

**ORDINANCE NO. 5324**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS, AMENDING THE FY2024 COMPREHENSIVE FEE SCHEDULE REGARDING BUILDING INSPECTIONS FEES AND PLANNING AND ZONING FEES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS/REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Denison (the "City Council") has previously adopted by ordinance a 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 Comprehensive Fee Schedule needs to be amended regarding certain Building Inspection fees and Planning & Zoning fee; and

**WHEREAS**, the City Council finds that the proposed fees for such Building Inspections fees and Planning and Zoning fees contained in the Comprehensive Fee Schedule for Fiscal Year 2023-2024 are reasonable and consistent with the actual costs to the City for providing such services; and

**WHEREAS**, the City Council wishes to amend the Comprehensive Fee Schedule for Fiscal Year 2023-2024.

**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: FY2024 Comprehensive Fee Schedule Amended.**

**Building Inspections Fees**

Subsection C. 3) is amended to read,

"3) The fee for mechanical, electrical, and plumbing permits issued in conjunction with the permit above is: \$50.00"

Subsection D. 2) is amended to read,

"2) Residential Accessory Structures

Storage buildings, shops, garages, and carport: \$0.25 per square foot,  
Minimum of \$80.00 (whichever is greater)"

**Planning & Zoning Fees**

Subsection E. Site Plan Review is amended to read,

"Site Plan Review: \$400.00 + \$10.00/acre"

A new Subsection H is established to read as follows:

**“H. Tree Preservation**

Inspection of Clear-Cut Properties Prior to the Issuance of a Tree Removal Permit:  
\$500.00 + \$150.00/acre up to a maximum of \$5,000.00”

**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. Denison 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 upon its passage.

**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 Hander, the above and foregoing Ordinance was passed and approved on this the 20<sup>th</sup> day of November 2023, by the following vote:

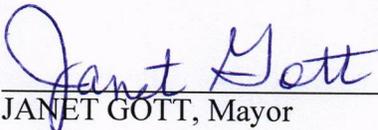
Ayes: Hander, Thorne, Gott, Massey, Crawley and Thomas

Nays:

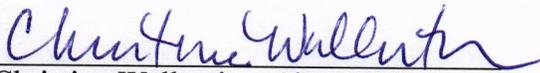
Abstentions:

Absent: Courtright

At regular meeting, November 20, 2023.

  
JANET GOTT, Mayor

ATTEST:

  
Christine Wallentine, City Clerk

