

ORDINANCE NO.

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AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF ANGLETON, TEXAS, AMENDING CHAPTER 5 AND 7 AND THE CONSOLIDATED SCHEDULE OF FEES REFLECTING THOSE FEES CONTAINED IN THE CODE OF ORDINANCES OF THE CITY OF ANGLETON, TEXAS; PROVIDING FOR REPEAL; PROVIDING FOR PENALTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 54.004 of the Local Government Code, a home-rule municipality may enforce ordinances necessary to protect health, life, and property and to preserve the good government, order, and security of the municipality and its inhabitants; and

WHEREAS, pursuant to Section 2.01 of the Home Rule Charter of the City of Angleton, Texas, the City of Angleton, Texas, may make and may pass ordinances for the protection and maintenance of good government, the peace and welfare of the community, and for the performance and functions thereof; and

WHEREAS, the City Council of the City of Angleton, Texas, constantly reviews the Code of Ordinances of the City of Angleton, Texas, to identify opportunities to refine and improve such Code of Ordinances; and

WHEREAS, the City Council of the City of Angleton, Texas, desires to amend the Code of Ordinances to provide for a uniform and consolidated schedule of fees; and

WHEREAS, the City Council of the City of Angleton, Texas, procured and contracted with Gunda/Ardurra Consultants to conduct a Comprehensive Fee Study utilizing both the cost recovery analysis and comparative fee analysis methodology to determining reasonable, fair and equitable fees, as compared to benchmark cities in the region, having similar city composition.

WHEREAS, on December 10, 2024, the City of Angleton City Council conducted a public hearing and continued said public hearing until January 28, 2025, discussed and considered the written and proposed user fee recommendations, public, developers, and stakeholder input received since August of 2024 regarding the proposed user fee schedule; and

WHEREAS, the City Council of the City of Angleton, Texas, finds and determines that the adoption of a consolidated schedule of fees and of conforming amendments and additions to the Code of Ordinances of the City of Angleton, Texas, necessary to preserve the good government, order, and security of the City of Angleton, Texas, and its inhabitants.

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

SECTION 1. All of the facts recited in the preamble to this Ordinance are found by the City Council to be true and correct and are incorporated by reference herein and expressly made a part hereof, as if copied herein verbatim.

SECTION 2. The Code of Ordinances, City of Angleton, Texas is hereby amended by revising Chapter 2 - Administration, Article X. - Fee Schedule of the Code of Ordinances of the City of Angleton, Texas, which said article and corresponding section(s) shall be amended as follows

ORDINANCE NO.

and attached is "Exhibit A":

SECTION 3. (That Chapter 5 be REVISE as follows) Buildings and Building Regulations, Article V. - Electrical, Division 6. - Permits, Sec. 5-147. - "Electrical permit fees." of the Code of Ordinances, City of Angleton, Texas is amended to read as follows:

"Sec. 5-147. - Electrical permit fees.

The holder of the master electrician's license making or supervising any installation, alteration or change of the electrical wiring and apparatus in any building within the jurisdiction of the city shall pay the city through the code enforcement department inspections fees in the amount(s) listed in the fee schedule of the City of Angleton for each of the items disclosed by the permit application. In any case, the minimum permit fee charged shall be **\$20.00 as set forth in the fee schedule of the City of Angleton."**

SECTION 4. (That Chapter 5 be REVISE as follows) Buildings and Building Regulations, Article VI. - Mechanical Code, Division 5. - Permits and Inspections, Sec. 5-227. - "Mechanical permit fees.", Subsection of the Code of Ordinances, City of Angleton, Texas is hereby amended to read as follows:

"Sec. 5-227. - Mechanical permit fees.

The person requesting a permit under this article may pay the city through the code enforcement department mechanical permitting fees in the amount(s) listed in the fee schedule of the City of Angleton. In any case, the minimum permit fee charged shall be **\$20.00 as set forth in the fee schedule of the City of Angleton."**

SECTION 5. (That Chapter 7 be REVISE as follows) Fire Prevention and Protection, Article I. - In General, Sec. 7-3. - "Permit fees." of the Code of Ordinances, City of Angleton, Texas is amended to read as follows:

"Sec. 7-3. - Permit fees.

The amount of any fee created in this chapter or referenced in the technical codes shall be specified in the fee schedule of the City of Angleton. Any permit that does not have a set fee by council shall have a fee from this day forward and will have a fee ~~of \$20.00."~~ **as set forth in the fee schedule of the City of Angleton."**

SECTION 6. The amended Consolidated Schedule of Fees for the City of Angleton attached hereto as Exhibit "A" is hereby adopted.

SECTION 7. All remaining portions of provisions amended by this Ordinance, as contained within the Code of Ordinances of the City of Angleton, Texas, not hereby amended shall remain in full force and effect, in accordance with the terms of this Ordinance, as published in the Code of Ordinances of the City of Angleton, Texas.

SECTION 8. Repeal. All ordinances or parts of ordinances inconsistent or in conflict are, to the extent of such inconsistency or conflict, hereby repealed.

ORDINANCE NO.

SECTION 9. Penalty. Any person who violates or causes, allows, or permits another to violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than Five Hundred Dollars (\$500.00), unless such violation is governed by fire safety, zoning, or public health and sanitation including dumping of refuse in which case the fine amount shall not be more than Two Thousand Dollars (\$2,000.00), except where state law provides otherwise, in which case the range of the fine shall be as provided in such state law. Each occurrence of any such violation of this Ordinance shall constitute a separate offense. Each day on which any such violation of this Ordinance occurs shall constitute a separate offense.

SECTION 10. Severability. In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Angleton, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional whether there be one or more parts.

SECTION 11. Effective Date. This Ordinance shall take effect immediately upon execution, with passage and approval by the City Council of the City of Angleton, Texas, and shall be enforceable when published, as required by law.

PASSED AND APPROVED ON THE 11TH DAY OF FEBRUARY, 2025.

CITY OF ANGLETON, TEXAS

John Wright, Mayor

ATTEST:

Michelle Perez, TRMC, CMC