

CITY OF UHLAND

ORDINANCE NO. 83

FEE SCHEDULE ORDINANCE

AN ORDINANCE OF THE CITY OF UHLAND, TEXAS ENACTING AND ESTABLISHING A SCHEDULE OF FEES; PROVIDING AN EFFECTIVE DATE; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE ; AND PROVIDING FOR PROPER NOTICE AND MEETING.

WHEREAS, the City Council of the City of Umland (“City Council”) seeks to recoup certain administrative, professional, and infrastructure costs related to providing certain services and approvals; and

WHEREAS, the City Council finds that the fees listed in the attached ordinance are adequate compensation for the services and authorizations provided; and

WHEREAS, the City Council finds the fees listed in the attached ordinance are reasonable and necessary for the management of the municipal budget; and

WHEREAS, the City Council finds that it is necessary and proper for the good government, peace or order of the City of Umland to adopt an ordinance setting out certain fees.

NOW THEREFORE, BE IT ORDAINED by City Council of the City of Umland, Texas:

I. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

II. ENACTMENT

The “Fee Schedule Ordinance” is hereby adopted by the City Council to read in accordance with Attachment “A,” which is attached hereto and incorporated herein for all intents and purposes.

III. REPEALER

All ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

IV. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

V. EFFECTIVE DATE

This Ordinance shall be effective immediately upon passage and publication.

VI. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Ordinance 551. Notice was also provided as required by Ordinance 52 of the Texas Local Government Code.

PASSED & APPROVED this, the 5th day of March 2008, by a vote of 5 (ayes) to (nays) to 0 (abstentions) of the City Council of Uhlend, Texas.

CITY OF UHLAND:

by: *Daniel R. Hieldeman*
Daniel R. Hieldeman, Mayor

ATTEST:

by: *Diana T. Woods*
Diana T. Woods, City Secretary

Cary Bovey
APPROVED AS TO FORM:
Cary Bovey, City Attorney

Attachment "A"

FEE SCHEDULE ORDINANCE

TABLE OF CONTENTS

SECTION 1. ENACTMENT PROVISIONS

SECTION 2. SUBDIVISION

SECTION 3. ZONING

FEE SCHEDULE ORDINANCE

SECTION 1. ENACTMENT PROVISIONS

1.1. Popular Name

This Chapter shall be commonly cited as the "Fee Schedule Ordinance."

1.2. Purpose

This Chapter establishes the fees the City is authorized to collect for providing certain services or processing certain requests for approval. Certain fees shall be imposed by other ordinances or state law. The absence of any certain fee from this Ordinance shall not be interpreted to preclude assessment and collection by the City.

SECTION 2. SUBDIVISION

2.1 Preliminary Plat Filing Fee-\$500.00 per plat plus \$175.00 per lot.

2.2 Final Plat Filing Fee-\$250.00 per plat plus \$450.00 per lot.

2.3 Vacation of Plat Fee-\$250.00 per plat.

2.4 Replat (Resubdivision) Fee-\$250.00 per plat plus \$250.00 per lot. Any time a vacation and replat occur at the same time, only the replat fee will be collected.

2.5 Plat Amendment Fee-\$250.00 per plat.

2.6 Waiver/Variance Request Fee-\$500.00 per variance.

2.7 Extension of Plat Approval Request Fee-\$100.00.

2.8 Reimbursement of Consultant Costs for Plat/Construction Plan Application

The applicant is required to pay all associated costs prior to filing the plat for recordation with the City Manager, regardless of City Council approval. Any project that starts construction without a permit is subject to penalty as described by the Subdivision Ordinance. Consultant and associated costs may include, but are not limited to, outside professional services provided by engineers, attorneys, surveyors, inspectors, and others, as required. Costs will be billed at cost plus ten percent (10%) to cover the City's additional administrative costs.

2.9 Construction Plan Approval

Fees related to construction plan review are included in the final plat filing fees and required consultant costs.

2.10. Construction Work Performed Without Permit Approval

Construction work done before the approval of a permit shall require double the normal final plat filing fee amount.

2.11. Recording Fee-\$25.00 per lot.

SECTION 3. ZONING

3.1. Zoning Classification Application Fee-\$300.00

3.2. Conditional Use Permit Application Fee-\$300.00

3.3. Zoning Classification Change Request Fee-\$300.00 per lot, tract, or parcel.

3.4. Planned Development District Request Fee-\$1,000 per district, plus \$100.00 per acre.

3.5. General Site Plan-\$300.00

3.6. Detailed Site Plan-\$300.00

3.7. Waiver/Variance Request Fee-\$300.00

3.8. Reimbursement of Consultant Costs for Zoning Application

Associated costs may include, but are not limited to, outside professional services provided by engineers, attorneys, surveyors, inspectors, and others, as required. Required consultant costs will be billed at cost plus ten percent (10%) to cover the City's additional administrative costs.