

ORDINANCE NO. 2022-12

AN ORDINANCE OF THE CITY OF BRECKENRIDGE, TEXAS, REPEALING AND REPLACING ORDINANCE NO. 22-01; ESTABLISHING A GENERAL FEE SCHEDULE FOR THE CITY OF BRECKENRIDGE; INCLUDING REVISED RATES FOR WATER AND SEWER SERVICES; PROVIDING AN OPEN MEETINGS CLAUSE; ESTABLISHING A REVENUE DEFICIT SURCHARGE ON ALL UTILITY ACCOUNTS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Breckenridge desires to provide a single and convenient location for a list of all fees charged by the City of Breckenridge; and

WHEREAS, the City Commission hereby authorizes amendments to the fee schedule by minute order of the City Commission.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF BRECKENRIDGE, TEXAS:

- I. **Repeal.** Ordinance No. 2022-01 adopted on February 1, 2022, is hereby repealed. All other ordinances or parts of ordinances in conflict herewith shall be and are hereby repealed to the extent of such conflict.
- II. **Enactment.** Ordinance No. 2022-12 shall be the Fee Schedule Ordinance of the City of Breckenridge and shall establish all fees under the Breckenridge Code of Ordinances.

Fee Schedule of the City of Breckenridge, Texas
Effective October 1, 2022

I. Chapter 3 - Parks, playgrounds, etc.

(A) **Non Profit Organization**

Non Profit Organizations may request the rental fee be waived for the facility; however, the deposit shall be required.

(B) **Park Pavilion and Trade Barn Rental (Sec. 3.20)**

- (1) Daily Rental Fee \$50.00
- (2) A deposit not to exceed \$100.00 shall be charged with said deposit being returned to the renter upon leaving the facilities in an appropriate condition, to include but not be limited to all trash picked up, lights turned off, doors locked and restrooms satisfactorily cleaned.

(C) **City Pool Per Session Fee (Sec. 3.20)**

- (1) Individual, ages 4 years old and up \$3.00
- (2) Individual, ages 3 years old and under free
- (3) Child care facility with prior approval from Public Services Director \$2.00

(D) **Pool Party Rates (Sec. 3.20)**

- (1) 2-hour (minimum) rental available on Saturdays only. Maximum 150 people. \$250.00
- (2) A \$50.00 deposit is required and refundable if the pool area is left clean.

II. Chapter 4 - Animals and Fowl

- (A) **Permit for Selling, Grooming, Breeding, or Boarding of Dogs (Sec. 4-14):** \$75.00 per year

- (B) Dog License Fee (Sec. 4-20): \$10.00 per year
 *The Dog License Fee may be waived by the Animal Services Supervisor in the interest of animal care.
- (C) Impoundment Fees (Sec. 4-31):
- | | | |
|-----|---|--|
| (1) | Impounded dog, cat, or fowl: | |
| | (a) Pound Fee: | \$15.00 per animal or fowl |
| | (b) Board Fee: | \$10.00 per 24-hour period or part thereof |
| | (c) Impounded dog without City License: | \$25.00 |
| | (d) The cost of any vaccinations or veterinary care provided to the animal while impounded: | \$25.00 Minimum |
| (2) | All other impounded animals: | |
| | (a) Pound Fee: | \$20.00 per animal |
| | (b) Board Fee: | \$15.00 per 24-hour period or part thereof |
| | (c) The cost of any vaccinations or veterinary care provided to the animal while impounded: | \$25.00 Minimum |
- (D) Dangerous Dog Registration Fee (Sec 4-40): \$50.00 per year

III. Chapter 5 - Buildings and Structures

- (A) Building Permits (Sec. 5-3):
- | | | |
|-----|--------------------------|-------------------------------------|
| (1) | New Construction: | \$50.00 plus \$0.05 per square foot |
| (2) | Remodel - Residential: | \$50.00 |
| (3) | Remodel - Commercial: | \$50.00 plus \$0.05 per square foot |
| (4) | Sign, Fence, and Window: | \$40.00 |
- (B) Demolition Permits (Sec. 5-4): \$100.00 plus insurance
- (C) Electrical Permits (Sec. 5-37):
- | | | |
|-----|--------------------|-------------------------------------|
| (1) | Residential: | \$40.00 |
| (2) | Commercial: | \$40.00 plus \$0.05 per square foot |
| (3) | Re-inspection Fee: | \$25.00 per trip |
| (4) | Meter Upgrade: | \$75.00 |
- (D) Permit to Move Building (Sec. 5-51): \$50.00
- (E) Plumbing Permits and Inspections (Sec. 5-60.1):
- | | | |
|-----|--|-------------------------------------|
| (1) | Residential: | \$40.00 |
| (2) | Commercial: | \$40.00 plus \$0.05 per square foot |
| (3) | Re-inspection Fee: | \$25.00 per trip |
| (4) | Inspections outside of normal business hours: | Not available |
| (5) | Inspections - no fee is specifically indicated: | \$20.00 per hour (1/2 hour minimum) |
| (6) | Additional plan review required by changes, additions, or revisions to approved plans: | \$20.00 per hour (1/2 hour minimum) |
- (F) Gas Permits and Inspections (Sec. 5-61.1):
- | | | |
|-----|---|------------------|
| (1) | Permit: | \$40.00 |
| (2) | Re-inspection Fee: | \$25.00 per trip |
| (3) | Inspections outside of normal business hours: | Not available |
- (G) Mechanical Permits and Inspections (Sec. 5-100):
 *For installation of heating, ventilating, refrigeration, or air conditioning systems
- | | | |
|-----|--------------------|-------------------------------------|
| (1) | Residential: | \$40.00 |
| (2) | Commercial: | \$40.00 plus \$0.05 per square foot |
| (3) | Re-inspection Fee: | \$25.00 per trip |

IV. Chapter 9 - Fire Protection and Prevention

- (A) Fire Sprinkler Permits (Sec. 9-9): \$40.00

V. Chapter 10 - Garbage, Trash, Weeds and Other Wastes

- (A) Administrative Sanitation Fee: \$5.00

(B) Trash Rate Codes:

(RI = Residential Inside City Limits, CI = Commercial Inside City Limits, RO = Residential Outside City Limits, CO = Commercial Outside City Limits)

T1 - RI	1 Poly Cart	\$ 16.25
T2 - RI	2 Poly Carts	\$ 24.35
T3 - RI	3 Poly Carts	\$ 32.50
T7 - RO	1 Poly Cart	\$ 16.25
T8 - RO	2 Poly Carts	\$ 24.35
T9 - RO	3 Poly Carts	\$ 32.50
T13-CI at RI rate	1 Poly Cart	\$ 16.25
T25	1 Poly Cart Delivery/Removal	\$28.00 per occur.
Lockbar Rental		\$13 per occur
Lockbar Installation		\$93.00 per occur.

(C) Convenience Station - Disposal Fee (Sec. 10-40):

- (1) Per Cubic Yard: \$21.50
 (2) Less than one (1) Cubic Yard: \$7.00 Minimum*
 *Appropriate Fee for portion on 1 Cubic Yard
 (3) Citizens show their utility bill permitted 1 free dump each month

VI. Chapter 13 - Occupational Licenses and Regulations

- (A) Permit Fee for Shows, Circuses, etc. (Sec. 13-3): \$50.00 per day

(B) Peddler License Fees (Sec. 13-65):

- (1) Peddler or Solicitor:
 (a) Application Fee: \$30.00
 (b) License Fee: \$35.00
 (2) Itinerant Vendor:
 (a) License Fee: \$250.00
 (3) Canvasser:
 (a) Application Fee: None
 (b) License Fee: None
 (4) Mobile Food Vendor:
 (a) Application Fee: \$25.00

VII. Chapter 14 - Offenses and Miscellaneous Provisions

- (A) Sport Shooting Range Application Fee (Sec. 14-2): \$25.00

VIII. Chapter 16 - Cemetery

(A) Costs (Sec. 16-10)

- (1) Administration Fee \$ 50.00

(2)	Section A	Plot - Upright Head / Foot Stone	\$ 1,000.00
		Plot - Flat Head / Foot Stone	\$ 800.00
		Urn	\$ 150.00
(3)	Section B	Plot - Upright Head / Foot Stone	\$ 1,200.00
		Plot - Flat Head / Foot Stone	\$ 1,000.00
		Urn	\$ 150.00
(4)	Section C	Plot - Upright Head / Foot Stone	\$ 1,000.00
		Plot - Flat Head / Foot Stone	\$ 800.00
		Urn	\$ 150.00
(5)	Section J	Plot - Upright Head / Foot Stone	\$ 800.00
		Plot - Flat Head / Foot Stone	\$ 400.00
		Urn	\$ 150.00
(6)	Section K	Plot - Upright Head / Foot Stone	\$ 600.00
		Plot - Flat Head / Foot Stone	\$ 300.00
		Urn	\$ 150.00
(7)	Baby Land	Plot - Flat Head / Foot Stone	\$ 50.00
(8)	Columbarium	Niches	\$ 400.00
			\$125.00

IX. Chapter 17 - Streets and Sidewalks

- (A) Permit for Network Nodes (Sec. 17-77): \$500.00 for up to 5 Nodes*
\$250.00 each Node after 5*
- (B) Permit for Node Support Poles (Sec. 17-77): \$1,000.00*

**These fees shall only be changed pursuant to Chapter 284 of the Texas Local Government Code.*

- (C) Public Right-of-Way Fees (Sec. 17-78):
- (1) Transport Facilities: \$28.00 per Node in Right-of-Way per month**
- (2) Network Nodes: \$250.00 per Node per year**
- (3) Use of Service Poles: \$20.00 per Pole utilized, per year**

***These fees may be increased annually by an amount equal to one-half of the annual change in the consumer price index, as per Section 284.054 of the Texas Local Government Code. Any other changes shall only be made pursuant to Chapter 284 of the Texas Local Government Code.*

X. Chapter 21 - Water and Sewers

- (A) Water Taps (Sec. 21-1):
- (1) 3/4-inch water tap only \$ 1,250.00
- (2) 3/4-inch water tap and pavement repair \$ 1,750.00
- (3) 3/4-inch water tap, bore and pavement repair \$ 2,575.00
- (4) 1-inch water tap only \$ 1,450.00
- (5) 1-inch water tap and pavement repair \$ 1,950.00
- (6) 1-inch water tap, bore and pavement repair \$ 2,775.00
- (7) 1 1/2-inch water tap only \$ 1,650.00
- (8) 1 1/2-inch water tap and pavement repair \$ 2,150.00

(9)	1 1/2-inch water tap, bore and pavement repair	\$ 2,975.00
(10)	2-inch water tap only	\$ 1,850.00
(11)	2-inch water tap and pavement repair	\$ 2,350.00
(12)	2-inch water tap, bore and pavement repair	\$ 3,175.00

(B) Meter Sets (Sec. 21-1):

(1)	3/4-inch meter set	\$ 270.00
(2)	3/4-inch meter set outside city limits	\$ 540.00
(3)	1-inch meter set	\$ 410.00
(4)	1-inch meter set outside city limits	\$ 820.00
(5)	2-inch meter set	\$ 1,450.00
(6)	2-inch meter set outside city limits	\$ 2,900.00

(C) Sewer Taps (Sec. 21-1):

(1)	4-inch sewer tap only	\$ 1,630.00
(2)	4-inch sewer tap and pavement repair	\$ 1,980.00
(3)	4-inch sewer tap, bore and pavement repair	\$ 3,600.00
(4)	Sewer services larger than four inch require connection to an existing or installed manhole and shall be contracted and paid for by the requester.	

ROCK CLAUSE: the extra cost for excavation of rock shall be in addition to the fees associated above with the Water and Sewer Taps.

(D) Minimum Security Deposit (Sec. 21-11):

(1)	Customers in good standing:	\$200.00
<i>At least two times the minimum rate for single-family residential homes within the City limits.</i>		
(2)	Customers with 2 or more disconnects within a 12 month period:	\$400.00
(3)	If, in the judgement of the finance director, the minimum security deposit shall be insufficient to insure the city against loss due to nonpayment of a final bill as a result of a customer's use of water above the normal use or based on the payment history, then such customer shall be required to make a deposit in an amount which in the judgement of the city secretary will be sufficient to insure the city against loss due to nonpayment of final bill.	

(E) Extensions & Pay Arrangements (Sec. 21-11):

- (1) Payment Extensions: ONLY Two (2) extensions of a maximum of ten (10) calendar days will be permitted on each account within a calendar year.
- (2) Payment Arrangements: At the discretion of the Finance Director or her/his designee, payment arrangements will be considered on a case by case basis. Account holder must come in to complete an application for the Finance Director's review, approval and conditions of arrangement fully explained and signed off by the account holder.
- (3) Residential customers may request a temporary exemption of late charges once within a calendar year if they have a satisfactory 12-month history of on-time payments for utilities with the City.

(F) Water Rate Schedule (Sec. 21-12):

	<i>Inside City Limits</i>	<i>Outside City Limits</i>
(1) <i>Residential Single Family:</i>		
First 2,000 gallons (minimum):	\$42.00	\$64.00
Next 3,000 gallons, per thousand:	\$7.05	\$10.90
Next 5,000 gallons, per thousand:	\$7.50	\$11.55
Next 10,000 gallons, per thousand:	\$8.75	\$13.40
Over 20,000 gallons, per thousand:	\$10.00	\$15.35

(2)	<i>Commercial and Apartments:</i>		
	First 2,000 gallons (minimum):	\$52.00	\$79.90
	Next 3,000 gallons, per thousand:	\$7.05	\$10.90
	Next 5,000 gallons, per thousand:	\$7.50	\$11.55
	Next 10,000 gallons, per thousand:	\$8.75	\$13.40
	Over 20,000 gallons, per thousand:	\$10.00	\$15.35
(3)	Add \$5.40 or \$10.80 to the minimum charge for each additional family, apartment or house over two (2) allowed for \$49.50 or \$74.25 minimum that is connected to the same meter .		
(4)	<i>Texas Department of Criminal Justice - Walker Sayle Unit:</i>		
	per one thousand gallons:		\$8.60
(5)	<i>High Mesa Water Company:</i>		
	First 2,000 gallons (minimum):		\$45.50
	2,001 gallons and over, per one thousand gallons:		\$6.00
(6)	<i>Stephens Regional Special Utility District:</i>		
	per one thousand gallons:		\$6.00
(7)	<i>Plant Water:</i>		
	per one thousand gallons:		\$12.50
(8)	<i>Meter Access:</i>		
	Meter Reader unable to access meter to get reading due to customer parking over meter or any blocking meter access in any way.		\$25.00
(G)	<u>Delinquent Account Fees (Sec. 21-15):</u>		
	(1) Late Payment Fee:		\$25.00
	(2) Reconnection Fee:		
	(a) During normal operating hours:		\$10.00
	(b) After hours:		\$25.00
(H)	<u>Rereads (Sec. 21-16):</u>		\$10.00*
(I)	<u>Temporary Disconnection of Service (Sec. 21-17):</u>		
	(1) Disconnection during normal operating hours:		\$10.00
	(2) Disconnection after hours:		\$25.00
	(3) Meter Tampering**		\$100.00
(J)	<u>Connection and Transfer Fees (Sec. 21-19):</u>		
	(1) Connection Fee:		
	(a) During normal operating hours:		\$10.00
	(b) After hours:		\$25.00
	(2) Transfer Fee:		
	(a) During normal operating hours:		\$10.00
	(b) After hours:		\$25.00
(K)	<u>Sewer Service Charges (Sec. 21-44):</u>		
		<i>Inside City Limits</i>	<i>Outside City Limits</i>
(1)	<i>Residential Single Family:</i>		
	First 5,000 gallons (minimum):	\$45.00	\$71.25
	Over 5,000 gallons, per thousand:	\$4.50	\$7.10
	Maximum monthly charge:	\$93.75	\$140.60

(2)	<i>All other use:</i>		
	First 5,000 gallons (minimum):	\$49.50	\$78.40
	Over 5,000 gallons, per thousand:	\$6.00	\$9.50
2	Maximum monthly charge:	\$500.00	\$750.00
(3)	<i>* Sewer Irrigation Credit:</i>		
	Residential Single Family:	\$30.00	\$60.00
	All other use:	\$105.00	\$210.00
(4)	<i>Texas Department of Criminal Justice - Walker Sayle Unit:</i>		
	per thousand gallons of water, or portion thereof, used monthly:		\$5.05
(5)	If a customer installs a separate irrigation meter to provide for the separate metering of irrigation water they may request to be charged for water use only and not to be charged for sewer services.		
(L)	<u>Reconnection Fee</u> (Sec. 21-44):		
	(1) Reconnection during normal operating hours:		\$10.00
	(2) Reconnection after hours:		\$25.00

*** Sewer Irrigation Credit must be requested by the customer each month qualified.**

**** Meter Tampering / Theft of Services:**

In an effort to deter losses in water revenue, service calls and meter repair, any detected water meter tampering will be reported to the police, investigated, and charges filed. Tampering with a water meter is a Class A misdemeanor in Texas and punishable by a fine not to exceed \$4000, confinement in jail for a term not to exceed 1 year, or both. Individuals responsible for tampering may also incur civil liability and additional fees. Anyone who reconnects water service in any way after the city has disconnected the water for nonpayment of delinquent bill. In addition to the amount of the delinquent bill, the reconnect fee, meter tampering fee and any damages shall be paid before water service will be reconnected. Any tampering with meter will result in meter removal and a tampering fee of \$100. Any account charged with tampering fee is required an additional \$300 deposit.

(M)	<u>Penalties for Violations relating to Grease Traps/Interceptors</u> (Sec. 21.93):		
	(1) Blockage Caused by a Generator:		
	(a) First Violation:		\$400.00
	(b) Second Violation (within 2 years of 1st):		\$500.00
	(c) Third Violation (within 2 years of 1st or 2nd):		\$750.00
	(d) Repeat Offenders (in addition to penalty (a), (b), or (c)):		\$250.00
	(2) General Violations:		
	(a) First Violation:		Written Warning
	(b) Second Violation (within 2 years of warning):		\$400.00
	(c) Third Violation (within 2 years of warning):		\$500.00
	(d) Fourth Violation (within 2 years of warning):		\$750.00
	(e) Repeat Offenders (in addition to penalty (b), (c) or (d)):		\$250.00

XI. Chapter 22 - Zoning

(A)	<u>Permits Related to Zoning</u> (Sec. 22-8):		
	(1) Mobile Home Permits:		\$50.00
	(2) Certificate of Occupancy (on commercial application):		\$20.00
	(3) Locating Portable Building:		\$40.00

III. Open Meetings.

It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Texas Local Government Code.

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IV. **Effective Date.**

This ordinance shall take effect on October 1, 2022 and shall be published prior to that time according to the terms of the City Charter and the Texas Local Government Code.

The above and foregoing ordinance was duly proposed, read in full, and adopted upon first reading on August 2, 2022 at a regular meeting of the City Commission.

The above and foregoing ordinance was read and finally adopted upon second reading on September 6, 2022 at a regular meeting of the City Commission.

Bob Sims, Mayor

ATTEST:

Jessica Sutter, City Secretary

S E A L