

CITY OF WILLOW PARK

ORDINANCE NO. 699-14

AN ORDINANCE PROVIDING AUTHORIZATION FOR APPROVING AND ADOPTING BY THE GOVERNING BODY OF THE CITY OF WILLOW PARK, TEXAS, CERTAIN IMPACT FEES BASED ON LAND USE ASSUMPTIONS AND THE CAPITAL IMPROVEMENT PLAN PREVIOUSLY REVIEWED AND ADOPTED BY THE CITY BY AMENDING Chapter 11, “PUBLIC UTILITIES,” Article §11.500, “IMPACT FEES” §11.504 “Impact Fee Schedule”; 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 §395.047 TEX. LOCAL GOVT CODE held a public hearing to discuss the Land Use Assumptions and the Capital Improvement Plan under which an impact fee may be proposed; and

WHEREAS, a copy of the updated land use assumptions, Capital Improvement Plan, and proposed impact fees were received by the City and made available to the public pursuant to §395.042-.045 TEX LOCAL GOVT CODE and the City conducted a Public Hearing thereon; and

WHEREAS, the governing body of the City did approve and adopt the Land Use Assumptions and Capital Improvement Plan subsequent to a Public Hearing on the same; and

WHEREAS, public notice was lawfully issued, and a Public Hearing conducted on whether the City should approve or disapprove the proposed Impact Fees pursuant to § 395.049 TEX LOCAL GOV'T CODE; and

WHEREAS, the City Council did consider this Ordinance subsequent to the referenced Public Hearing thereon and less than thirty days after said Public Hearing, pursuant to § 395.051 TEX LOCAL GOV'T CODE.

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. IMPACT FEE ADOPTION

The City Council does hereby approve and adopt the Impact Fees as referenced herein as necessary and appropriate to mitigate the costs of public facilities and services generated or caused by new development projects.

~~\$459,200.00~~

SECTION 3. AMENDMENT

Chapter 11, "PUBLIC UTILITIES," Article §11.500, "IMPACT FEES" §11.504 "Impact Fee Schedule" is amended as follows:

"§11.504 Impact Fee Schedule

A fee shall be charged against each lot or tract of land and the owner thereof whose water and/or wastewater line shall be connected with any water line and/or wastewater line in the City, and fee shall be charged at the following rates on the water meter size:

Meter Size	Equivalency Size
5/8 inch	1.0 0.67
3/4 inch	1.0
1.0 inch	1.0 1.67
1.5 inch	1.0 3.33
2.0 inch	1.0 5.33
3.0 inch	1.0 10.67
4.0 inch	1.0 16.67
6.0 inch	1.0 33.33
8.0 inch	1.0

Water	
\$1400.00	<u>\$2509.88</u>
\$1960.00	<u>\$3746.09</u>
\$3500.00	<u>\$6255.98</u>
\$8400.00	<u>\$12,474.50</u>
\$14,000.00	<u>\$19,966.69</u>
\$32,200.00	<u>\$39,970.83</u>
\$57,400.00	<u>\$62,447.40</u>
\$128,800.00	<u>\$124,857.34</u>
\$229,600.00	

Wastewater	
\$1400.00	<u>\$1948.26</u>
\$1960.00	<u>\$2907.85</u>
\$3500.00	<u>\$4856.12</u>
\$8400.00	<u>\$9683.15</u>
\$14,000.00	<u>\$15,498.86</u>
\$32,200.00	<u>\$31,026.80</u>
\$57,400.00	<u>\$48,473.92</u>
\$128,800.00	<u>\$96,918.76</u>
\$229,600.00	

Total	
\$2800.00	<u>\$4458.14</u>
\$3920.00	<u>\$6653.94</u>
\$7000.00	<u>\$11,151.10</u>
\$16,800.00	<u>\$22,157.65</u>
\$28,000.00	<u>\$35,465.55</u>
\$64,400.00	<u>\$70,997.63</u>
\$57,400.00	<u>\$110,921.32</u>
\$257,600.00	<u>\$221,776.10</u>

SECTION 4. 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 5. 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; and specifically repeals the table in Sect. 4, Ord. 382-96 (Feb. 1996) and Sect. 4, Ord. 504-03 (Nov. 2003) and Ord. 667-13 (May 2013).

SECTION 6. 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.

SECTION 7. EFFECTIVE DATE.

The City Secretary of the City of Willow Park is hereby directed to publish in the official newspaper of the City of Willow Park the caption hereof and the effective date of this ordinance as required by Section 52.011 of the TEX LOCAL GOV'T CODE.

PASSED AND APPROVED this 9th day of December, 2014.

/s/ _____
Mayor

ATTEST:

/s/ _____

City Secretary/Clerk

APPROVED AS TO FORM:

/s/ _____
City Attorney

The Willow Park City Council in acting on Ordinance No. 699-14 did on the 9th day of December, 2014 vote as follows:

	<u>FOR</u>	<u>AGAINST</u>
Richard Neverdousky, Mayor	_____	_____
Brian Thornburg, Place 1	_____	_____
Gene Martin, Place 2	_____	_____
Greg Runnebaum, Place 3	_____	_____
James E. Mullins, Place 4	_____	_____
Tim Griffiths, Place 5	_____	_____