

ORDINANCE NO. 5320

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS, AMENDING THE CITY'S FY2024 COMPREHENSIVE FEE SCHEDULE BY AMENDING TAP FEES AND METER COSTS UNDER WATER & SEWER FEES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS/REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED WAS OPEN TO THE PUBLIC IN ACCORDANCE WITH STATE LAW.

WHEREAS, the City Council of the City of Denison (the "City Council") adopted Ordinance 5316 on October 2, 2023, adopting the FY2024 Comprehensive Fee Schedule establishing various fees for goods, services, activities, permits and licenses provided by the City of Denison (the "City"); and

WHEREAS, the City's FY2024 Comprehensive Fee Schedule for tap fees and meter costs needs to be updated to reflect current costs to the City; and

WHEREAS, the City Council finds and determines that it is in the best interest of the City to amend the FY2024 Comprehensive Fee Schedule by adopting the attached fees.

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

Section 1: Findings Incorporated. The findings set forth above are incorporated as if fully set forth herein.

Section 2: Comprehensive Fee Schedule Adopted. The fees associated and assigned to the various goods, services, activities, permits, and licenses enumerated therein, attached hereto as **Exhibit A** and incorporated herein as though fully set forth herein, are hereby amended in the FY2024 Comprehensive Fee Schedule, with additions indicated by underline and deletions indicated by strikethrough. Such fees shall be applicable within the City until repealed or amended by ordinance of the City Council.

Section 3: 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 hereby declares that it would have passed this Ordinance, and each section, subsection, 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 4: Savings/Repealing Clause. All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

Section 5: Effective Date. This Ordinance shall become effective immediately.

Section 6. Open Meetings. That it is hereby found and determined that the meeting at which this Ordinance was passed was open to the public as required by law, and that public notice of the time, place, and purpose of said meeting was given, all as required by Article 551.041, Texas Government Code.

AND IT IS SO ORDERED.

On motion by Mayor Pro Tem Crawley, seconded by Council Member Courtright, the above and foregoing Ordinance was passed and approved on this the 16st day of October 2023, by the following vote:

Ayes: Hander, Courtright, Thorne, Gott, Crawley and Thomas

Nays:

Abstentions:

Absent: Massey

At regular meeting, October 16, 2023



JANET GOTT, Mayor

ATTEST:



Christine Wallentine, City Clerk



EXHIBIT A
Amended Water & Sewer Tap Fees
FY 2024 Comprehensive Fee Schedule

D. Tap Fees

Water

1" tap without street cut	\$ 1,200.00	<u>\$ 2,500.00</u>
1" tap with street cut	\$ 2,100.00	<u>\$ 3,500.00</u>
2" tap without street cut	\$ 1,800.00	<u>\$ 3,000.00</u>
2" tap with street cut	\$ 2,000.00	<u>\$ 4,000.00</u>
Over 2" tap	Contractor	

The fee above includes the meter box and lid for all 1" and 2" taps. The meter box and lid for all taps larger than 2" will be the water customer's responsibility. All taps over 2" will be the responsibility of the customer to install by City specifications. Meter box and lid specifications will be provided by the City. Installations must meet City specifications and approval.

Sewer

4" tap without street cut	\$ 900.00	<u>\$ 2,100.00</u>
4" tap with street cut	\$ 900.00	<u>\$ 3,100.00</u>
6" tap without street cut	\$ 900.00	Contractor
6" tap with street cut	\$ 1,100.00	Contractor

The City will furnish and install all sewer line materials up to the City side clean-out at property line.

E. Meter Costs

1" Meter	\$ 385.00	<u>\$ 450.00</u>
2" Meter	\$ 1,134.00	
3" Meter	\$ 2,191.00	<u>Actual Cost</u>
4" Meter	Actual Cost	
6" Meter	Actual Cost	
8" Meter	Actual Cost	
10" Meter	Actual Cost	
Residential Meter Register Upgrade Fee	\$ 255.00	
Residential Meter Test Fee	\$ 100.00	
Commercial Meter Test Fee	\$ 500.00	

All water meters 2" and larger will be tested annual for accuracy by the City. The water customer will be responsible for the cost of the annual testing, as well as for any repairs which are found necessary to ensure proper operation of the meter. In addition to the annual test, a test may be ordered at any time the Utility Billing Department suspects that a meter is working improperly. If the test confirms a defective meter, the cost of the test, repair and/or replacement of the meter will be the responsibility of the water customer.