals to update the land use assumptions, Capital Improvement Plan and proposed impact fees using generally accepted engineering and planning practices pursuant to § 395.0411 TEX. LOCAL GOVT CODE; and

**WHEREAS**, the City pursuant to Section 395.047 TEX. LOCAL GOVT CODE will set a public hearing to discuss the proposed ordinance imposing an impact fee; and

**WHEREAS**, a copy of the updated land use assumptions, Capital Improvement Plan, and proposed impact fees has been received by the City and will be made available to the public prior to publication of the Notice of the Public Hearing therefore.

**NOW THEREFORE BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK THAT:**

### **SECTION 1. AUTHORIZATION.**

The Mayor, or the Mayor's designee, is hereby authorized and directed to implement the applicable provisions of this Ordinance.

### **SECTION 2. NOTICE OF PUBLIC HEARING**

The Notice of Public Hearing shall contain, adding minimum, the following:

#### **NOTICE OF PUBLIC HEARING ON AMENDMENT OF IMPACT FEES**

*May 14<sup>th</sup>* The Public Hearing will be conducted on ~~April 9~~, 2013 at 7:00p.m. at the Willow Park City Hall, 516 Ranch House Road, Willow Park, Texas 76087. The purpose of the Public Hearing is to consider the adoption of Impact Fees by the City. Any member of the public has a right to appear to the Public Hearing and present evidence for or against the adoption of the proposed Impact Fees.

### **SECTION 3. SEVERABILITY.**

If for any reason any section, paragraph, subdivision, clause, phrase or provision of this Ordinance shall be held invalid, it shall not affect any valid provisions of this or any other Resolution or Ordinance of the City of Willow Park to which these rules and regulations relate.

### **SECTION 4. REPEALER.**

To the extent any other Ordinance or Resolution is inconsistent with the provisions herein it is hereby repealed and superseded by the provisions herein.

### **SECTION 5. RECITALS.**

The City Council hereby finds and declares all precatory language herein to be true and correct

and approves and adopts the same herein as part of this Ordinance.

/s/ R. Neverdousky  
Mayor

SECTION 6. PUBLICATION.

The City Secretary is hereby directed to publish in a newspaper of general circulation the Notice provisions of SECTION 2, as required by law.

ATTEST:  
/s/ Joel Hoffman

City Secretary/Clerk

SECTION 7. EFFECTIVE DATE.

This Ordinance shall take effect from and after its adoption.

APPROVED AS TO FORM:

/s/ \_\_\_\_\_  
City Attorney

<sup>03-27-13</sup>  
PASSED AND APPROVED this \_\_\_ day of March, 2013.

<sup>03-27-13</sup>  
The Willow Park City Council in acting on Ordinance No. 663-13, did on the \_\_\_ day of March, 2013 vote as follows:

	<u>FOR</u>	<u>AGAINST</u>
Richard Neverdousky, Mayor	_____	_____
Brian Thornburg, Place 1	✓	_____
Gene Martin, Place 2	✓	_____
Amy Podany, Place 3	✓	_____
Dan Stalling, Place 4	✓	_____
Bernard Suchocki, Place 5	✓	_____