

ORDINANCE NO. 5332

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS, AMENDING THE CITY'S FY2024 COMPREHENSIVE FEE SCHEDULE BY ADDING A FEE FOR THE LIQUID WASTE TRANSPORT PERMIT; 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 5327 on December 18, 2023, adopting an Amendment to Chapter 26 – Utilities Article IX - Liquid Waste created a Liquid Waste Transport Permit; and

WHEREAS, the Comprehensive Fee Schedule for Environmental Services and Stormwater needs to be updated to reflect fees related to Article IX, Liquid Waste Transport and related permit; and

WHEREAS, the City Council finds and determines that it is in the best interest of the City to amend the Fee Schedule by adopting the herein described fee amendment.

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 Amended. The fees associated with the Liquid Waste Transport Permit are added to the FY24 Comprehensive Fee Schedule section "Environmental Services and Stormwater"- Section A - "Permits, Pollution Prevention Plans" which is hereby amended to read as follows:

Description	Fee
Liquid Waste Transporter Permit Application	\$25 annually
Liquid Waste Transporter Permit – per vehicle	\$150 annually
Late Renewal Fee – assessed for applications received after December 31 for the following year	\$50 per vehicle annually

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 All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal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 Hander, the above and foregoing Ordinance was passed and approved on this the 16th day of January 2024, by the following vote:

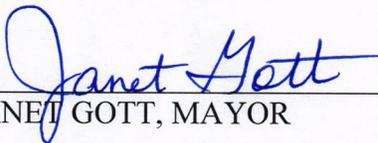
Ayes: Hander, Courtright, Thorne, Gott, Massey, Crawley and Thomas.

Nays:

Abstentions:

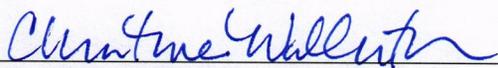
Absent:

At regular meeting, January 16, 2024.



JANET GOTT, MAYOR

ATTEST:



Christine Wallentine, City Clerk

