

## **ORDINANCE**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, AMENDING THE CITY'S FEE SCHEDULE IN ORDINANCE CSO#3069-09-2022 BY ADDING FEES ASSOCIATED WITH THE REGISTRATION OF SHORT TERM RENTAL PROPERTIES; FINDING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS OPEN TO THE PUBLIC AND THAT THE RECITALS ARE TRUE; CONTAINING A SEVERABILITY CLAUSE, CUMULATIVE CLAUSE, AND EFFECTIVE DATE.**

**WHEREAS**, the City of Burleson, Texas is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS**, the City Council passed Ordinance CSO#3069-09-2022, which, among other things, provided a fee schedule that contained a list of all fees charged by the City of Burleson (save and except water and wastewater impact fees and solid waste collection rates which are wholly contained in separate ordinances); and

**WHEREAS**, the fee schedule needs to be amended to provide for additional fees related to the registration of short term rental properties for the 2022-23 fiscal year; and

**WHEREAS**, the proposed additional fee is included in the schedule depicted below as Exhibit "A" and incorporated as part of this Ordinance (the "Additional Fee Schedule"); and

**WHEREAS**, such Additional Fee Schedule is intended to be added to the Incorporated Fee Schedule in Ordinance CSO#3069-09-2022; and

**WHEREAS**, the City Council desires that the Additional Fee Schedule be added the current fee schedule set forth in Ordinance CSO#3069-09-2022.

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

### **Section 1.**

Ordinance CSO#3069-09-2022 is hereby amended so that the Additional Fee Schedule attached hereto as Exhibit "A" shall supplement and be added to the Incorporated Fee Schedule in Ordinance CSO#3069-09-2022.

### **Section 2.**

The City Council finds and determines that the meeting at which this ordinance is passed was open to the public as required by law and that public notice of the time, place and purpose of said meeting was duly given as required by the Texas Open Meetings Act.

### **Section 3.**

The above and foregoing recitals are hereby found to be true and correct and are incorporated herein as findings of fact. The City Council further finds and determines that the rules, regulations, terms, conditions, provisions and requirements of this ordinance are reasonable and necessary to protect the public health, safety and quality of life in the City.

### **Section 4.**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the city council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

### **Section 5.**

This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City of Burleson, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

### **Section 6.**

This ordinance shall take effect on \_\_\_\_\_, 20\_\_\_\_ and from and after its passage and publication in accord with the provisions of the Texas Local Government Code.

**AND IT IS SO ORDAINED.**

### **PASSED AND APPROVED:**

**First Reading:** the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

**First Reading:** the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

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Chris Fletcher, Mayor  
City of Burleson, Texas

ATTEST:

APPROVED AS TO FORM:

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Amanda Campos, City Secretary

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E. Allen Taylor, Jr., City Attorney

**Exhibit “A”: Additional Fee Schedule**

Short Term Rental Permit Application Fee (Section 14-576(c))	\$150.00 (non-refundable)
Short Term Rental Permit Renewal Application Fee (Section 14-577(e))	\$150.00 (non-refundable)