

ORDINANCE NUMBER 19-11-1147

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MURPHY, TEXAS AMENDING APPENDIX A, FEE SCHEDULE, OF THE CODE OF ORDINANCES OF THE CITY BY AMENDING SECTION A8.003 “WATER AND SEWER USAGE CHARGES” OF ARTICLE A8.000, “UTILITY RATES AND CHARGES”; AMENDING SECTION A9.001, “BUILDING, CONSTRUCTION/PLAN REVIEW FEES”, OF ARTICLE A9.000, “BUILDING, CONSTRUCTION AND DEVELOPMENT RELATED FEES”; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING FOR FEE SCHEDULE AMENDMENT; PROVIDING FOR A SAVINGS/REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council adopted its first Fee Schedule on September 15, 1988, which provides a listing of various fees adopted by the City for services provided to the public (“Fee Schedule”); and

WHEREAS, the City Council has established fees for a variety of City services, and amended the Fee Schedule as needed, in accordance with the City’s authority under state law; and

WHEREAS, the City has reviewed the currently adopted fees in the Fee Schedule and the associated costs to the City for providing those services, and has determined that there is a need for amendments to the Fee Schedule to reflect both increases and decreases in various fees already adopted, the addition of new fees, and to make amendments to the regulations governing fees and the administration of City services associated with those fees; and

WHEREAS, the City Council has investigated and determined that it is advantageous, beneficial and in the best interest of the citizens of Murphy to amend the Fee Schedule to create amendments to Article A8.000, “Utility Rates And Charges” and Article A9.000, “Building, Construction And Development Related Fees”; and

WHEREAS, the City Council finds the amendments to the Fee Schedule proposed hereinbelow are reasonable and commensurate with the services provided, are not excessive, and should be adopted to further the public health, safety, and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MURPHY, TEXAS, AS FOLLOWS:

SECTION 1. FINDINGS INCORPORATED.

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2. FEE SCHEDULE AMENDMENT.

That the following sections and subsections of Appendix “A”, “Fee Schedule” of the Code of Ordinances of the City of Murphy, Texas Section are hereby adopted to be and read in their entirety, and all the remaining sections and subsection of Appendix “A”, “Fee Schedule” not expressly amended hereby shall remain in full force and effect:

ARTICLE A.8.000 UTILITY RATES AND CHARGES

...

Sec. A8.003 Water and sewer usage charges

...

(g) Hydrant Meter

...

(3) No base rate or volumetric rate shall be charged on any City initiated capital project.

ARTICLE A.9.000 BUILDING, CONSTRUCTION AND DEVELOPMENT RELATED FEES

Sec. A9.001 Building/construction plan review fees

...

(P) City initiated capital projects:

(1) No permit fee shall be charged on any City initiated capital project.

(2) If City requires relocation of a fence and City offers to compensate property owner current market value for replacement of a like fence within 24 months, City will waive property owner’s fence permit fee.

SECTION 3. SAVINGS/REPEALING CLAUSE.

This Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided however, that any complaint, action, claim or lawsuit which has been initiated or has arisen under or pursuant to such Ordinance on the date of adoption of this Ordinance shall continue to be governed by the provisions of that Ordinance and for that purpose the Ordinance shall remain in full force and effect.

SECTION 4. SEVERABILITY CLAUSE.


Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City Council of the City of Murphy hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences clauses and phrases be declared unconstitutional or invalid.

SECTION 5. EFFECTIVE DATE.

This ordinance shall take effect immediately after its passage and the publication of the caption, as the law and City Charter in such cases provides.


PASSED, APPROVED AND ADOPTED by the City Council of the City of Murphy, Collin County, Texas, on this the 19th day of November, 2019.

APPROVED:



Scott Bradley, Mayor
City of Murphy

ATTEST:



Susie Quinn, City Secretary
City of Murphy



APPROVED AS TO FORM:



Wm. Andrew Messer, City Attorney