

ORDINANCE NO. 2010-1016
AMENDING ORDINANCE NO. 2010-1013 RESTRUCTURING AND CREATING WATER AND WASTE WATER TAP FEES

AN ORDINANCE OF THE CITY OF FULSHEAR, TEXAS AMENDING ORDINANCE NO. 2010-1013 RESTRUCTURING THE FEES CHARGED BY THE CITY FOR WATER AND SEWER TAPS; REVISING FEES CHARGED FOR TAPS OF 5/8 AND 3/4 INCHES; INCLUDING CHARGES FOR WASTE WATER TAPS TO ALIGN WITH PREVAILING DEVELOPMENT AGREEMENTS; PROVIDING FOR SEVERABILITY AND SETTING AN EFFECTIVE DATE.

WHEREAS, in the interest of Fiscal Responsibility, the City Council of the City of Fulshear revised fees for Water and Waste Water Taps; AND

WHEREAS, that revision included a uniform fee for taps one inch and smaller; which is in contravention to certain Development Agreements which control the City's ability to alter certain fees; AND

WHEREAS, the City Council of the City of Fulshear, Texas understands that it must abide by the agreements that it has endorsed.

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

SECTION 1.0

PURPOSE: The purpose of this Ordinance is to revise and create a fee structure for Water and Waste Water taps for the Enterprise Fund that is more conducive for future development and meets the requirements of certain Development Agreements.

SECTION 2.0

AMDENDED: The following fee reflects a revision in the charges made for Water and Waste Water taps that are less than one inch in diameter:

- (a) The fee charged for Water taps that measure 5/8 of an inch shall be \$570.
- (b) The fee charged for Water taps that measure ¾ of an inch shall be \$715 ;and
- (c) The fee charged for Water taps that measure 1 inch shall be \$860.
- (d) The fee charged for Waste Water taps shall be \$150 for standard connections. For non-standard connections the fee charged shall equal three (3) times the actual cost of installation.

SECTION 3.0

SEVERABILITY CLAUSE: That if any provision, word, sentence, paragraph, clause, phrase or section of this Ordinance or its application to any person or circumstances is adjudged or held invalid, void or unconstitutional, the invalid, void or unconstitutional portion shall not affect the validity of the remaining portions of this ordinance which shall remain in full force and effect.

SECTION 4.0

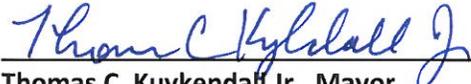
REPEALING CLAUSE: All provisions in conflict with the provisions of this Ordinance shall be, and the same are hereby repealed, and all other provisions not in conflict with the provisions of this Ordinance shall remain in full force and effect.

SECTION 5.0

EFFECTIVE DATE: This Ordinance shall be effective on the first day following the date of adoption.

SECTION 6.0

PUBLICATION: The City Secretary is hereby authorized and directed to publish the caption of this ordinance in the manner and for the length of time prescribed by law.


Thomas C. Kuykendall Jr., Mayor

ATTEST:

D. Gordon Offord, City Secretary